

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 31, 1998

**TWO HUNDRED SIXTY-EIGHTH SESSION DAY
SIX HUNDRED THIRTY-EIGHTH 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 31, 1998

The Assembly met at 8:30 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 8:31 a.m., Speaker pro Tempore Kuehl placed a quorum call upon the Assembly.

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

Quorum Present

At 9:15 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

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

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

PRAYER

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

Lord God, As we pray at the end of this session, we thank You for the goodness and mercy that You have showered upon us. Lord, we ask that You be with us in the coming months and guide the people of this great state as they exercise their citizenship. Whatever the consequences, we will have You as our Guide and our Judge. May Your Spirit descend upon the people of California to kindle the fires of faith, so that this land will glow brightly as a beacon of hope for all mankind. Grant joy and peace to those whose work in this Assembly is concluded and to all others give strength and wisdom for the future.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Sweeney 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 Strom-Martin, seconded by Assembly Member Bordonaro.

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 Firestone and Takasugi.

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

97124

August 13, 1998

*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 some administrative practices of the Cajon Valley Union School District (district). This report concludes that the district needs to improve its procedures to account for and safeguard its property and equipment. Further, the district does not always follow its own policies or state or county guidelines for procuring goods and services or managing contracts.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Education.

REPORTS

The following report was presented by the Chief Clerk:

**Nuclear Power Emergency Preparedness
Annual Report to the Legislature
(Pursuant to Chapter 759 (SB 876), Statutes of 1993)**

Above transmitted report, together with letter of transmittal from Richard Andrews, Director, Office of the Director, Governor’s Office of Emergency Services, Sacramento, dated August 4, 1998, referred by the Speaker to the Committee on Governmental Organization.

**REPORTS OF STANDING COMMITTEES
Committee on Banking and Finance**

August 28, 1998

Mr. Speaker: Your Committee on Banking and Finance reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 1622

PAPAN, Chairman

Above bill ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber, August 28, 1998

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

- Senate Bill No. 19
- Senate Bill No. 270
- Senate Bill No. 277
- Senate Bill No. 281
- Senate Bill No. 328
- Senate Bill No. 473
- Senate Bill No. 489
- Senate Bill No. 537
- Senate Bill No. 791
- Senate Bill No. 822
- Senate Bill No. 924
- Senate Bill No. 988
- Senate Bill No. 1033
- Senate Bill No. 1361
- Senate Bill No. 1393
- Senate Bill No. 1397
- Senate Bill No. 1415
- Senate Bill No. 1454
- Senate Bill No. 1462
- Senate Bill No. 1522

- Senate Bill No. 1615
- Senate Bill No. 1624
- Senate Bill No. 1641
- Senate Bill No. 1645
- Senate Bill No. 1681
- Senate Bill No. 1691
- Senate Bill No. 1696
- Senate Bill No. 1712
- Senate Bill No. 1753
- Senate Bill No. 1754
- Senate Bill No. 1829
- Senate Bill No. 1835
- Senate Bill No. 1900
- Senate Bill No. 1909
- Senate Bill No. 1941
- Senate Bill No. 1950
- Senate Bill No. 1980
- Senate Bill No. 1981
- Senate Bill No. 1988
- Senate Bill No. 2014

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

Senate Chamber, August 28, 1998

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

- Senate Bill No. 2030
- Senate Bill No. 2034
- Senate Bill No. 2045
- Senate Bill No. 2055
- Senate Bill No. 2074

- Senate Bill No. 2145
- Senate Bill No. 2177
- Senate Bill No. 2208
- Senate Bill No. 2215
- Senate Bill No. 2234

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

Senate Chamber, August 30, 1998

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

- | | |
|----------------------|----------------------|
| Senate Bill No. 309 | Senate Bill No. 1690 |
| Senate Bill No. 330 | Senate Bill No. 1697 |
| Senate Bill No. 393 | Senate Bill No. 1715 |
| Senate Bill No. 409 | Senate Bill No. 1744 |
| Senate Bill No. 715 | Senate Bill No. 1785 |
| Senate Bill No. 971 | Senate Bill No. 1825 |
| Senate Bill No. 984 | Senate Bill No. 1832 |
| Senate Bill No. 1190 | Senate Bill No. 1868 |
| Senate Bill No. 1194 | Senate Bill No. 1878 |
| Senate Bill No. 1292 | Senate Bill No. 1879 |
| Senate Bill No. 1412 | Senate Bill No. 1896 |
| Senate Bill No. 1453 | Senate Bill No. 1934 |
| Senate Bill No. 1468 | Senate Bill No. 1955 |
| Senate Bill No. 1481 | Senate Bill No. 1979 |
| Senate Bill No. 1485 | Senate Bill No. 2048 |
| Senate Bill No. 1530 | Senate Bill No. 2049 |
| Senate Bill No. 1537 | Senate Bill No. 2068 |
| Senate Bill No. 1540 | Senate Bill No. 2070 |
| Senate Bill No. 1550 | Senate Bill No. 2082 |
| Senate Bill No. 1555 | Senate Bill No. 2085 |
| Senate Bill No. 1559 | Senate Bill No. 2116 |
| Senate Bill No. 1560 | Senate Bill No. 2126 |
| Senate Bill No. 1679 | Senate Bill No. 2159 |
| Senate Bill No. 1689 | Senate Bill No. 2199 |

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

Senate Chamber, August 30, 1998

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

Assembly Bill No. 2075

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

Above bill ordered enrolled.

Senate Chamber, August 30, 1998

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

Assembly Bill No. 468

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 30, 1998

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 48 | Assembly Bill No. 2415 |
| Assembly Bill No. 1784 | Assembly Bill No. 2782 |
| Assembly Bill No. 1791 | Assembly Bill No. 2804 |
| Assembly Bill No. 2025 | |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

August 30, 1998

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 225 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

BEST WISHES EXTENDED TO DAISY JOHNSON

Speaker pro Tempore Kuehl announced that Daisy Johnson was retiring today after 9 years of service in the Chief Clerk's office and was joined by the Members of the Assembly in extending congratulations and best wishes to her in her retirement.

ANNOUNCEMENT

The Members of the Assembly extended congratulations to Assembly Member Steve Baldwin and his wife, Patti Jo, upon the birth of their son Robert Clay Baldwin, born on August 17, 1998.

ADJOURN IN MEMORY

Assembly Member Bowen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edward Rutowski, of Pacific Palisades, Chair of Adult Programs Committee and PSYCHRATICA, and longtime volunteer at the Unitarian Universalist Community Church of Santa Monica.

Assembly Member Bowler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Merle James Hasty, of Sacramento.

Assembly Member Honda was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bob Spaulding, of San Jose.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his father, Richard Cornelius Wildman.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:20 a.m., by unanimous consent, the members of the Committee on Budget 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 CONSENT CALENDAR

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

Consent Calendar—Senate Bills

SENATE CONCURRENT RESOLUTION NO. 98 (Hurtt)—Relative to state employee merit awards.

Resolution read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:23 a.m.

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

CONSIDERATION OF SPECIAL CONSENT CALENDAR

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

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 668 (Aroner)—An act to add Section 14132.97 to the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1788 (Wright)—An act to amend Section 647 of the Penal Code, and to amend Sections 13201.5 and 22659.5 of the Vehicle Code, relating to prostitution.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1875 (Prenter)—An act to amend Section 52891 of, to repeal Section 6043.2 of, and to add Article 12 (commencing with Section 52981) to Chapter 4 of Division 18 of, the Food and Agricultural Code, relating to agriculture.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1911 (Ashburn)—An act to add Section 14132.64 to the Welfare and Institutions Code, relating to health care.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2197 (Washington)—An act to add Section 1209.5 to the Penal Code, relating to penalties.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2198 (Washington)—An act to add Chapter 2.3 (commencing with Section 16135) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2387 (Baugh)—An act to add and repeal Section 14124.12 of the Welfare and Institutions Code, relating to healing arts.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2492 (Pringle)—An act to amend Sections 12401.5 and 12409 of the Insurance Code, relating to insurance.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2494 (Aguiar)—An act to amend Sections 4711 and 4712 of, and to add Section 4714 to, the Welfare and Institutions Code, relating to developmental services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2630 (Wright)—An act to add Section 6253.2 to the Government Code, relating to public records.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2699 (Pringle)—An act to add Sections 25350.75, 25350.85, 25350.95, 25350.105, and 25350.115 to, and to add and repeal Section 29530.6 of, the Government Code, to add and repeal Section 33670.95 of the Health and Safety Code, to add Section 96.165 to the Revenue and Taxation Code, and to add and repeal Section 2128.1 of the Streets and Highways Code, relating to local government finance, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2773 (Committee on Human Services)—An act to amend Sections 8700, 8707, 8708, and 8711 of, and to add Sections 8710.1, 8710.2, 8710.3, and 8710.4 to, the Family Code, to amend Sections 1505 and 1530.8 of, and to add Section 1502.6 to, the Health and Safety Code, and to amend Sections 319, 361.3, 361.5, 366, 366.1, 366.21, 366.22, 366.26, 366.3, 366.4, 10950, 11155.5, 11400, 11401, 11404.1, 11478.1, 16100, 16120, and 16501.1 of, and to add Sections 16131 and 16508.1 to, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

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

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

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

NOES—None

At 9:28 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

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

SENATE BILL NO. 1375 (Rosenthal)—An act to amend Sections 19531 and 19596.1 of, and to repeal Section 19549.2 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:29 a.m.

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

SENATE BILL NO. 2139 (Lockyer)—An act to amend Sections 470.3, 6152, 6301, 6302.5, 6321, 6322, 6341, 7028.2, 17209, 17536.5, and 25762 of the Business and Professions Code, to amend Sections 798.61, 1181, 1719, 1780, 1812.10, 2984.4, and 3342.5 of the Civil Code, to amend Section 77, 82, 84, 86, 86.1, 91, 116.120, 116.210, 116.231, 116.250, 116.760, 116.770, 116.940, 116.950, 134, 166, 170.5, 170.7, 179, 194, 195, 198.5, 200, 215, 217, 234, 269, 274a, 274c, 392, 393, 395, 396, 396a, 400, 402, 422.30, 425.10, 425.11, 489.220, 564, 575, 575.1, 580, 581d, 594, 628, 631, 632, 655, 668, 670, 685.030, 688.010, 697.310, 697.350, 697.540, 703.600, 706.105, 708.180, 720.160, 720.260, 720.420, 871.3, 904.1, 904.2, 904.5, 911, 912, 996.430, 1014, 1033, 1052, 1052.5, 1060, 1068, 1085, 1103, 1134, 1140, 1141.11, 1141.12, 1161.2, 1167.2, 1171, 1206, 1281.5, 1283.05, 1287.4, 1710.20, 1775.1, and 2015.3 of, to amend the heading of Chapter 5 (commencing with Section 81) of Title 1 of Part 1 of, to add Sections 32.5, 38, 395.9, 399.5, 402.5, and 582.5 to, to add Chapter 5.1 (commencing with Section 85) to Title 1 of Part 1 of, and to add a heading to Article 1 (commencing with Section 85) and Article 2 (commencing with Section 90) to Chapter 5.1 of Title 1 of Part 1 of, and to repeal Sections 83, 85, 87, 88, 89, and 422.20 of, and to repeal the headings of Article 1 (commencing with Section 81) and Article 2 (commencing with Section 90) of Chapter 5 of Title 1 of Part 1 of, the Code of Civil Procedure, to amend Sections 44944, 45312, 48294, 48295, 87675, 87679, and 88131 of the Education Code, to amend Sections 325, 327, 8203, 13107, 13109, and 13111 of the Elections Code, to amend Section 300 of the Evidence Code, to amend Section 400 of the Family Code, to amend Sections 1785, 1824, 1893, 3102, 17335, 18415.2, 18495, 31713, and 34113 of, and to amend and repeal Section 16154 of, the Financial Code, to amend Sections 210, 309, 2357, 4341, 4755, 5934, 12150, and 12151 of the Fish and Game Code, to amend Sections 7581, 12647, 25564, 27601, 29733, 30801, 31503, 31621, 31622, 43039, 52514, 53564, and 59289 of the Food and Agricultural Code, to amend Sections 910, 945.3, 990.2, 1770, 3501.6, 6701, 11189, 11511, 12965, 12972, 12980, 15422, 18671, 23220, 23296, 23398, 23579, 24055, 24057, 25351.3, 25560.4, 26299.008, 26524, 26665, 26806, 26820, 26820.4, 26824, 26826, 26826.01, 26863, 27082, 27647, 27706, 28003, 29603, 29610, 31469, 41606, 50920, 53069.4, 53075.6, 53075.61, 53679, 68071, 68072, 68074.1, 68081, 68084, 68086, 68090.7, 68093, 68098, 68108, 68112, 68114, 68114.5, 68114.6, 68115, 68152, 68206.2, 68505, 68513, 68540, 68542, 68542.5, 68546, 68547, 68551, 68620, 68902, 69510, 69744.5, 69746.5, 69753, 69957, 70141, 71002, 71004, 71010, 71040, 71042.5, 71045, 71080, 71083, 71085, 71088, 71091, 71092, 71093, 71094, 71095, 71098, 71099, 71100, 71140, 71141, 71143, 71145, 71180.5, 71181, 71220, 71221, 71264, 71267, 71280, 71280.1, 71280.2, 71280.3, 71280.4, 71280.5, 71340, 71341, 71380, 71381, 71382, 71384, 17386, 72055, 72056, 72056.01, 72056.1, 72060, 72190, 72190.1, 72190.2, 72193, 72194.5, 72196, 72197, 72198, 72301, 72302, 72604, 75101, 75103, 75602, 77003, and 77007 of, to amend the headings of Chapter 6 (commencing with Section 71001) of Title 8 of, Article 7 (commencing with Section 71260) of Chapter 6 to Title 8 of, Article 10 (commencing with Section 71380) of Chapter 6 of Title 8 of, and Chapter 8 (commencing with Section 72000) of Title 8 of, to add Sections 3075 and 70140 to, to repeal and add Chapter 5.1 (commencing with Section 70200) of Title 8 of, to repeal Sections 29605, 68078, 68202.5, 68541, 69741.7, 71080.5, 71080.6, 71080.7, 71084, 71087, 71091.1, 71096, 71097, 71180.3, 71180.4, 71181.1, and 72785 of, and to repeal Chapter 7 (commencing with Section 71600) of Title 8 of, the Government Code, to amend Sections 664 and 667 of the Harbors and Navigation Code, to amend Sections 108580, 111880, 111895, 117070, and 117120 of the Health and Safety Code, to amend Section 12961 of the Insurance Code, to amend Sections 98, 98.2, 3352, 5710, and 6613

of the Labor Code, to amend Section 467 of the Military and Veterans Code, to amend Sections 190.9, 682, 691, 726, 737, 740, 804, 806, 808, 810, 813, 827, 829, 830.1, 832.4, 851.8, 859, 859a, 860, 869, 949, 977, 977.2, 977.4, 987.1, 987.2, 988, 990, 1000, 1007, 1009, 1010, 1016, 1038, 1050, 1130, 1150, 1187, 1191, 1203.1, 1203.1c, 1214, 1235, 1269, 1269b, 1278, 1281a, 1327, 1368.1, 1382, 1424, 1427, 1428, 1429, 1429.5, 1447, 1449, 1458, 1459, 1462, 1462.2, 1463, 1463.1, 1463.22, 1466, 1468, 1471, 1538.5, 2620, 2621, 2623, 3076, 4004, 4022, 4024.1, 4112, 13125, 13151, and 14154 of, to amend the headings of Title 9 (commencing with Section 1235) and Title 11 (commencing with Section 1427) of Part 2 of, Chapter 1 (commencing with Section 1427), Chapter 2 (commencing with Section 1466), and Chapter 3 (commencing with Section 1471) of, Title 11 of Part 2 of, to add Sections 859c and 1039 to, and to repeal Sections 97, 1309, and 1462.1 of, the Penal Code, to amend Sections 3357, 3769, and 5560 of the Public Resources Code, to amend Sections 1794, 5411.5, and 103100 of the Public Utilities Code, to amend Sections 6776, 6777, 19232, 19233, and 19280 of the Revenue and Taxation Code, to amend Sections 1785 and 1786 of the Unemployment Insurance Code, to amend Sections 2802.5, 9872.1, 10751, 11205, 14607.6, 27360, 40230, 40256, 40502, 40506.5, 40508.6, 42008, and 42203 of the Vehicle Code, to amend Sections 310 and 1100 of the Water Code, to amend Sections 245, 255, 601.4, 603.5, 656, 661, 742.16, 3050, 3051, 3200, and 11350.7 of the Welfare and Institutions Code, to amend Section 22 of Chapter 201 of the Statutes of 1895, and to amend Section 4 of Chapter 238 of the Statutes of 1903, relating to courts, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—1

Pacheco

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

SENATE BILL NO. 557 (Leslie)—An act to amend Section 1626 of, and to add Section Sections 2052.1 and 2052.2 to, the Business and Professions Code, relating to healing arts.

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

Point of Order

Assembly Member McClintock arose to the following point of order:

Assembly Member Baugh’s allotted time of 5 minutes for debate has not expired.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

Aguilar	Davis	Kuykendall	Prenter
Alby	Ducheny	Lempert	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Torlakson
Bowler	Granlund	Morrissey	Washington
Brown	Havice	Morrow	Wayne
Bustamante	Hertzberg	Murray	Wildman
Cardenas	Honda	Napolitano	Wright
Cardoza	Keeley	Ortiz	Mr. Speaker
Cedillo	Knox	Pacheco	
Cunneen	Kuehl	Perata	

NOES—19

Ackerman	Campbell	McClintock	Richter
Ashburn	House	Miller	Runner
Baldwin	Kaloogian	Olberg	Thompson
Baugh	Leach	Oller	Woods
Brewer	Leonard	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 557: Assembly Member Granlund, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2092 (Polanco)—An act to add Section 14005.22 to the Welfare and Institutions Code, relating to Medi-Cal.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:52 a.m.

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

SENATE BILL NO. 324 (Rosenthal)—An act to add Section 2052.1 to the Business and Professions Code, relating to medicine.

At 9:58 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:59 a.m.

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

SENATE BILL NO. 1701 (Schiff)—An act to amend Section 51745 of the Education Code, and to amend Section 11322.6 of, and to add Section 1120.3 to, and to add Article 3.7 (commencing with Section 11340) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to juveniles.

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

Bill passed by the following vote:

AYES—51

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

NOES—26

Ackerman	Bowler	McClintock	Pringle
Aguiar	Brewer	Miller	Richter
Alby	Goldsmith	Morrow	Runner
Ashburn	Granlund	Olberg	Thompson
Baldwin	House	Oller	Woods
Baugh	Kaloogian	Pacheco	
Bordonaro	Margett	Poohigian	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1038 (Thompson)—An act to amend Sections 4512, 4596.5, 4640, 4646, 4646.5, 4648, 4648.1, 4681.1, 4685, 4689, 4712, 4712.5, 4731, 4740, 4741, 4742, 4743, 4744, 4745, and 4747 of, to add Sections 4685.1, 4689.7, 4697, 4742.1, and 4847 to, to add and repeal Section 4685.5 of, to repeal Section 4541 of, and to repeal and add Section 4696.1 of, the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

At 10:10 a.m., Hon. Fred Keeley, 27th District, presiding

SENATE BILL NO. 1064 (Johnston)—An act to amend Sections 2551.3, 17293, 49553, and 49559 of, to amend and renumber Section 8901 of, to add Article 7.1 (commencing with Section 54740) to Chapter 9 of Part 29 of, to repeal Sections 8900 and 8902 of, to repeal Article 17 (commencing with Section 8390) of Chapter 2 of, to repeal the heading of Chapter 6 (commencing with Section 8900) of, and to repeal Chapter 6.5 (commencing with Section 8910) of, Part 6 of, the Education Code, relating to education.

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

Bill passed by the following vote:

AYES—52

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

NOES—21

Ackerman	Bordonaro	McClintock	Pringle
Aguiar	Campbell	Miller	Runner
Ashburn	Goldsmith	Morrow	Woods
Baldwin	Granlund	Olberg	
Battin	House	Oller	
Baugh	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2186 (Knight)—An act to add Section 1023.5 to the Military and Veterans Code, relating to veterans homes.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1676 (Kopp)—An act to add Section 12209.6 to the Business and Professions Code, relating weights and measures.

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

Bill passed by the following vote:

AYES—72

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

NOES—2

Ackerman House

Bill ordered transmitted to the Senate.

SENATE BILL NO. 567 (Schiff)—An act to add Division 2 (commencing with Section 64000) to Title 6.7 of the Government Code, relating to the Transportation Finance Bank, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—76

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

NOES—2

Martinez McClintock

Bill ordered transmitted to the Senate.

At 10:18 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1765

The hour having arrived, Senate Bill No. 1765 was taken up.

(NOTE: Special Order set for 10 a.m.)

SENATE BILL NO. 1765 (Peace)—An act to add Chapter 7 (commencing with Section 12560) to Part 5 of Division 6 of the Water Code, relating to the Colorado River Management Program.

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

Senate Bill No. 1765 Passed Temporarily

By unanimous consent Senate Bill No. 1765 was passed temporarily on file.

At 10:20 a.m., Hon. Fred Keeley, 27th District, presiding

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

SENATE BILL NO. 977 (Sher)—An act to add Section 383.7 to the Public Utilities Code, relating to public utilities.

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

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Strom-Martin moved a call of the Assembly.

Motion carried. Time, 10:23 a.m.

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

SENATE BILL NO. 1574 (Committee on Budget and Fiscal Review)—An act making an appropriation in augmentation of the Budget Act of 1998, relating to state government, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:26 a.m.

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

SENATE BILL NO. 1854 (Committee on Agriculture and Water Resources)—An act to amend Section 21251 of the Public Contract Code, to amend Sections 10752 and 12310 of, and to add Sections 36424.1, 36561, and 37207.1 to, the Water Code, and to amend Sections 8.2 and 54 of the Sacramento County Water Agency Act (Chapter 10 of the Statutes of 1952, First Extraordinary Session), relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Rules Suspended

Assembly Member Cordoza was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 1854.

Bill read third time.

Motion to Amend

Assembly Member Cardoza moved the adoption of amendments.

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

SENATE BILL NO. 687 (Hughes)—An act relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

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

NOES—9

Ackerman	Kaloogian	Olberg
Baugh	McClintock	Runner
Brewer	Morrow	Thompson

The question being on the passage of the bill.

Bill passed by the following vote.

AYES—65

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

NOES—9

Ackerman	Kaloogian	Olberg
Baugh	McClintock	Runner
Brewer	Morrow	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 687, and on passage of the bill: Assembly Member Woods, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 779 (Calderon)—An act to amend Sections 311.5, 1701.1, 1701.2, 1701.3, 1701.4, 1706, 1759, and 1760 of, to amend, repeal, and add Sections 311, 1756, and 1758 of, to repeal Sections 311 and 1765 of, and to repeal, add and repeal, and add Sections 1757 and 1757.1 of, the Public Utilities Code, and to repeal Section 26 of Chapter 855 of the Statutes of 1996, relating to the Public Utilities Commission, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS ORDERED TRANSMITTED TO THE SENATE

By unanimous consent, all bills previously passed this day will be immediately transmitted to the Senate.

SENATE BILL NO. 1717 (Sher)—An act to add Section 3135 to, and to repeal and add Part 3 (commencing with Section 3400) of Division 8 of, the Family Code, relating to child custody.

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

Bill passed by the following vote:

AYES—77

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

NOES—1

House

Bill ordered transmitted to the Senate.

BEST WISHES EXTENDED TO ASSEMBLY MEMBER FIRESTONE

Assembly Member Leonard was joined by the Members of the Assembly in extending best wishes for a speedy recovery to Assembly Member Brooks Firestone who was hospitalized over the past weekend.

At 10:47 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

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

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1771 (Johnston)—An act to add Chapter 10.7 (commencing with Section 2880) to Division 3 of the Fish and Game Code, relating to wildlife, and making an appropriation therefor.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:51 a.m.

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

SENATE BILL NO. 752 (Schiff)—An act to amend Sections 7201.3 and 77213 of, and to repeal and amend Section 77201.1 of, the Government Code, relating to trial court funding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—2

Escutia McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—2

Escutia McClintock

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby the urgency clause to Senate Bill No. 752 was adopted and the bill passed, and whereby the bill was ordered transmitted to the Senate. See page ____.)

SENATE BILL NO. 418 (Costa)—An act to repeal and amend Section 77201.1 of the Government Code, relating to trial court funding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—2

Escutia McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—2

Escutia McClintock

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 1854, AS AMENDED, BY UNANIMOUS CONSENT

Assembly Member Cardoza was granted unanimous consent to suspend Assembly Rule 69(d) to take up Senate Bill No. 1854, as amended, without reference to file.

SENATE BILL NO. 1854 (Committee on Agriculture and Water Resources)—An act to amend Section 21251 of the Public Contract Code, to amend Sections 10752 and 12310 of, and to add Sections 36424.1, 36561, and 37207.1 to, the Water Code, and to amend Sections 8.2 and 54 of the Sacramento County Water Agency Act (Chapter 10 of the Statutes of 1952, First Extraordinary Session), relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—1

Alby

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—1

Alby

Bill ordered transmitted to the Senate.

BILLS ORDERED TRANSMITTED TO THE SENATE

By unanimous consent all bills passed earlier this day were transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2 (Thompson)—An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, development, improvement, rehabilitation, restoration, enhancement, and protection of park, recreational, cultural, historical, fish and wildlife, lake riparian, reservoir, and coastal resources, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:19 a.m.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file.

Senate Bill No. 157, on request of Assembly Member Oller.

FURTHER CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1765

SENATE BILL NO. 1765 (Peace)—An act to add Chapter 7 (commencing with Section 12560) to Part 5 of Division 6 of the Water Code, relating to the Colorado River Management Program.

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

Senate Bill No. 1765 passed by the following vote:

AYES—68

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

NOES—8

Alby	Martinez	Olberg	Richter
Brown	McClintock	Perata	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1765: Assembly Member Perata, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chambers, August 31, 1998

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

- Assembly Bill No. 422
- Assembly Bill No. 1697
- Assembly Bill No. 2321

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

August 31, 1998

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 2192 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1574**

At 12:13 p.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 1574 refused adoption by the following vote:

AYES—53

Alquist	Gunneen	Leach	Shelley
Aroner	Davis	Lempert	Strom-Martin
Baca	Dueheny	Leonard	Sweeney
Baldwin	Escutia	Machado	Thompson
Battin	Figueroa	Martinez	Thomson
Bordonaro	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Washington
Brewer	Havice	Morrissey	Wayne
Brown	Hertzberg	Murray	Wildman
Bustamante	Honda	Ortiz	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Prenter	
Cardoza	Kuehl	Runner	
Cedillo	Kuykendall	Scott	

NOES—16

Aekerman	Baugh	House	Miller
Aguilar	Bowler	Kaloogian	Morrow
Alby	Frusetta	Margett	Olberg
Ashburn	Grandlund	McClintock	Oller

Action Rescinded on Senate Bill No. 1574

Upon request of Assembly Member Shelley, Assembly Member Kuykendall was granted unanimous consent to rescind the action whereby the Assembly refused adoption of the urgency clause to Senate Bill No. 1574.

Further Consideration of Senate Bill No. 1574

SENATE BILL NO. 1574 (Committee on Budget and Fiscal Review)—An act making an appropriation in augmentation of the Budget Act of 1998, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

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

ACTION RESCINDED ON SENATE BILL NO. 1403

Upon request of Assembly Member Shelley, Assembly Member Washington was granted unanimous consent to rescind the action whereby the Assembly, on August 25, 1998 (Assembly Journal, page 8934), passed Senate Bill No. 1403, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1403 Without Reference to File

Assembly Member Washington was granted unanimous consent to take up Senate Bill No. 1403, without reference to file, for purpose of amendment.

SENATE BILL NO. 1403 (Polanco)—An act to amend Section 27491.47 of the Government Code, to amend Sections 7055 and 7151.5 of the Health and Safety Code, and to amend, repeal, and add Sections 12811 and 13005 of, and to add Sections 1672.3 and 1672.5 to, the Vehicle Code, relating to anatomical gifts.

Bill read third time.

Rules Suspended

Assembly Member Washington was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 1403.

Motion to Amend

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

ACTION RESCINDED ON SENATE BILL NO. 225

Upon request of Assembly Member Shelley, Assembly Member Thomson was granted unanimous consent to rescind the action whereby the Assembly, on August 26, 1998 (Assembly Journal, page 9094), passed Senate Bill No. 225, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 225 Without Reference to File

Assembly Member Thomson was granted unanimous consent to take up Senate Bill No. 225, without reference to file, for purpose of amendment.

SENATE BILL NO. 225 (Kopp)—An act to repeal and add Section 12900 of the Insurance Code, relating to insurance.

Bill read third time.

Rules Suspended

Assembly Member Thomson was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 225.

Motion to Amend

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

**CONSIDERATION OF SENATE BILL NO. 1582
WITHOUT REFERENCE TO FILE**

Assembly Member Cardoza was granted unanimous consent to take up Senate Bill No. 1582, without reference to file, for purpose of amendment.

SENATE BILL NO. 1582 (Committee on Budget and Fiscal Review)—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Rules Suspended

Assembly Member Cardoza was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 1582.

Motion to Amend

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

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Keeley was granted unanimous consent that the following communication be printed in the Journal:

August 31, 1998

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

Dear Mr. Wilson: I am writing to inform you of a clerical error that has occurred in the amending of SB 1336 by Senator Thompson.

As amended in the Assembly on August 28, 1998, Senate Bill 1336 adds Section 8588 to the Fish and Game Code that establishes a list of minimum size standards for ten species of nearshore rockfish. The purpose of the bill is to strike one species of nearshore rockfish, the brown rockfish, from an identical list in my Assembly Bill 1241 as enrolled. However, a printing error has occurred such that the legislative counsel version of the amendments (#RN9820647) is not reflected in SB 1336 and the brown rockfish has been retained (page 4, lines 25–26).

The Offices of Engrossing and Enrolling in both houses have been contacted. The bill will be corrected when it is sent to enrollment.

Thank you for your attention to this matter.

Sincerely,

FRED KEELEY, Assembly Member
Twenty-seventh District

ADJOURN IN MEMORY

Assembly Member Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jay Stromgren, of Santa Rosa.

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

CONSIDERATION OF SENATE AMENDMENTS

SENATE BILL NO. 324 (Baldwin)—An act to amend Section 1011 of the Military and Veterans Code, relating to veterans.

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

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

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 576 (Baldwin)—An act to amend Section 70 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2339 (Sweeney)—An act to amend Sections 13392.5, 13394, and 13395 of, and to add Sections 13394.7, 13394.8, 13394.9, 13394.10, and 13397 to, the Water Code, relating to water.

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

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

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

AYES—46

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

NOES—32

Ackerman	Bowler	Kuykendall	Oller
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 734 (Brown)—An act to amend Sections 22953 and 22959 of the Business and Professions Code, relating to tobacco.

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—60

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

NOES—18

Ackerman	Bowler	McClintock	Richter
Alby	Granlund	Miller	Runner
Ashburn	House	Morrow	Woods
Baldwin	Kalooagian	Olberg	
Baugh	Margett	Oller	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 377 (Baugh)—An act to amend Section 939 of, and to add Section 939.21 to, the Penal Code, relating to grand juries.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2305 (Runner)—An act to amend Sections 725, 1367.215 and 2024 of the Business and Professions Code, and to add Section 1367.215 to, the Health and Safety Code, relating to health care.

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

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

NOES—1

McClintock

Above bill ordered enrolled.

**At 12:31 p.m., Assistant Speaker pro Tempore,
Joe Baca, 62nd District, presiding**

ASSEMBLY BILL NO. 96 (Strom-Martin)—An act to amend Section 14526 of the Government Code, to amend Section 99315 of the Public Utilities Code, and to amend Section 164 of the Streets and Highways Code, relating to transportation.

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

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

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

AYES—72

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

NOES—6

Baugh	Margett	Pacheco
Goldsmith	McClintock	Richter

Above bill ordered enrolled.

ASSEMBLY BILL NO. 542 (Perata)—An act to add Section 14035.55 to the Government Code, relating to transportation.

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

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

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

AYES—72

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

NOES—6

Aroner	Margett	Oller
Baldwin	McClintock	Richter

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2086 (Keeley)—An act to amend, repeal, and add Section 1282.4 of the Code of Civil Procedure, relating to arbitration.

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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 92 (Cardoza)—An act to add Section 77212.5 to the Government Code, relating to courts.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 623 (Machado)—An act to add Chapter 9.5 (commencing with Section 71000) to Part 2 of Division 22 of the Food and Agricultural Code, relating to the California Rice Commission, and making an appropriation therefor.

Bill presented by Assembly Member Cardoza.

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

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

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

AYES—75

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

NOES—3

Bowen	Kaloogian	McClintock
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 639 (Alby)—An act to add Section 68084 to the Education Code, to amend Sections 15325 and 15346.1 of, and to add Section 15346.12 to, the Government Code, and to add and repeal Section 33334.27 of the Health and Safety Code, relating to defense conversion, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

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

AYES—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 762 (Torlakson)—An act to amend Sections 11837 and 11837.1 of the Health and Safety Code, to amend Sections 1803, 12813, 13352, 13352.4, 14601.2, 23160, 23161, 23166, 23186, 23203, 23204, 23235, 23246, and 23247 of, to amend the heading of Article 4.5 (commencing with Section 23246) of Chapter 12 of Division 11 of, to add Section 23249.1 to, to repeal Sections 23167 and 23187 of, and to repeal and add Sections 13352.5 and 23249 of, the Vehicle Code, relating to 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—75

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

NOES—1

Floyd

Above bill ordered enrolled.

ASSEMBLY BILL NO. 836 (Sweeney)—An act to amend Section 7273 of the Revenue and Taxation Code, relating to taxation.

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—60

Aguiar	Escutia	Leonard	Poohigian
Alquist	Figueroa	Machado	Prenter
Aroner	Gallegos	Margett	Richter
Ashburn	Goldsmith	Martinez	Scott
Baca	Havice	Mazzoni	Shelley
Bordonaro	Hertzberg	McClintock	Strom-Martin
Bowen	Honda	Migden	Sweeney
Brown	House	Morrissey	Thompson
Bustamante	Kalooagian	Murray	Thomson
Campbell	Keeley	Napolitano	Torlakson
Cardenas	Knox	Olberg	Washington
Cardoza	Kuehl	Oller	Wayne
Cedillo	Kuykendall	Ortiz	Wildman
Cunneen	Leach	Pacheco	Wright
Davis	Lempert	Perata	Mr. Speaker

NOES—12

Ackerman	Baugh	Frusetta	Morrow
Alby	Bowler	Granlund	Runner
Baldwin	Brewer	Miller	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1110 (Escutia)—An act to add Section 68707 to the Government Code, relating to courts.

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 Escutia moved a call of the Assembly.

Motion carried. Time, 1:05 p.m.

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

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Cardoza.

Resolved, That Senate Bill No. 1582 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—70

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

NOES—4

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

Second Reading of Senate Bill No. 1582

SENATE BILL NO. 1582—An act to add and repeal Chapter 12 (commencing with Section 11020) of Part 7 of the Education Code, relating to government.

Bill read second time.

**Further Consideration of Senate Bill No. 1582, as Amended,
by Unanimous Consent**

Assembly Member Cardoza was granted unanimous consent that Assembly Rule 69(d) be suspended to take up Senate Bill No. 1582, as amended, without reference to file.

SENATE BILL NO. 1582 (Brulte)—An act to add and repeal Chapter 12 (commencing with Section 11020) of Part 7 of the Education Code, relating to government.

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

Bill passed by the following vote:

AYES—60

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

NOES—12

Ackerman	Baugh	Kaloggian	Oller
Ashburn	Brewer	McClintock	Pacheco
Baldwin	Goldsmith	Olberg	Runner

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 2415 (Brown)—An act to amend Section 337j of the Penal Code, as amended by Assembly Bill 518 of the 1997–98 Regular Session of the Legislature, relating to gambling, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—2

House Thompson

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

AYES—72

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

NOES—2

House Thompson

Above bill ordered enrolled immediately.

ASSEMBLY BILL NO. 1439 (Granlund)—An act to add Article 7.5 (commencing with Section 680) to Chapter 1 of Division 2 of the Business and Professions Code, and to amend Section 5251 of the Welfare and Institutions Code, relating to health.

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—70

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

NOES—6

Ackerman	Baugh	McClintock
Baldwin	Campbell	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1737 (Torlakson)—An act to add Sections 50670.5 and 5100.2 to the Health and Safety Code, relating to housing.

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

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

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

AYES—50

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brewer	Granlund	Miller	Vincent
Brown	Havice	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wayne
Cardenas	Honda	Napolitano	Wildman
Cardoza	Keeley	Ortiz	Woods
Cedillo	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Leach	Scott	
Escutia	Lempert	Shelley	

NOES—27

Ackerman	Bordonaro	Kuykendall	Pacheco
Aguiar	Bowler	Leonard	Poochigian
Alby	Campbell	Margett	Prenter
Ashburn	Cunneen	McClintock	Pringle
Baldwin	Goldsmith	Morrow	Runner
Battin	House	Olberg	Thompson
Baugh	Kalooagian	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1737: Assembly Member Olberg, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2215 (Escutia)—An act to amend Sections 1317, 17578, 35254, 41023, 41851.11, 41852, 48660, 48661, 52211, and 60510 of, to add Section 17584 to, to add Part 23.5 (commencing with Section 39800) to, to repeal Sections 39619, 41380, 41381, 41382, 42101, and 60511 of, to repeal Article 3 (commencing with Section 38150) of, and Article 4 (commencing with Section 38155) of, Chapter 4 of, and to repeal Chapter 2 (commencing with Section 38020) of, Part 23 of, the Education Code, and to amend Section 31 of Chapter 204 of the Statutes of 1996 and Section 39 of Chapter 299 of the Statutes of 1997, relating to education, and making an appropriation therefor.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2398 (Ducheny)—An act to add Section 8539 to the Education Code, relating to school finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—76

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

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2452 (Leach)—An act to amend Section 7480 of the Government Code, relating to financial privacy.

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

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

NOES—None

Above bill ordered enrolled.

FURTHER CONSIDERATION OF SENATE BILL NO. 225, AS AMENDED, BY UNANIMOUS CONSENT

Assembly Member Thomson was granted unanimous consent to suspend Assembly Rule 69(d) to take up Senate Bill No. 225, as amended, without reference to file.

SENATE BILL NO. 225 (Kopp)—An act to repeal and add Section 12900 of the Insurance Code, relating to insurance.

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

Request for Unanimous Consent

Assembly Member Figueroa requested unanimous consent that Senate Bill No. 225 be passed temporarily on file.

Unanimous consent was withheld.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:30 p.m.

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

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

ASSEMBLY BILL NO. 2461 (Campbell)—An act to add Chapter 1.5 (commencing with Section 270) to Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

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

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

NOES—2

Martinez McClintock

Above bill ordered enrolled.

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

~~Pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 2505 to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 2505 was re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development pursuant to Assembly Rule 77.2. See page ____.)

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

ASSEMBLY BILL NO. 2627 (Brown)—An act to add Section 3260.2 to the Civil Code, relating to works of improvement.

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

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

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

AYES—73

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

NOES—2

Pacheco Prenter

Above bill ordered enrolled.

ASSEMBLY BILL NO. 15 (Knox)—An act to add Section 233 to the Labor Code, relating to employment.

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 Knox moved a call of the Assembly.

Motion carried. Time, 1:34 p.m.

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

ASSEMBLY BILL NO. 860 (Ducheny)—An act to add Section 44320.5 to the Education Code, relating to teacher preparation.

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—44

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

NOES—34

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1375**

At 1:38 p.m., on motion of Assembly Member Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1375 refused passage by the following vote:

AYES—53

Ackerman	Cunneen	Knox	Poochigian
Alquist	Davis	Kuehl	Prenter
Ashburn	Ducheny	Kuykendall	Richter
Baca	Escutia	Leach	Shelley
Battin	Figueroa	Lempert	Strom-Martin
Baugh	Floyd	Margett	Sweeney
Bordonaro	Frusetta	Mazzoni	Thomson
Bowler	Gallegos	McClintock	Torlakson
Brewer	Goldsmith	Migden	Wildman
Brown	Granlund	Morrissey	Wright
Campbell	Havice	Murray	Mr. Speaker
Cardenas	Hertzberg	Ortiz	
Cardoza	Honda	Papan	
Cedillo	Keeley	Perata	

NOES—10

Alby	Kaloogian	Miller	Wayne
Baldwin	Leonard	Thompson	
House	Martinez	Washington	

Action Rescinded on Senate Bill No. 1375

Assembly Member Brown was granted unanimous consent to rescind the action whereby the Assembly refused passage of Senate Bill No. 1375.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 324**

At 1:39 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 324 passed by the following vote:

AYES—48

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

NOES—29

Ackerman	Brewer	Leach	Poohigian
Aguiar	Campbell	Leonard	Pringle
Ashburn	Frusetta	Margett	Runner
Baldwin	Goldsmith	McClintock	Thompson
Battin	Granlund	Miller	Woods
Baugh	House	Morrow	
Bordonaro	Kalooagian	Olberg	
Bowler	Kuykendall	Oller	

Vote Changes

By unanimous consent, the following changes were permitted on Senate Bill No. 324: Assembly Members Richter and Wayne, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1292 (Migden)—An act to add and repeal Chapter 12 (commencing with Section 11020) of Part 7 of the Education Code, relating to academic achievement partnerships, and making an appropriation therefor.

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

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

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

AYES—69

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

NOES—7

Baldwin	Kaloogian	Morrow	Oller
House	McClintock	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL No. 1621 (Figueroa)—An act to add Section 1367.63 to the Health and Safety Code, to add Section 10123.88 to the Insurance Code, and to add Section 14132.62 to the Welfare and Institutions Code, relating to health care coverage.

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

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

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

AYES—63

Aguiar	Cedillo	Kuykendall	Poochigian
Alby	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Pringle
Aroner	Ducheny	Machado	Richter
Ashburn	Escutia	Margett	Scott
Baca	Figueroa	Martinez	Shelley
Battin	Floyd	Mazzoni	Strom-Martin
Baugh	Frusetta	Migden	Sweeney
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Bustamante	Honda	Ortiz	Wildman
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—14

Ackerman	House	Miller	Thompson
Baldwin	Kaloogian	Olberg	Woods
Brewer	Leonard	Oller	
Goldsmith	McClintock	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1639 (Sweeney)—An act to add Section 37252.5 to the Education Code, relating to summer school, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1746 (Escutia)—An act relating to class size reduction, and making an appropriation therefor.

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—76

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

NOES—1

Olberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1792 (Havice)—An act to add Section 637.9 to the Penal Code, relating to personal information.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2040 (Ashburn)—An act to add Sections 14105.09 and 14105.10 to the Welfare and Institutions Code, relating to health.

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

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

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2283 (Committee on Agriculture)—An act to amend, repeal, and add Sections 2272 and 2282 of, and to add and repeal Sections 2282.5 and 2287 of, the Food and Agricultural Code, relating to pest control, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Cardoza.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2639 (Perata)—An act to add Sections 1363.51, 1363.52, and 1367.665 to the Health and Safety Code, to add Sections 10123.135 and 10123.187 to the Insurance Code, and to add Section 14087.41 to the Welfare and Institutions Code, relating to health insurance.

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

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

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

AYES—48

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

NOES—29

Ackerman	Brewer	Margett	Pringle
Aguiar	Campbell	McClintock	Richter
Ably	Goldsmith	Miller	Runner
Ashburn	House	Morrow	Thompson
Baldwin	Kaloogian	Olberg	Woods
Baugh	Kuykendall	Oller	
Bordonaro	Leach	Pacheco	
Bowler	Leonard	Poohigian	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2639: Assembly Member Granlund, from “No” to “Aye”.

Above bill ordered enrolled.

At 1:53 p.m., Hon. Fred Keeley, 27th District, presiding

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 1998

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

Assembly Bill No. 2415

And reports the same correctly enrolled, and presented to the Governor at 1:30 p.m., August 31, 1998.

E. DOTSON WILSON, Chief Clerk

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

ASSEMBLY BILL NO. 48 (Wright)—An act to add Section 12281 to the Penal Code, relating to firearms, and making an appropriation therefor.

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 Wright moved a call of the Assembly.

Motion carried. Time, 1:55 p.m.

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

ASSEMBLY BILL NO. 1784 (Baca)—An act to add Chapter 4 (commencing with Section 11759) to Part 1 of Division 10.5 of the Health and Safety Code, relating to substance abuse.

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

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

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

AYES—69

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

NOES—6

Ackerman	Baldwin	House
Ashburn	Baugh	Morrow

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1791 (Miller)—An act to amend Sections 11758.42, 11876, and 11877.5 of, and to add Section 11877.4 to, the Health and Safety Code, relating to drugs.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2025 (Aroner)—An act to add Article 9.5 (commencing with Section 8254) to Chapter 2 of Part 6 of the Education Code, relating to child care.

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 Aroner moved a call of the Assembly.

Motion carried. Time, 1:58 p.m.

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

At 1:59 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 2782 (Keeley)—An act to amend and supplement the Budget Act of 1998 (Chapter 324 of the Statutes of 1998), relating to state government, and making an appropriation therefor.

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 Keeley moved a call of the Assembly.

Motion carried. Time, 2 p.m.

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

At 2:01 p.m., Hon. Fred Keeley, 27th District, presiding

ASSEMBLY BILL NO. 2804 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 22951 and 22955 of, and to repeal Section 22952 of, the Education Code, relating to public retirement systems, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Honda.

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—65

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

NOES—10

Ackerman	Kaloogian	Morrow	Thompson
Baldwin	Leonard	Olberg	
Baugh	McClintock	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1102 (Knox)—An act to amend Sections 22717, 22719, 24209, 24210, 24415, and 24417 of, to add Section 24203.5 to, to repeal and add Section 22954 of, and to repeal Section 24414 of, the Education Code, and to add Sections 20837 and 20963.5 to the Government Code, relating to public employers, and making an appropriation therefor.

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

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

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

AYES—61

Aguiar	Davis	Kuykendall	Richter
Alby	Ducheny	Leach	Shelley
Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Ashburn	Floyd	Margett	Thomson
Baca	Frusetta	Martinez	Torlakson
Battin	Gallegos	Mazzoni	Vincent
Bordonaro	Goldsmith	Migden	Washington
Bowen	Granlund	Miller	Wayne
Bowler	Havice	Morrissey	Wildman
Brown	Hertzberg	Murray	Woods
Bustamante	Honda	Napolitano	Wright
Cardenas	House	Ortiz	Mr. Speaker
Cardoza	Keeley	Papan	
Cedillo	Knox	Perata	
Cunneen	Kuehl	Prenter	

NOES—13

Ackerman	Kaloogian	Olberg	Thompson
Baldwin	Leonard	Oller	
Baugh	McClintock	Pringle	
Campbell	Morrow	Runner	

Above bill ordered enrolled.

At 2:13 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1150 (Prenter)—An act to amend Section 24202 of, and to add Section 24202.5 to, the Education Code, relating to the State Teachers’ Retirement System.

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—72

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

NOES—4

Kaloogian	Leonard	McClintock	Thompson
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Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2782

At 2:14 p.m., on motion of Assembly Member Keeley, 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. 2782 by the following vote:

AYES—41

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Ashburn	Frusetta	Migden	Vincent
Baca	Gallegos	Murray	Washington
Bowen	Havice	Napolitano	Wayne
Brown	Hertzberg	Ortiz	Wildman
Bustamante	Honda	Papan	Wright
Cardenas	Keeley	Scott	Mr. Speaker
Cedillo	Knox	Shelley	
Davis	Kuehl	Strom-Martin	
Escutia	Lempert	Sweeney	

NOES—33

Aekerman	Campbell	Margett	Prenter
Aguiar	Cunneen	McClintock	Pringle
Alby	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Kuykendall	Oller	
Bowler	Leach	Pacheco	
Brewer	Leonard	Poochigian	

Action Rescinded on Senate Bill No. 2782

Assembly Member Keeley was granted unanimous consent to rescind the action whereby the Assembly, refused to concur in Senate amendments to Assembly Bill No. 2782.

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

Pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 2782 to the Committee on Appropriations.

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 2782 was re-referred to committee pursuant to Assembly Rule 77.2. See page ____.)

MESSAGES FROM THE SENATE

August 31, 1998

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 752 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

ACTION RESCINDED ON SENATE BILL NO. 752

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page ____), adopted the urgency clause and passed Senate Bill No. 752, and whereby the bill was ordered transmitted to the Senate.

At 2:19 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
SENATE BILL NO. 1574**

Assembly Member Kuykendall requested unanimous consent to take up Senate Bill No. 1574, as amended earlier this day, without reference to file.

Assembly Member Floyd withheld unanimous consent.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THE CONSENT CALENDAR**

At 2:23 p.m., on motion of Assembly Member Havice, and in the absence of any objection, further proceedings under call of the Assembly were dispensed with.

The following items on the Consent Calendar were read:

SENATE CONCURRENT RESOLUTION NO. 98 (Hurt)—Relative to state employee merit awards.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 326 (Leslie)—An act to amend Section 372 of, and to add Sections 374 and 374.5 to, the Code of Civil Procedure, relating to minors, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1724 (Johannessen)—An act to amend Section 100146 of the Health and Safety Code, relating to long-term care, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

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

NOES—None**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2092**

At 2:24 p.m., on motion of Assembly Member Figueroa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2092 passed by the following vote:

AYES—46

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

NOES—31

Ackerman	Brewer	Leonard	Pacheco
Aguiar	Campbell	Margett	Poochigian
Alby	Goldsmith	McClintock	Prenter
Ashburn	Granlund	Miller	Richter
Baldwin	House	Morrissey	Runner
Baugh	Kaloojian	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods
Bowler	Leach	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2092: Assembly Member Cunneen, from "No" to "Aye".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 977**

At 2:24 p.m., on motion of Assembly Member Strom-Martin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 977 passed by the following vote:

AYES—49

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

NOES—28

Ackerman	Bowler	Kuykendall	Poochigian
Aguiar	Brewer	Leach	Prenter
Alby	Campbell	Margett	Pringle
Ashburn	Goldsmith	McClintock	Richter
Baldwin	Granlund	Miller	Runner
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Oller	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 977: Assembly Member Cunneen, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

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

Upon request of Assembly Member Migden, pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bills Nos. 2108 and 491 to the Committee on Appropriations.

JOINT RULE 62(a) WAIVED

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Appropriations, at 3:30 today: Senate Bills Nos. 2108, 491, 1496, 1032, 913, 1997, 1731, 1656, 2198, 1492, 1733, 918, 2080, 1546, 2782, 2108, and 974.

BILL ORDERED TRANSMITTED TO SENATE

Assembly Member Cardoza was granted unanimous consent that Senate Bill No. 1582 be transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1771**

At 2:30 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Keeley moved to continue the call of the Assembly.

Motion carried. Time, 2:30 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 2**

At 2:30 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Keeley moved to continue the call of the Assembly.

Motion carried. Time, 2:30 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1110**

At 2:30 p.m., on motion of Assembly Member Escutia, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1110 by the following vote:

AYES—45

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

NOES—33

Ackerman	Brewer	Leonard	Prenter
Aguiar	Campbell	Margett	Pringle
Alby	Cunneen	Miller	Richter
Ashburn	Frusetta	Morrissey	Runner
Baldwin	Granlund	Morrow	Thompson
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bordonaro	Kuykendall	Pacheco	
Bowler	Leach	Poochigian	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 15**

At 2:31 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 15 by the following vote:

AYES—48

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

NOES—29

Ackerman	Bowler	Leonard	Pringle
Aguiar	Brewer	McClintock	Richter
Alby	Campbell	Miller	Runner
Ashburn	Goldsmith	Morrow	Thompson
Baldwin	Granlund	Olberg	Woods
Battin	House	Oller	
Baugh	Kaloogian	Pacheco	
Bordonaro	Leach	Poohigian	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 48**

At 2:33 p.m., on motion of Assembly Member Wright, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 48 by the following vote:

AYES—72

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

NOES—4

Aroner	McClintock	Morrow	Pacheco
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Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 48: Assembly Members Knox and Kuehl, from "Aye" to "Not Voting".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2025**

At 2:34 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 2025 by the following vote:

AYES—45

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

NOES—32

Ackerman	Bowler	Kuykendall	Oller
Aguiar	Brewer	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Ashburn	Frusetta	Margett	Prenter
Baldwin	Goldsmith	McClintock	Pringle
Battin	Granlund	Miller	Runner
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2025: Assembly Member Morrissey, from “No” and “Aye”.

Above bill ordered enrolled.

**Further Consideration of Senate Bill No. 1403, as Amended,
by Unanimous Consent**

Assembly Member Washington was granted unanimous consent to suspend Assembly Rule 69(d) to take up Senate Bill No. 1403, as amended, without reference to file.

SENATE BILL NO. 1403 (Polanco)—An act to amend Section 27491.47 of the Government Code, to amend Sections 7055 and 7151.5 of the Health and Safety Code, and to amend, repeal, and add Sections 12811 and 13005 of, and to add Sections 1672.3 and 1672.5 to, the Vehicle Code, relating to anatomical gifts.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate immediately.

FURTHER CONSIDERATION OF SENATE BILL NO. 1574, AS AMENDED, BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to suspend Assembly Rule 69(d) to take up Senate Bill No. 1574, as amended, without reference to file.

SENATE BILL NO. 1574 (Committee on Budget and Fiscal Review)—An act making an appropriation in augmentation of the Budget Act of 1998, relating to state government, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

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

NOES—7

Baldwin	Goldsmith	McClintock	Oller
Campbell	Kaloogian	Morrow	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

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

NOES—7

Baldwin	Goldsmith	McClintock	Oller
Campbell	Kaloogian	Morrow	

Bill ordered transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2154 and Senate Bill No. 2132 for hearing in the Committee on Appropriations, today, at 3:30 p.m.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 225**

At 2:40 p.m., on motion of Assembly Member Thomson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Gallegos moved to continue the call of the Assembly.

Motion carried. Time, 2:40 p.m.

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

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

SENATE BILL NO. 1336 (Thompson)—An act to add Section 8588 to the Fish and Game Code, relating to commercial fishing.

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

Bill passed by the following vote:

AYES—44

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

NOES—33

Ackerman	Brewer	Martinez	Prenter
Aguiar	Campbell	McClintock	Pringle
Alby	Frusetta	Miller	Richter
Ashburn	Goldsmith	Morrissey	Runner
Baldwin	House	Morrow	Thompson
Battin	Kaloogian	Olberg	Woods
Baugh	Leach	Oller	
Bordonaro	Leonard	Pacheco	
Bowler	Margett	Poochigian	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 989 (Sher)—An act to amend Sections 11126, 24008, 25639, 51102, 51113, 51133, and 61601.25 of the Government Code, to amend Sections 13132.7 and 42311.2 of the Health and Safety Code, to amend Section 1547 of the Penal Code, to amend Sections 700, 712, 730, 731.1, 4002, 4129, 4521.3, 4604, 4662, 4789.2, 5093.52, 5093.68, 30404, and 30417 of, and to amend the heading of Article 2 (commencing with Section 730) of Chapter 2.5 of Division 1 of, the Public Resources Code, and to amend Sections 431 and 434 of the Revenue and Taxation Code, relating to forestry.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

At 2:45 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

Bill ordered transmitted to the Senate.

SENATE BILL NO. 535 (Vasconcellos)—An act to add Section 11362.59 to the Health and Safety Code, relating to marijuana, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:11 p.m.

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

SENATE BILL NO. 25 (Maddy)—An act to amend Sections 19805, 19842, 19842A, and 19852.1 of the Business and Professions Code, and to amend Section 62 of Chapter 867 of the Statutes of 1997, relating to gambling establishments.

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

Bill passed by the following vote:

AYES—68

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

NOES—6

Bowen	Martinez	Thompson
Havice	McClintock	Washington

Bill ordered transmitted to the Senate.

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member Papan requested unanimous consent to dispense with the call of the Assembly as it relates to Senate Bill No. 225.

Assembly Member Martinez withheld unanimous consent.

Point of Order

Assembly Member Papan arose to the following point or order:

Assembly Member Martinez is not at her desk.

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the point of order raised would have been ruled well-taken had it been raised in a timely manner.

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

SENATE BILL NO. 1823 (Kelley)—An act to add Section 11466.24 to, and to add and repeal Section 16122.5 of, the Welfare and Institutions Code, relating to public social services.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2031 (Lockyer)—An act relating to crimes against children and the elderly, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—2

Ackerman Baugh

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

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

NOES—2

Ackerman Baugh

Bill ordered transmitted to the Senate.

At 3:16 p.m., Hon. Fred Keeley, 27th District, presiding

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member Papan requested unanimous consent to Dispense with the Call of the Assembly as it relates to Senate Bill No. 225.

Assembly Member Martinez withheld unanimous consent.

Motion to Dispense with Call of the Assembly

Assembly Member Papan moved that the Call of the Assembly be dispensed with as it relates to Senate Bill No. 225.

Assembly Member Thompson seconded the motion.

Motion carried.

**Call of the Assembly Dispensed with on
Senate Bill No. 225**

At 3:37 p.m., on motion of Assembly Member Papan, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Martinez moved to continue the call of the Assembly.

Motion carried. Time, 3:17 p.m.

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

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member Papan requested unanimous consent to Dispense with the Call of the Assembly as it relates to Senate Bill No. 225.

Assembly Member Martinez withheld unanimous consent.

Motion to Dispense with Call of the Assembly

Assembly Member Papan moved that the Call of the Assembly be dispensed with as it relates to Senate Bill No. 225.

Assembly Member Thompson seconded the motion.

Motion carried.

**Call of the Assembly Dispensed with on
Senate Bill No. 225**

At 3:19 p.m., on motion of Assembly Member Papan, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 225 passed by the following vote:

AYES—51

Ackerman	Campbell	Lempert	Prenter
Aguiar	Cardenas	Leonard	Richter
Alby	Cardoza	Machado	Runner
Alquist	Cedillo	Margett	Shelley
Ashburn	Cunneen	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Thompson
Baldwin	Goldsmith	Miller	Thomson
Battin	Honda	Murray	Torlakson
Baugh	Kaloogian	Napolitano	Vincent
Bordonaro	Keeley	Oller	Wildman
Bowler	Knox	Ortiz	Woods
Brewer	Kuykendall	Papan	Wright
Bustamante	Leach	Poochigian	

NOES—23

Aroner	Frusetta	Martinez	Pringle
Bowen	Gallegos	Migden	Scott
Brown	Granlund	Morrissey	Sweeney
Davis	Havice	Olberg	Washington
Escutia	House	Pacheco	Wayne
Figueroa	Kuehl	Perata	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 225: Assembly Members Frusetta and Havice, from "Aye" to "No".

**Motion to Reconsider Senate Bill No. 225
on Next Legislative Day**

Assembly Member Martinez moved to reconsider on the next legislative day the vote whereby Senate Bill No. 225 was this day passed.

Motion Ruled Out of Order

Acting Speaker Keeley ruled the motion out of order as a motion to reconsider is not in order on a bill that is passed on the last two legislative days preceding the final recess pursuant to the Rules.

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

SENATE BILL NO. 1373 (Schiff)—An act to add Sections 8760 and 8761 to the Government Code, relating to the California Arts Council.

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

Bill passed by the following vote:

AYES—51

Alquist	Figueroa	Lempert	Shelley
Aroner	Floyd	Machado	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Morrissey	Vincent
Bustamante	Honda	Murray	Washington
Cardenas	House	Napolitano	Wayne
Cedillo	Keeley	Ortiz	Wildman
Cunneen	Knox	Pacheco	Woods
Davis	Kuehl	Papan	Wright
Ducheny	Kuykendall	Perata	Mr. Speaker
Escutia	Leach	Scott	

NOES—26

Ackerman	Bowler	Margett	Prenter
Aguiar	Brewer	McClintock	Pringle
Alby	Campbell	Miller	Richter
Ashburn	Goldsmith	Morrow	Runner
Baldwin	Granlund	Olberg	Thompson
Baugh	Kaloogian	Oller	
Bordonaro	Leonard	Poohigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1373: Assembly Member Leach, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1587 (Alpert)—An act to add Article 3 (commencing with Section 11970) to Chapter 2 of Part 3 of Division 10.5 of the Health and Safety Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 378 (Morrow)—An act relating to local government, and making an appropriation therefor.

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—70

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

NOES—4

Bowen	Martinez	McClintock	Washington
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Above bill ordered enrolled.

BILL ORDERED TRANSMITTED TO SENATE

Assembly Member Baca was granted unanimous consent that Senate Bill No. 1587 be transmitted to the Senate immediately.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 1998

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

Assembly Bill No. 34	Assembly Bill No. 1625
Assembly Bill No. 214	Assembly Bill No. 1664
Assembly Bill No. 425	Assembly Bill No. 1724
Assembly Bill No. 431	Assembly Bill No. 1755
Assembly Bill No. 497	Assembly Bill No. 1873
Assembly Bill No. 750	Assembly Bill No. 1888
Assembly Bill No. 880	Assembly Bill No. 1927
Assembly Bill No. 1121	Assembly Bill No. 2039
Assembly Bill No. 1225	Assembly Bill No. 2286
Assembly Bill No. 1534	Assembly Bill No. 2366

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., August 31, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1998

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

Senate Concurrent Resolution No. 106

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

Senate Chamber, August 31, 1998

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

Senate Concurrent Resolution No. 107

GREG 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. 106—Relative to the Honorable Frank K. Richardson.

SENATE CONCURRENT RESOLUTION NO. 107—Relative to Joint Rule 51.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 78 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Richter moved that Assembly Joint Resolution No. 78 be withdrawn from the Committee on Rules.

Assembly Member Morrissey seconded the motion.

Point of Order

Assembly Member Shelley arose to the following point of order:

Assembly Member Richter is not limiting debate to the merits of the motion to withdraw Assembly Joint Resolution No. 78 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the Richter motion to withdraw Assembly Joint Resolution No. 78 from the Committee on Rules.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:38 p.m.

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

At 3:38 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 271 (Villaraigosa)—An act to amend Sections 6051, 13600, 13601, and 13602 of, and to add Chapter 6.5 (commencing with Section 6065) to Title 7 of Part 3 of, the Penal Code, relating to corrections.

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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 236 (Figueroa)—An act to amend, repeal, and add Section 4600 of the Labor Code, relating to workers' compensation.

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

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

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

AYES—52

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

NOES—23

Ackerman	Brewer	Margett	Poochigian
Aguiar	Campbell	McClintock	Pringle
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bowler	Leach	Oller	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1626 (Wayne)—An act to add Sections 48070.5 and 60648 to the Education Code, relating to education.

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

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

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

At 3:54 p.m., Hon. Fred Keeley, 27th District, presiding

ASSEMBLY BILL NO. 1935 (Aroner)—An act to amend Section 631.3 of the Code of Civil Procedure, and to amend Sections 68070, 68085, 68113, 68502.5, 77009, 77205, 77212, and 77654 of, and to add Sections 77009.1, 77201.2, and 77206.1 to, the Government Code, relating to trial court funding.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1882 RETURNED TO ENROLLMENT

Assembly Member Cedillo was granted unanimous consent that Assembly Bill No. 1882 be returned to Enrollment.

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

ASSEMBLY BILL NO. 2687 (Gallegos)—An act to add Section 11352.1 to, and to add and repeal Section 101070 of the Health and Safety Code, relating to healing arts, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—2

Baldwin McClintock

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

AYES—75

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

NOES—2

Baldwin McClintock

Above bill ordered enrolled.

ACTION RESCINDED ON ASSEMBLY BILL NO. 2505

Assembly Member Cardoza was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page ____), Assembly Bill No. 2505 was re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development pursuant to Assembly Rule 77.2.

BILL RETURNED TO SENATE

Upon request of Assembly Member Cardoza, Assembly Member Olberg was granted unanimous consent that Assembly Bill No. 2505 be returned to the Senate for further action.

PARLIAMENTARY INQUIRY

Assembly Member McClintock arose to the following parliamentary inquiry:

What would be the effect if unanimous consent were withheld on a request to pass temporarily on file if the Orders of the Day were demanded previously?

Reply by Acting Speaker Keeley

The Acting Speaker replied that if unanimous consent were withheld on a request to pass temporarily on file, it would require $\frac{2}{3}$ present and voting to suspend the Rules to permit a measure to be passed temporarily on file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 737, on request of Assembly Member Aroner.

**SENATE CONCURRENT RESOLUTION NO. 106 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Morrow was granted unanimous consent to take up Senate Concurrent Resolution No. 106, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 106—Relative to the Honorable Frank K. Richardson.

Resolution read.

Motion to Amend

Assembly Member Morrow moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted.

Request for Unanimous Consent

Assembly Member Morrow was granted unanimous consent to take up Senate Concurrent Resolution No. 106, as amended, without reference to file.

Consideration of Senate Concurrent Resolution No. 106, as Amended

SENATE CONCURRENT RESOLUTION NO. 106—Relative to the Honorable Frank K. Richardson.

Resolution read.

Members Made Coauthors of Senate Concurrent Resolution No. 106

Assembly Member Morrow was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 106.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alquist, Baca, Battin, Baugh, Bowler, Brown, Bustamante, Campbell, Cunneen, Davis, Ducheny, Escutia, Figueroa, Frusetta, Goldsmith, Granlund, Havice, Hertzberg, House, Kaloogian, Keeley, Knox, Kuykendall, Leach, Lempert, Leonard, Machado, Margett, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Morrow, Napolitano, Olberg, Oller, Poochigian, Prenter, Richter, Runner, Scott, Shelley, Sweeney, Torlakson, Villaraigosa, Vincent, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Morrow was granted unanimous consent to take up Senate Concurrent Resolution No. 106, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution 106, as Amended

SENATE CONCURRENT RESOLUTION NO. 106—Relative to the Honorable Frank K. Richardson.

Resolution read, as amended, and adopted by the following vote:

AYES—73

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

NOES—None

Resolution ordered transmitted to the Senate.

At 4:20 p.m., Hon. Valerie Brown, 7th District, presiding

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

SENATE BILL NO. 1757 (Peace)—An act to add Section 341.5 to, and to add Chapter 2.2 (commencing with Section 328) to Part 1 of Division 1 of, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 1757, and on passage of the bill: Assembly Member Sweeney, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 67 TAKEN UP BY UNANIMOUS CONSENT

By unanimous consent House Resolution No. 67 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 67—Relative to commending the Honorable Barbara Alby.

WHEREAS, The Honorable Barbara Alby is drawing to a close her tenure with California State Assembly following five 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; and

WHEREAS, Rising from a welfare mother and a victim of domestic abuse to a successful businesswoman and legislator, the Honorable Barbara Alby is truly an American success story; and

WHEREAS, Through her own inner strength and faith in her ability to overcome circumstances and put the promise of America to the test, Barbara Alby turned her life around, and with that same tenacity and personal strength, she won a seat in California State Assembly in a 1993 special election; and

WHEREAS, She was subsequently re-elected to office in 1994 and 1996 with more than 60 percent of the vote, and most recently she has represented the 5th Assembly District in Northern California; and

WHEREAS, Foremost among her legislative accomplishments are laws to protect children from sexual predators, including authoring legislation that established the Child Molester I.D. phone line and “Megan’s Law” in California, which legislation enables parents and

concerned community members to know when convicted sex offenders are living in their community; and

WHEREAS, She authored legislation that prohibits HMOs from writing gag orders in their contracts with medical providers that would keep doctors from discussing all treatment options with their patients; and

WHEREAS, She has been a strong supporter of commonsense balance in protecting the environment and reforms to the California Endangered Species Act that would protect private property and allow for the timely repair of flood protection levees; and

WHEREAS, Knowing first-hand the day-to-day operations of a small business, she believes that small business flourishes and families better provide for themselves when government reduces burdensome regulations, taxes, and fees, and thus the National Tax Limitation Committee named her "Taxfighter of the Year" for her efforts on behalf of working families; and

WHEREAS, Assembly Member Alby is Vice Chair of the Assembly Select Committee on Defense Conversion and a member of the Assembly Insurance, Utilities and Commerce, and Judiciary Committees, the Assembly Select Committee on Veterans Affairs, and the Joint Committee on the Headwaters Forest and Ecosystem Management Planning; and

WHEREAS, Barbara Alby brought to the Legislature a breadth of knowledge and personal life experience that few others in elective office have; and

WHEREAS, Assembly Member Alby and her husband, Dennis, have been married for 30 years and have five children and three grandchildren; and

WHEREAS, Through her public service activities she has made a significant impact on the people of the 5th Assembly District and throughout the state, and she will be very much missed by those individuals with whom she has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they express their commendations and appreciation to their colleague, the Honorable Barbara Alby, 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.

Resolution read and adopted unanimously.

HOUSE RESOLUTION NO. 68 TAKEN UP BY UNANIMOUS CONSENT

By unanimous consent House Resolution No. 68 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 68—Relative to commending the Honorable Larry Bowler.

WHEREAS, The Honorable Larry Bowler is drawing to a close his tenure with the California State Assembly following six 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; and

WHEREAS, Larry Bowler was first elected to the California State Assembly in 1992 as the representative of the 10th Assembly District; and

WHEREAS, He was elected to a third term in the Assembly in

November 1996 and won that election by a 49 percent to 44 percent to 6 percent margin over his Democratic and Reform party opponents, a margin of nearly 7,000 votes; and

WHEREAS, In his first term, he served on the Assembly Committees on Education, Banking and Finance, Utilities and Commerce, and Public Employees, Retirement and Social Security, and he also served as Chairman of the Assembly Republican Task Force on Youth and Gang Violence; and

WHEREAS, During his first term, Assembly Member Bowler coauthored the landmark 'Three Strikes' legislation, in addition to enabling legislation to bring Packard Bell to the Sacramento Army Depot, and he also coauthored bipartisan legislation to convert Mather Air Force Base to civilian use, including the operation of several major air-cargo carriers; and

WHEREAS, In 1996 he was appointed Chairman of the Assembly Committee on Transportation, and he authored legislation that eased restrictions placed on the public by the 'Smog Check II' program and worked to make transportation by rail a priority, advocating the increased use of commuter rail and high speed rail; and

WHEREAS, Assembly Member Bowler authored legislation that banned the mind altering drug, Rohypnol; this drug produced a loss of consciousness and memory that allowed a rapist to attack an innocent victim without the victim knowing or remembering the attack; and in 1997-98 Regular Session of the Legislature, he has authored legislation to ban the possession of GHB, another designer drug that has proven fatal; and

WHEREAS, Prior to his election to the Assembly, Larry Bowler served with distinction for 30 years in the Sacramento County Sheriff's Department, working his way up to the rank of lieutenant; and

WHEREAS, He is past President of the Northern California Detention and Corrections Association, and he served as a two-time gubernatorial appointee to the State Advisory Board of Drug Programs; and

WHEREAS, A lifelong Sacramento resident, Assembly Member Bowler served as a radioman in the United States Navy, and he is a credentialed community college instructor in the Los Rios Community College District; and

WHEREAS, Larry is the father of two grown children, Monica and Darren, and has two grandchildren; he lives in Elk Grove with his wife, Melva, and daughter, Kimberly; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Larry Bowler for his outstanding service to the 10th Assembly District and the people of California during his tenure as a Member of the California State Assembly, and extend to him heartiest best wishes for happiness and success in his future endeavors.

Resolution read and adopted unanimously.

HOUSE RESOLUTION NO. 69 TAKEN UP BY UNANIMOUS CONSENT

By unanimous consent House Resolution No. 69 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 69—Relative to commending the Honorable Diane Martinez.

WHEREAS, The Honorable Diane Martinez is drawing to a close her tenure with the California State Assembly following six 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 commendation; and

WHEREAS, Diane Martinez was first elected to the California State Assembly on November 3, 1992, as the representative of the 49th Assembly District; and

WHEREAS, Upon election to the Assembly, she gained immediate recognition as a serious legislator after authoring a bill to facilitate completion of a 6.2 mile missing link in the 710 Long Beach Freeway; and

WHEREAS, Assembly Member Martinez is currently the Chairwoman of the Assembly Committee on Utilities and Commerce, and serves on the Assembly Committees on Insurance, Education, and the Judiciary, and she was appointed by the Speaker of the Assembly to serve on the Little Hoover Commission and the Electricity Oversight Board; and

WHEREAS, In 1993 she became the Chairwoman of the Assembly Committee on Elections, Reapportionment and Constitutional Amendments—the first freshman legislator ever to be appointed as chair of a standing committee; and

WHEREAS, Assembly Member Martinez also served as Chairwoman of the Assembly Committee on Utilities and Commerce from June 1995 to January 1996, and she chaired numerous hearings on electrical restructuring, the future of telecommunications, and universal service; and

WHEREAS, She has received numerous awards and acknowledgements for her work in the community with education, the environment, energy, public utilities, and law enforcement issues, and she received international recognition as the author of a 1994 pant bill which made it legal for women to wear pants in the workplace; and

WHEREAS, Assembly Member Martinez served as a member and President of the Garvey School Board, and prior to her election to the Assembly, she worked in the telecommunications industry for 17 years; and

WHEREAS, She is married to Dr. Jon Elliott Mandaville, and she is the mother of one daughter, Kate; and

WHEREAS, Through her professional, public, and community activities, Assembly Member Diane Martinez has made a significant impact on the people of the 49th Assembly District and throughout the state, and she will be sorely missed by those individuals with whom she has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Diane Martinez for her outstanding service to the residents of 49th Assembly District and the

people of California during her tenure as a Member of the Legislature, and extend to her heartiest best wishes for happiness and success in her future endeavors.

Resolution read and adopted unanimously.

HOUSE RESOLUTION NO. 78 TAKEN UP BY UNANIMOUS CONSENT

By unanimous consent House Resolution No. 78 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 78—Relative to commending the Honorable Bill Morrow.

WHEREAS, The tenure of Assembly Member Bill Morrow with the California State Assembly is drawing to a close following six 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 commendation; and

WHEREAS, Bill Morrow was first elected to the California State Assembly in 1992 as the representative of the 73rd Assembly District, which includes South Orange County and North San Diego County, and he was reelected in 1994 and 1996 by an overwhelming majority; and

WHEREAS, After serving his first term in the Assembly, he was named Legislator of the Year by the Orange County League of Cities, and in 1995, the Pro-Life PAC of Orange County selected him as Legislator of the Year; he served as Chairman of the powerful Judiciary Committee while Republicans held the majority in the Assembly in 1996, and recognizing his efforts to effect legal reform, the Orange County Citizens Against Lawsuit Abuse selected him as their Civil Justice Reform Legislator of the Year for 1996, and the Golden State Mobilehome Owners League, Inc., recently named him 1998 Legislator of the Year; and

WHEREAS, Assembly Member Morrow has been the point person in the fight against frivolous lawsuit abuse; his legislative victories include school funding equalization, which gave more than \$5.2 million to low wealth school districts in his Assembly District, and he has focused attention on the senseless delays in the appeals process for criminals who have received the death penalty and successfully introduced and passed legislation to expedite capital punishment cases; and

WHEREAS, Since his election to the Assembly, he has consistently supported legislation to limit government, while upholding his pledge to vote against all new taxes, and he serves as Vice Chairman of the prestigious Assembly Judiciary Committee and is a member of the Assembly Committees on Transportation, Health, and Education; and

WHEREAS, Assembly Member Morrow has been an active member of his community through his support of the Boys & Girls Clubs, Chambers of Commerce, Kiwanis Clubs, YMCA, Laura's House, the American Legion, and the Veterans of Foreign Wars, and he has been a keynote speaker at the Veterans's Loyalty Day celebration in San Clemente for the past four years; and

WHEREAS, Born and raised in Southern California, he was the student body president of his class at Mt. San Antonio College, and he graduated from UCLA with honors and received his Doctor of Jurisprudence degree from the Pepperdine School of Law; and

WHEREAS, Assembly Member Morrow served in the United States Marine Corps with distinction for eight years as a commissioned officer

and Military Judge Advocate and was Chief Trial Counsel and Prosecutor at Camp Pendleton before leaving active duty in 1987, at which time he became a small business attorney; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Bill Morrow for his outstanding service to the residents of the 73rd Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

Resolution read and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Wright was granted unanimous consent that the following communication be printed in the Journal:

August 31, 1998

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

Dear Mr. Wilson: I authored Assembly Bill 2594, which is Chapter 327 of 1998. That measure provides the framework for operation of the Repeat Offender Pilot Project in several counties.

In the rush to include Assembly Bill 2594 as a State budget trailer bill, two drafting errors remained uncorrected. The first error is a reference in Section 744 of the Welfare and Institutions Code to a nonexistent subdivision in Section 745 of the Welfare and Institutions Code. Prior amendments had deleted the need for subdivisions in Section 745, but Section 744's reference to subdivision (b) was not deleted.

The second error is a technical failure to clarify, following June 10, 1998, amendments, that the Multi-Agency At-Risk Youth Program (MAARYC) operated by Los Angeles County may operate and receive funds as part of the Repeat Offender Pilot Project and may continue its focus upon early intervention, rather than waiting for minors to be declared wards of the juvenile court for the first time. The bill contains a reference to the MAARYC program, but the reference needs some clarifying language.

The debate and analyses all clearly indicate that these were inadvertent drafting errors. I intend to introduce urgency legislation in December to make the necessary corrections. In the meantime, the Board of Corrections should begin to develop the necessary selection criteria and funding deadlines to conform with the intention of the legislation.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth Assembly District

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

Legislative Intent—Assembly Bill No. 1102

August 31, 1998

Hon. Antonio R. Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Villaraigosa: I am submitting this letter and requesting that it be included in the Assembly Journal to clarify my intent with respect to Assembly Bill 1102. AB 1102 establishes a number of benefit improvements for members of the State Teachers' Retirement System, including an additional retirement allowance for members with 30 or more years of service. This additional allowance was also intended to be made available to members who retired from STRS, reinstated their membership and subsequently re-retired, and had a total of at least 30 years over the course of their entire career. Unfortunately, the specific language added to Sections 24209 and 24210 of the Education Code did not clearly state that intent.

STRS staff has stated that they will evaluate the most appropriate way to achieve that intent, and will propose the necessary technical changes in legislation next year.

Thank your for this opportunity to state my intent for the record.

Sincerely,

WALLY KNOX, Assembly Member
 Forty-second District

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

Legislative Intent—Assembly Bill No. 984

August 31, 1998

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

Dear Mr. Wilson: I respectfully request that this letter be printed in the Assembly Journal for purposes of clarifying the intent of my Assembly Bill 984.

The amendments to Health and Safety Code Section 1345 are intended to assure that the new Section 1371.5 controls when ambulance transport services are to be part of "basic health care services." In addition, the phrase "emergency condition did not exist" contained in subdivision (d) of new Section 1371.5 is not intended to modify, but rather is reflective of, the reasonableness standard set forth in subdivision (a), (b), and (c).

Sincerely,

SUSAN A. DAVIS, Assembly Member
 Seventy-sixth District

GOVERNOR'S VETOES STRICKEN FROM FILE

Assembly Member Shelley was granted unanimous consent that the Governor's vetoes of Assembly Bills Nos. 2675, 2556, 2194, 1428, 1656, 2778, 2781, 2789, 182, 1815, and 1643 be stricken from file.

SENATE CONCURRENT RESOLUTION NO. 105 TAKEN UP BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Gallegos was granted consent to take up Senate Concurrent Resolution No. 105, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 105—Relative to newborn hearing screening.

Resolution read, and adopted by the following vote:

AYES—56

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

NOES—19

Ackerman	Campbell	Leonard	Oller
Alby	Goldsmith	McClintock	Poohigian
Ashburn	Granlund	Miller	Pringle
Baugh	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 105: Assembly Member House, from "Aye" to "No".

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONFERENCE COMMITTEE REPORTS**

SENATE BILL NO. 1561 (As proposed by the Conference Committee)—An act to add Chapter 6.1 (commencing with Section 52050) to, and to add and repeal Article 3 (commencing with Section 52052) of Chapter 6.1 of, Part 28 of the Education Code, relating to school accountability, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Strom-Martin.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:48 p.m.

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

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 581 (Martinez)—An act to add Section 376.5 to the Public Utilities Code, relating to public utilities.

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 Martinez moved a call of the Assembly.

Motion carried. Time, 4:49 p.m.

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

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2121 (Hurtt)—An act to amend Sections 16301.6, 16301.8, and 16302.1 of the Government Code, relating to state finance.

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

Bill passed by the following vote:

AYES—69

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2217 (Villaraigosa)—An act to amend and supplement the Budget Act of 1998 by adding Item 8260-104-0001 to Section 2.00 thereof, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—None

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 5:05 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. 1857 (Brulte)—An act to add and repeal Chapter 9 (commencing with Section 44275) of Part 5 of Division 26 of the Health and Safety Code, relating to air pollution, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

BILL RETURNED TO ENROLLMENT

Assembly Member Villaraigosa was granted unanimous consent that Assembly Bill No. 1368 be returned to Enrollment.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1194, on request of Assembly Member Villaraigosa.

REPORTS OF STANDING COMMITTEES**Committee on Budget**

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 1518

With the recommendation: Do pass.

DUCHENY, Chairwoman

Above bill ordered to second reading.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Wright.

Resolved, That Senate Bill No. 1518 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—77

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

NOES—None

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

Second Reading of Senate Bill No. 1518

SENATE BILL NO. 1518—An act relating to the payment of judgments and settlement claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Senate Bill No. 1518 Without Reference to File

Assembly Member Wright was granted unanimous consent to take up Senate Bill No. 1518, without reference to file, for purpose of consideration.

SENATE BILL NO. 1518 (Committee on Appropriations)—An act relating to the payment of judgments and settlement claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:35 p.m.

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

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW ASSEMBLY BILL NO. 2795
FROM COMMITTEE**

In compliance with a notice given on a previous day, Assembly Member Oller moved that Assembly Bill No. 2795 be withdrawn from the Committee on Transportation.

Assembly Member Morrissey seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:40 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1771**

At 5:51 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Keeley moved to continue the call of the Assembly.

Motion carried. Time, 5:52 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 2**

At 5:53 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Keeley moved to continue the call of the Assembly.

Motion carried. Time, 5:53 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 535**

At 5:55 p.m., on motion of Assembly Member Migden, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Migden moved to continue the call of the Assembly.

Motion carried. Time, 5:55 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
RICHTER MOTION TO WITHDRAW
ASSEMBLY JOINT RESOLUTION NO. 78 FROM COMMITTEE**

At 5:55 p.m., on motion of Assembly Member Richter, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Richter moved to continue the call of the Assembly.

Motion carried. Time, 5:56 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONFERENCE REPORT ON SENATE BILL NO. 1561**

At 5:57 p.m., on motion of Assembly Member Pacheco, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 5:57 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 581**

At 5:58 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Martinez moved to continue the call of the Assembly.

Motion carried. Time, 5:58 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1518**

At 5:58 p.m., on motion of Assembly Member Wright, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wright moved to continue the call of the Assembly.

Motion carried. Time, 5:58 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
OLLER MOTION TO WITHDRAW
ASSEMBLY BILL NO. 2795 FROM COMMITTEE**

At 5:59 p.m., on motion of Assembly Member Oller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Oller moved to continue the call of the Assembly.

Motion carried. Time, 5:59 p.m.

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

PARLIAMENTARY INQUIRY

Assembly Member Kaloogian arose to the following parliamentary inquiry:

What is the policy of the House with respect to the number of Calls of the Assembly permitted on any question and will opposition be permitted an equal opportunity for Calls of the Assembly as the proponents on a question?

Reply by Acting Speaker Brown

The Acting Speaker replied that it has been the policy to permit 3 Calls of the Assembly on any question.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is it not the decision of the House as to how many Calls of the Assembly are permitted?

Reply by Acting Speaker Brown

The Acting Speaker replied in the affirmative.

At 6 p.m., Hon. Fred Keeley, 27th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
OLLER MOTION TO WITHDRAW
ASSEMBLY BILL NO. 2795 FROM COMMITTEE**

At 6:06 p.m., on motion of Assembly Member Oller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Oller motion lost by the following vote:

AYES—40

Ackerman	Campbell	Leonard	Pacheco
Aguiar	Cardoza	Machado	Papan
Alby	Cunneen	Margett	Poochigian
Ashburn	Frusetta	McClintock	Prenter
Baldwin	Goldsmith	Miller	Pringle
Battin	Granlund	Morrissey	Richter
Baugh	House	Morrow	Runner
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Thomson
Brewer	Leach	Ortiz	Woods

NOES—16

Aroner	Ducheny	Gallegos	Perata
Bowen	Escutia	Knox	Shelley
Brown	Figueroa	Kuehl	Torlakson
Cedillo	Floyd	Migden	Mr. Speaker

**FURTHER CONSIDERATION OF SENATE BILL NO. 752
BY UNANIMOUS CONSENT**

SENATE BILL NO. 752 (Schiff)—An act to amend Sections 77201.3 and 77213 of, and to repeal and amend Section 77201.1 of, the Government Code, relating to trial court funding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—3

Escutia	Martinez	McClintock
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

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

NOES—3

Escutia	Martinez	McClintock
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Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 48

August 31, 1998

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

Dear Mr. Wilson: The purpose of this letter is to clarify my intent as the author of AB 48 on an issue contained within the bill.

The bill allows for compensation of the lawful owners of SKS rifles under certain conditions. The question raised is what value will be placed on the SKS rifles to compensate owners.

The Senate Appropriations Committee suggested that the cost of each rifle would likely be \$230. It is my intent in enacting AB 48 that those who relinquish and have a receipt should be compensated for their actual cost. Those who do not have a receipt should receive \$230, a reasonable fair market value for the rifle.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth District

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

Legislative Intent—Assembly Bill No. 2339

August 31, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I submit this letter to the Assembly Journal to make clear the legislative intent of my Assembly Bill 2339, which was approved today by the Legislature.

It is my intent that Sections 2 and 8 of AB 2339 provide a mechanism to ensure that cleanups carried out under the Bay Protection and Toxic Cleanup Program (BPTCP) do not duplicate efforts being implemented under other state or federal regulatory programs, and that the efforts of the BPTCP focus on high priority contaminated areas where action is needed.

During discussions about these provisions of the bill, the State Water Resources Control Board (SWRCB) raised questions about mechanisms for ensuring accountability for those sites under other programs. There may be toxic hot spots under the jurisdiction of another regulatory program for which a Regional Water Quality Control Board (RWQCB) has raised questions regarding the equivalency of the cleanup requirements compared to the BPTCP. For those toxic hot spots, it is my intent that the RWQCB demonstrate the conditions of the

statewide consolidated toxic hot spots cleanup plan that are not being met which pose a significant threat to public health, safety or the environment.

In case of a disagreement between a RWQCB, a lead agency, and/or an affected party, it is also intended that the site designation committee created by Chapter 6.65 of the Health and Safety Code (consisting of the Secretary of Environmental Protection, the Director of Toxic Substances Control, the Chairperson of the SWRCB, the Director of Fish and Game, the Director of the Office of Environmental Health Hazard Assessment, and the Chairperson of the State Air Resources Board) will decide whether the RWQCB has demonstrated that there is a significant threat to public health, safety or the environment, and therefore, if it is necessary for the lead agency to impose additional conditions on the cleanup effort. In the case of a toxic hot spot with a federal lead agency, the federal agency should be included in the decision-making process.

I believe this clarifying letter will enable the RWQCBs and SWRCB to move forward expeditiously to implement the statewide consolidated toxic hot spots cleanup plan prepared pursuant to Section 13394 of the Water Code.

Sincerely,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent that all bills reported from the Committee on Appropriations with a "Do Pass" recommendation, be taken up without reference to file for purpose of second reading, and that the bills be ordered to third reading on a supplemental file; and that all bills reported with a "Do Pass as Amended" recommendation, be taken up without reference to file for purpose of second reading and adoption of committee amendments and that the bills be ordered to third reading on a supplemental file.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1998

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

Assembly Bill No. 426
Assembly Bill No. 1291
Assembly Bill No. 1332

Assembly Bill No. 1899
Assembly Bill No. 2744

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES Committee on Appropriations

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 491
Senate Bill No. 2108

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 913

Senate Bill No. 1546

Senate Bill No. 1032

Senate Bill No. 2198

Senate Bill No. 1496

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1997

Senate Bill No. 2132

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2154

With the recommendation: That the Senate amendments be concurred in.

MIGDEN, Chairwoman

Above bill ordered to unfinished business.

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 918

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1656

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

SENATE BILL NO. 491—An act to add Section 14672.14 to the Government Code, relating to state property.

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

SENATE BILL NO. 2108—An act relating to corrections, 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 placed upon the third reading file.

SENATE BILL NO. 913—An act to amend Sections 25284 and 25292.3 of the Health and Safety Code, relating to underground storage tanks.

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

SENATE BILL NO. 1032—An act to amend Section 41204.1 of the Education Code, and to add Section 97.52 to the Revenue and Taxation Code, relating to local government.

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

SENATE BILL NO. 1496—An act to amend Sections 17024.5, 17052.12, 17052.25, 17062, 17073.5, 17088.5, 17088.6, 17132.6, 17152, 17276, 17279.5, 17507.6, 17559, 17564, 17570, 17760.5, 17856, 18037.3, 18042, 18178, 18505, 18510, 18572, 18641, 18645, 19057, 19132, 19133.5, 19136, 19141.2, 19141.5, 19182, 19184, 19521, 19524, 23456, 23609, 23701t, 23704, 23712, 23771, 23800.5, 23806, 24349, 24357.7, 24357.8, 24402, 24416, 24424, 24652.5, 24661.5, 24673.2, 24710, 24871.5, 24872.4, 24872.5, 24872.7, 24875.5, 24949.1, and 24994 of, to amend and renumber Section 19721.6 of, to amend and repeal Section 24954 of, to add Sections 17062.5, 17140.3, 17279.4, 17751, 17752, 17865, 18038.4, 19066.5, 19136.6, 23455.5, 23704.3, 23711, 24309.5, 24355.4, 24357.9, and 24369.4 to, and to repeal Sections 17085.8, 17210.6, 17507.4, and 18037.6 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

SENATE BILL NO. 1546—An act to add Section 1586 to the Fish and Game Code, relating to fish and game, 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 placed upon the third reading file.

SENATE BILL NO. 2198—An act to amend Sections 25281.5 and 40440.8 of, to add Sections 43830.5 and 116367.5 to, to add and repeal Section 116367 of, to repeal Section 25299.99 of, and to repeal, add, and repeal Article 13 (commencing with Section 25299.99) of Chapter 6.75 of Division 20 of, the Health and Safety Code, relating to pollution, 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 placed upon the third reading file.

SENATE BILL NO. 1997—An act to amend Section 110 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2132—An act to amend Sections 35735.1 and 35735.2 of the Education Code, relating to school finance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 918—An act to amend Section 2166 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1656—An act to amend Section 41204.1 of the Education Code, to amend Section 51298 of the Government Code, and to add Section 97.24 to the Revenue and Taxation Code, relating to local government finance.

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

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

ASSEMBLY BILL NO. 468 (Wayne)—An act to amend Sections 14549, 14560, 14571.8, 14573, 14573.5, 14574, 14575, 14580, 14581, 14885, and 14591.1 of, to amend and repeal Section 14549.6 of, and to add Sections 14514.4.1, 14549.7, and 14571.5 to, the Public Resources Code, and to add Sections 6011.3 and 6012.3 to the Revenue and Taxation Code, relating to beverage containers, and making an appropriation therefor.

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 Wayne moved a call of the Assembly.

Motion carried. Time, 6:55 p.m.

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

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

SENATE BILL NO. 1477 (Kopp)—An act to add Sections 2126.5 and 2127.5 to, and to repeal Sections 2126 and 2127 of, the Streets and Highways Code, relating to streets, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—48

Aguir	Ducheny	Kuehl	Papan
Alquist	Escutia	Kuykendall	Perata
Aroner	Figueroa	Leach	Poochigian
Ashburn	Floyd	Lempert	Prenter
Baca	Frusetta	Machado	Shelley
Brown	Gallegos	Martinez	Strom-Martin
Bustamante	Granlund	Mazzoni	Sweeney
Cardenas	Havice	Migden	Thomson
Cardoza	Hertzberg	Miller	Torlakson
Cedillo	Honda	Morrissey	Vincent
Cunneen	Keeley	Napolitano	Wayne
Davis	Knox	Ortiz	Mr. Speaker

NOES—26

Ackerman	Bowler	Margett	Richter
Alby	Brewer	McClintock	Runner
Baldwin	Campbell	Murray	Thompson
Battin	Goldsmith	Olberg	Woods
Baugh	House	Oller	Wright
Bordonaro	Kaloogian	Pacheco	
Bowen	Leonard	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1477: Assembly Member Scott, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

At 7:13 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1518**

At 7:13 p.m., on motion of Assembly Member Wright, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 1518 adopted by the following vote:

AYES—54

Ackerman	Escutia	Lempert	Scott
Alquist	Figueroa	Leonard	Shelley
Aroner	Floyd	Machado	Strom-Martin
Baca	Frusetta	Margett	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brewer	Goldsmith	Migden	Torlakson
Brown	Havice	Miller	Vincent
Bustamante	Hertzberg	Morrissey	Washington
Cardenas	Honda	Murray	Wayne
Cardoza	House	Napolitano	Wildman
Cedillo	Keeley	Ortiz	Wright
Cunneen	Knox	Papan	Mr. Speaker
Davis	Kuehl	Perata	
Ducheny	Kuykendall	Runner	

NOES—21

Alby	Bowler	Morrow	Richter
Ashburn	Campbell	Olberg	Thompson
Baldwin	Granlund	Oller	Woods
Battin	Kaloogian	Poochigian	
Baugh	Martinez	Prenter	
Bordonaro	McClintock	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

Ackerman	Escutia	Lempert	Scott
Alquist	Figueroa	Leonard	Shelley
Aroner	Floyd	Machado	Strom-Martin
Baca	Frusetta	Margett	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brewer	Goldsmith	Migden	Torlakson
Brown	Havice	Miller	Vincent
Bustamante	Hertzberg	Morrissey	Washington
Cardenas	Honda	Murray	Wayne
Cardoza	House	Napolitano	Wildman
Cedillo	Keeley	Ortiz	Wright
Cunneen	Knox	Papan	Mr. Speaker
Davis	Kuehl	Perata	
Ducheny	Kuykendall	Runner	

NOES—21

Alby	Bowler	Morrow	Richter
Ashburn	Campbell	Olberg	Thompson
Baldwin	Granlund	Oller	Woods
Battin	Kaloogian	Poochigian	
Baugh	Martinez	Prenter	
Bordonaro	McClintock	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 1518, and on passage of the bill: Assembly Member Prenter, from "Aye" to "No".

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 491 (Brulte)—An act to add Section 14672.14 to the Government Code, to add Sections 3054 and 6259 to the Penal Code, and to amend Section 749.22 of the Welfare and Institutions Code, relating to state property, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Richter
Ashburn	Figueroa	Machado	Runner
Baca	Floyd	Margett	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Olberg	Wayne
Campbell	Kalooagian	Oller	Wildman
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—7

Alby	Brewer	Martinez	Thompson
Bowler	House	McClintock	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Richter
Ashburn	Figueroa	Machado	Runner
Baca	Floyd	Margett	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Olberg	Wayne
Campbell	Kalooagian	Oller	Wildman
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—7

Alby	Brewer	Martinez	Thompson
Bowler	House	McClintock	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2108 (Vasconcellos)—An act to amend and supplement the Budget Act of 1998 (Chapter 324 of the Statutes of 1998), relating to correctional facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—6

Alby	Brewer	McClintock
Bowler	Martinez	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—6

Alby	Brewer	McClintock
Bowler	Martinez	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1032 (Kopp)—An act to add Section 97.53 to the Revenue and Taxation Code, relating to local government, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—60

Aguiar	Ducheny	Leonard	Preter
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Havice	Miller	Thomson
Brown	Hertzberg	Morrissey	Torlakson
Bustamante	Honda	Murray	Vincent
Campbell	Keeley	Napolitano	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker

NOES—17

Ackerman	Bowler	Kaloogian	Runner
Alby	Brewer	McClintock	Thompson
Baldwin	Goldsmith	Olberg	
Battin	Granlund	Oller	
Baugh	House	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—60

Aguiar	Ducheny	Leonard	Preter
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Havice	Miller	Thomson
Brown	Hertzberg	Morrissey	Torlakson
Bustamante	Honda	Murray	Vincent
Campbell	Keeley	Napolitano	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker

NOES—17

Ackerman	Bowler	Kaloogian	Runner
Alby	Brewer	McClintock	Thompson
Baldwin	Goldsmith	Olberg	
Battin	Granlund	Oller	
Baugh	House	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2198 (Sher)—An act to amend Sections 25281.5 and 40440.8 of, to add Sections 43830.8 and 116367.5 to, to add and repeal Section 116367 of, to repeal Section 25299.99 of, and to repeal, add, and repeal Article 13 (commencing with Section 25299.99) of Chapter 6.75 of Division 20 of, the Health and Safety Code, relating to pollution, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—73

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

NOES—4

Alby	Bowler	House	McClintock
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1496 (O'Connell)—An act to amend Sections 6055 and 6203.5 of 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 Migden.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2168, on request of Assembly Member Keeley.

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

SENATE BILL NO. 913 (Kelley)—An act to amend Sections 25284 and 25292.3 of the Health and Safety Code, relating to underground storage tanks, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Assembly Member Cunneen.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2132 (Monteith)—An act to amend Sections 35735.1 and 35735.2 of the Education Code, relating to school finance.

Bill read third time.

Rules Suspended

Assembly Member Machado was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 2132.

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

Further Consideration of Senate Bill No. 2132, as Amended by Unanimous Consent

Assembly Member Machado was granted unanimous consent to take up Senate Bill No. 2132, as amended, without reference to file.

SENATE BILL NO. 2132 (Monteith)—An act to amend Section 35732.2 of, and to add Section 35735.4 to, the Education Code, relating to school finance.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ACTION RESCINDED ON ASSEMBLY BILL ON 2782

Assembly Member Migden was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page ____), Assembly Bill No. 2782 was re-referred to the Committee on Appropriations pursuant to Assembly Rule 77.2.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 468**

At 7:49 p.m., on motion of Assembly Member Wayne, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 468 by the following vote:

AYES—50

Alquist	Floyd	Machado	Shelley
Baca	Frusetta	Margett	Strom-Martin
Bordonaro	Granlund	Martinez	Sweeney
Bowen	Havice	Mazzoni	Thomson
Bustamante	Hertzberg	Migden	Torlakson
Cardenas	Honda	Morrissey	Vincent
Cardoza	House	Murray	Washington
Cedillo	Keeley	Napolitano	Wayne
Cunneen	Knox	Ortiz	Wildman
Davis	Kuehl	Papan	Wright
Ducheny	Kuykendall	Perata	Mr. Speaker
Escutia	Leach	Richter	
Figueroa	Lempert	Scott	

NOES—21

Ackerman	Campbell	Morrow	Runner
Aguiar	Gallegos	Olberg	Thompson
Ashburn	Kaloogian	Oller	Woods
Baldwin	Leonard	Poochigian	
Bowler	McClintock	Prenter	
Brewer	Miller	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 468: Assembly Member Bowler, from "Aye" to "No"; Assembly Member Bordonaro, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2143, on request of Assembly Member Hertzberg.

RECESS

By unanimous consent, at 7:54 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 7:56 p.m., the Assembly reconvened.

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

**CONSIDERATION OF SENATE BILL NO. 1375
WITHOUT REFERENCE TO FILE**

Assembly Member Brown was granted unanimous consent to take up Senate Bill No. 1375, without reference to file, for purpose of amendment.

SENATE BILL NO. 1375 (Rosenthal)—An act to amend Sections 19531 and 19596.1 of, and to repeal Section 19549.2 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time.

Rules Suspended

Assembly Member Brown was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 1375.

Motion to Amend

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

**Further Consideration of Senate Bill No. 1375, as Amended,
by Unanimous Consent**

Assembly Member Brown was granted unanimous consent to take up Senate Bill No. 1375, as amended, without reference to file.

SENATE BILL NO. 1375 (Rosenthal)—An act to add Sections 19596.11 and 19602.1 to the Business and Professions Code, relating to horse racing.

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

Bill passed by the following vote:

AYES—66

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

NOES—3

Baldwin	Martinez	Thompson
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Bill ordered transmitted to the Senate.

OBJECTION TO VOTE CHANGES

Assembly Member Wayne withheld unanimous consent on any requests for vote changes on the roll call vote taken on this day on Assembly Bill No. 468.

OBJECTION TO VOTE ADDS

Assembly Member Oller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Oller motion to withdraw Assembly Bill No. 2795 from the Committee on Transportation.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW SENATE BILL NO. 1536
FROM COMMITTEE**

In compliance with a notice given on a previous day by Assembly Member Morrow, Assembly Member Baugh moved that Senate Bill No. 1536 be withdrawn from the Committee on Judiciary.

Assembly Member Leonard seconded the motion.

Point of Order

Assembly Member Shelley arose to the following point of order:

Assembly Member Baugh is not limiting debate to the merits of the motion to withdraw Assembly Bill No. 1536 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Shelley arose to the following point of order:

Assembly Member Baugh is not limiting debate to the merits of the motion to withdraw Senate Bill No. 1536 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 8:10 p.m.

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

OBJECTION WITHDRAWN

Assembly Member Oller withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the Oller motion to withdraw Assembly Bill No. 2795 from committee.

OBJECTION TO VOTE ADDS

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Oller motion to withdraw Assembly Bill No. 2795 from the Committee on Transportation.

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

SENATE BILL NO. 1546 (Johnson)—An act to add Section 1586 to the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—72

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

NOES—2

Baldwin McClintock

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER SENATE BILL NO. 648
Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Thomson requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 648 was refused passage.

Unanimous consent was withheld.

Motion

Assembly Member Thomson moved that the vote be reconsidered whereby Senate Bill No. 648 was refused passage.

Senate Bill No. 648 reconsidered by the following vote:

AYES—43

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

NOES—28

Ackerman	Bowler	Kuykendall	Pacheco
Aguiar	Campbell	Leonard	Poohigian
Ashburn	Cunneen	Margett	Prenter
Baldwin	Goldsmith	McClintock	Pringle
Battin	Granlund	Miller	Richter
Baugh	House	Olberg	Runner
Bordonaro	Kaloogian	Oller	Thompson

Further Consideration of Senate Bill No. 648

SENATE BILL NO. 648 (Burton)—An act to add Sections 10354.1, 10354.2, 10354.3, and 10354.4 to the Public Contract Code, relating to personal services contracts.

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

Bill passed by the following vote:

AYES—41

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

NOES—30

Ackerman	Campbell	Leach	Prenter
Aguiar	Cunneen	Leonard	Pringle
Ashburn	Frusetta	Margett	Richter
Baldwin	Goldsmith	McClintock	Runner
Battin	Granlund	Miller	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Poohigian	

Bill ordered transmitted to the Senate.

At 8:34 p.m., Hon. Fred Keeley, 27th District, presiding

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

ASSEMBLY BILL NO. 422 (Floyd)—An act to amend Sections 19531 and 19596.1 of, to add Section 19596.28 to, to repeal Section 19549.2 of, and to repeal and add Section 19602 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

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

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

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

AYES—64

Aguiar	Davis	Leach	Perata
Alquist	Ducheny	Lempert	Poochigian
Aroner	Escutia	Machado	Pringle
Ashburn	Figueroa	Margett	Richter
Baca	Floyd	Martinez	Runner
Battin	Frusetta	Mazzoni	Scott
Baugh	Gallegos	McClintock	Shelley
Bowen	Goldsmith	Migden	Strom-Martin
Brewer	Granlund	Miller	Sweeney
Brown	Hertzberg	Morrissey	Thomson
Bustamante	Honda	Murray	Torlakson
Campbell	Kaloogian	Napolitano	Vincent
Cardenas	Keeley	Olberg	Wayne
Cardoza	Knox	Oller	Wildman
Cedillo	Kuehl	Ortiz	Wright
Cunneen	Kuykendall	Papan	Mr. Speaker

NOES—10

Ackerman	Havice	Prenter	Woods
Alby	House	Thompson	
Bowler	Leonard	Washington	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 422: Assembly Member Washington, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2321 (Knox)—An act to add Sections 3068 and 3070 to the Penal Code, relating to parole, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—None

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

AYES—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1697 (Torlakson)—An act to amend, repeal, and add Section 50842 of the Health and Safety Code, relating to housing finance, and making an appropriation therefor.

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 Torlakson moved a call of the Assembly.

Motion carried. Time, 8:39 p.m.

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

ASSEMBLY BILL NO. 1332 (Murray)—An act to add Chapter 6 (commencing with Section 295) to Title 9 of Part 1 of, and to repeal Section 290.2 of, the Penal Code, relating to criminal identification.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1291 (Strom-Martin)—An act to amend Section 1094.5 of the Code of Civil Procedure, to amend Sections 3517.6, 18670, 18903, 19056.5, 19141, 19142, 19170.1, 19173.1, 19175.3, 19570.1, 19572.1, 19574, 19582, 19582.1, 19582.6, 19702, 19786, 19798, 19815.41, 19816.2, 19817, 19826.1, 19828, 19829, 19832, 19834, 19835, 19836.1, 19841, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4, 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, 19997.13, 22754, 22754.5, and 22955 of, and to add Sections 19576.5, 21363.6, 21465.5, 22754.7, 22955.5, and 22960.100 to, the Government Code, and to amend Sections 10295 and 10344.1 of the Public Contract Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—1

McClintock

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

AYES—76

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

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1899 (Davis)—An act to amend Section 1345 of the Health and Safety Code, relating to health care.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 426 (Alquist)—An act to amend Section 14089 of the Welfare and Institutions Code, relating to health services.

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

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

NOES—1

Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2744 (Cardenas)—An act to add and repeal Section 11462.07 of the Welfare and Institutions Code, relating to community care facilities.

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

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

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

AYES—74

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

NOES—3

House	McClintock	Pacheco
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Above bill ordered enrolled.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Papan.

Resolved, That Senate Bill No. 1997 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—77

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

NOES—None

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

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1997 (Johnson)—An act to amend Section 110 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 8:52 p.m.

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

Request to Dispense with Calls of the Assembly

Assembly Member Thompson requested that the Call of the Assembly be dispensed with as it relates to Senate Bill No. 1997.

Assembly Member Leonard requested that Calls of the Assembly be dispensed with as relates to all Senate bills under Call.

CAUCUS ANNOUNCEMENTS

At 8:58 p.m., Speaker pro Tempore Kuehl was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 8:59 p.m., Acting Speaker Keeley declared the Assembly recessed.

REASSEMBLED

At 9:25 p.m., the Assembly reconvened.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1997**

At 9:25 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Brewer moved to continue the call of the Assembly.

Motion carried. Time, 9:25 p.m.

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

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 1561

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

Senate Chamber, August 31, 1998

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

Assembly Bill No. 105

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 1998

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

Assembly Bill No. 830
Assembly Bill No. 2505

Assembly Bill No. 2536
Assembly Bill No. 2785

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 1998

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

Assembly Bill No. 2791

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 31, 1998

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

Assembly Bill No. 2796

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 31, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1492

Senate Bill No. 1733

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day, the following bills were taken up without reference to file for purpose of second reading and adoption of committee amendments:

SENATE BILL NO. 1492—An act to amend Section 14132.765 of the Welfare and Institutions Code, relating to health.

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

SENATE BILL NO. 1733—An act to add Section 41851.15 to the Education Code, relating to school finance, 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 placed upon the third reading file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1997**

At 9:26 p.m., on motion of Assembly Member Papan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Brewer moved to continue the call of the Assembly.

Motion carried. Time, 9:27 p.m.

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

REQUEST TO RESCIND ACTION

Assembly Member Migden requested unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page ____), Senate Bill No. 2121 was passed and ordered transmitted to the Senate.

Assembly Member McClintock withheld unanimous consent.

Unanimous Consent Withheld

Assembly Member McClintock announced that he would withhold unanimous consent on any requests to suspend Assembly Rule 69(e) as relates to amendments to Senate Bill No. 2121.

PARLIAMENTARY INQUIRY

Assembly Member Thompson arose to the following parliamentary inquiry:

Has the Senate adjourned the 1997–98 session?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

CALL OF THE ASSEMBLY DISPENSED WITH ON RICHTER MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 78 FROM COMMITTEE

At 9:42 p.m., on motion of Assembly Member Richter, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Richter motion to withdraw Assembly Joint Resolution No. 78 from the Committee on Rules lost by the following vote:

AYES—30

Ackerman	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Pringle
Ashburn	Cunneen	McClintock	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Leach	Pacheco	

NOES—19

Aroner	Figueroa	Kuehl	Perata
Bowen	Floyd	Mazzoni	Shelley
Cedillo	Gallegos	Migden	Washington
Ducheny	Keeley	Murray	Mr. Speaker
Escutia	Knox	Napolitano	

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 581**

At 9:43 p.m., on motion of Assembly Member Martinez, 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. 581 by the following vote:

AYES—33

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Cedillo	Honda	Ortiz	Wright
Davis	Keeley	Perata	Mr. Speaker
Ducheny	Knox	Shelley	
Escutia	Kuehl	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—34

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Kuykendall	Oller	
Bowler	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 581: Assembly Member Bustamante, from "Aye" to "Not Voting".

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1697**

At 9:44 p.m., on motion of Assembly Member Torlakson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Torlakson moved to continue the call of the Assembly.

Motion carried. Time, 9:44 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONFERENCE REPORT ON SENATE BILL NO. 1561**

At 9:50 p.m., on motion of Assembly Member Pacheco, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Conference Committee Report on Senate Bill No. 1561 adopted by the following vote:

AYES—43

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

NOES—31

Ackerman	Bowler	Leonard	Pacheco
Aguiar	Brewer	Margett	Poochigian
Alby	Campbell	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Leach	Oller	

At 9:54 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

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

ASSEMBLY BILL NO. 105 (Wayne)—An act to amend Sections 11370.2 and 11379.9 of the Health and Safety Code, to amend Sections 245.1, 286, 288a, 289, 368, 422.75, 667.61, 667.7, 1170.11, 1174.4, 1192.7, 1269b, 2933.5, 2962, 3003, 3057, and 12022.53 of the Penal Code, and to amend Sections 676, 707, and 3052 of the Welfare and Institutions Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:31 p.m.

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

ASSEMBLY BILL NO. 2505 (Olberg)—An act to amend Section 14837 of the Government Code, relating to state contracts.

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—58

Ackerman	Cedillo	Kuykendall	Richter
Aguiar	Cunneen	Leach	Runner
Alby	Escutia	Lempert	Scott
Alquist	Figueroa	Leonard	Shelley
Ashburn	Frusetta	Machado	Strom-Martin
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Murray	Torlakson
Battin	Granlund	Napolitano	Vincent
Baugh	Havice	Olberg	Wayne
Bordonaro	Hertzberg	Oller	Wildman
Brewer	Honda	Ortiz	Woods
Bustamante	House	Pacheco	Wright
Campbell	Kaloogian	Poochigian	Mr. Speaker
Cardenas	Keeley	Prenter	
Cardoza	Kuehl	Pringle	

NOES—2

Bowen McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2785 (Richter)—An act to add Part 9 (commencing with Section 998) to Division 3.6 of Title 1 of the Government Code, relating to the Department of Fish and Game, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:38 p.m.

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

At 10:41 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**REQUEST TO TAKE UP ASSEMBLY BILL NO. 2154
OUT OF ORDER**

Assembly Member Pacheco requested unanimous consent to take up Assembly Bill No. 2154, out of order.

Assembly Member Martinez withheld unanimous consent.

Objection Withdrawn

Assembly Member Martinez withdrew her objection to the request by Assembly Member Pacheco.

Objection Raised

Assembly Member Napolitano withheld unanimous consent on the request by Assembly Member Pacheco.

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

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2536 (Poochigian)—An act to add and repeal Chapter 3.8 (commencing with Section 8660) of Part 6 of the Education Code, relating to the California State Summer School for Mathematics and Science, and making an appropriation therefor.

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

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

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

AYES—73

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2796 (Wright)—An act to add Article 18.8 (commencing with Section 749.3) to Part 1 of Division 2 of, and to add Chapter 2.5 (commencing with Section 990) to Part 1 of Division 2 of, the Welfare and Institutions Code, relating to juvenile correctional facilities and youth centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Aguiar	Davis	Kuykendall	Richter
Alby	Ducheny	Leach	Runner
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Leonard	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Morrissey	Thompson
Bordonaro	Goldsmith	Murray	Thomson
Bowen	Granlund	Napolitano	Torlakson
Brewer	Havice	Olberg	Vincent
Brown	Hertzberg	Oller	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	House	Pacheco	Wildman
Cardenas	Kaloogian	Papan	Wright
Cardoza	Keeley	Poochigian	Mr. Speaker
Cedillo	Knox	Prenter	
Cunneen	Kuehl	Pringle	

NOES—6

Ackerman	Margett	McClintock
Baugh	Martinez	Woods

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

AYES—66

Aguiar	Davis	Kuykendall	Richter
Alby	Ducheny	Leach	Runner
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Leonard	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Morrissey	Thompson
Bordonaro	Goldsmith	Murray	Thomson
Bowen	Granlund	Napolitano	Torlakson
Brewer	Havice	Olberg	Vincent
Brown	Hertzberg	Oller	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	House	Pacheco	Wildman
Cardenas	Kaloogian	Papan	Wright
Cardoza	Keeley	Poochigian	Mr. Speaker
Cedillo	Knox	Prenter	
Cunneen	Kuehl	Pringle	

NOES—6

Ackerman	Margett	McClintock
Baugh	Martinez	Woods

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1997**

At 10:52 p.m., on motion of Assembly Member Brewer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1997 passed by the following vote:

AYES—68

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

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1697**

At 10:53 p.m., on motion of Assembly Member Torlakson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1697 by the following vote:

AYES—58

Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Machado	Shelley
Baca	Floyd	Margett	Strom-Martin
Baugh	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Granlund	Migden	Torlakson
Brown	Havice	Morrissey	Vincent
Bustamante	Hertzberg	Murray	Washington
Campbell	Honda	Napolitano	Wayne
Cardenas	Kaloogian	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Woods
Cedillo	Knox	Papan	Wright
Cunneen	Kuehl	Perata	Mr. Speaker
Davis	Kuykendall	Prenter	
Ducheny	Leach	Richter	

NOES—19

Ackerman	Battin	Leonard	Poochigian
Aguiar	Bowler	McClintock	Pringle
Alby	Brewer	Miller	Runner
Ashburn	Goldsmith	Olberg	Thompson
Baldwin	House	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1697: Assembly Member Baugh, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2782 (Keeley)—An act to amend and supplement the Budget Act of 1998 (Chapter 324 of the Statutes of 1998), relating to state government, and making an appropriation therefor.

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 Aguiar moved a call of the Assembly.

Motion carried. Time, 10:55 p.m.

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

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1998

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

Assembly Bill No. 1986

Assembly Bill No. 2788

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 1998

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

Assembly Bill No. 1671

Assembly Bill No. 1812

Assembly Bill No. 2794

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 1998

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

Assembly Bill No. 823

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 31, 1998

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

Assembly Bill No. 1919

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

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

ASSEMBLY BILL NO. 1986 (Migden)—An act relating to forest resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:15 p.m.

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

ASSEMBLY BILL NO. 2791 (Thomson)—An act to amend Section 77201.3 of, and to repeal and amend Section 77201.1 of, the Government Code, relating to trial court funding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

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

NOES—3

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

AYES—68

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

NOES—3

Escutia	McClintock	Thompson
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Above bill ordered enrolled.

Request for Unanimous Consent

Speaker pro Tempore Kuehl requested unanimous consent to return to Assembly Bill No. 2154, out of order.

Assembly Member Floyd withheld unanimous consent.

Motion to Suspend Rules

Without objection, Speaker pro Tempore Kuehl moved that the Rules be suspended to permit consideration of Assembly Bill No. 2154, out of order.

Motion carried.

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2154 (Pacheco)—An act to amend Section 217.1 of the Penal Code, relating to sentencing.

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

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

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

AYES—66

Ackerman	Cedillo	Leach	Prenter
Aguiar	Cunneen	Lempert	Pringle
Alby	Davis	Leonard	Richter
Alquist	Ducheny	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Frusetta	Martinez	Shelley
Baldwin	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	McClintock	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Wright
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuykendall	Poochigian	

NOES—4

Aroner	Escutia	Floyd	Kuehl
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 823 (Papan)—An act to amend Section 2052 of, and to add Section 2052.2 to, the Business and Professions Code, to add Section 1368.07 to the Health and Safety Code, and to add Section 10140.7 to the Insurance Code, relating to health care.

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—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 830 (Pringle)—An act to amend Section 53 of Chapter 330 of the Statutes of 1998, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

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

NOES—3

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

AYES—67

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

NOES—3

Floyd	McClintock	Thompson
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1812 (Machado)—An act relating to water, and making an appropriation therefor.

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—56

Aguiar	Davis	Leach	Runner
Alquist	Ducheny	Lempert	Scott
Aroner	Escutia	Leonard	Shelley
Ashburn	Figueroa	Machado	Strom-Martin
Baca	Gallegos	Margett	Sweeney
Battin	Granlund	Martinez	Thompson
Bordonaro	Havice	Mazzoni	Thomson
Bowen	Hertzberg	Migden	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Poochigian	Wildman
Cedillo	Kuehl	Prenter	Wright
Cunneen	Kuykendall	Richter	Mr. Speaker

NOES—13

Ackerman	Brewer	McClintock	Woods
Alby	Campbell	Morrissey	
Baldwin	Frusetta	Olberg	
Baugh	Kaloogian	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1812: Assembly Member Pacheco, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2794 (Committee on Budget)—An act to amend and supplement the Budget Act of 1998 (Chapter 324 of the Statutes of 1998), and to amend Section 53 of Chapter 330 of the Statutes of 1998, relating to state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Ducheny.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

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

NOES—7

Ackerman	Ashburn	Kaloogian	Prenter
Alby	Brewer	McClintock	

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

AYES—65

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

NOES—7

Ackerman	Ashburn	Kaloogian	Prenter
Alby	Brewer	McClintock	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2782**

At 11:38 p.m., on motion of Assembly Member Aguiar, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2782 by the following vote:

AYES—63

Aguiar	Ducheny	Leach	Poochigian
Alquist	Escutia	Lempert	Richter
Ashburn	Figueroa	Leonard	Runner
Baca	Floyd	Machado	Scott
Battin	Frusetta	Margett	Shelley
Bordonaro	Gallegos	Martinez	Strom-Martin
Bowen	Granlund	Mazzoni	Sweeney
Brewer	Havice	Migden	Thomson
Brown	Hertzberg	Morrissey	Torlakson
Bustamante	Honda	Murray	Vincent
Campbell	House	Napolitano	Washington
Cardenas	Kaloogian	Olberg	Wayne
Cardoza	Keeley	Oller	Wildman
Cedillo	Knox	Ortiz	Wright
Cunneen	Kuehl	Pacheco	Mr. Speaker
Davis	Kuykendall	Papan	

NOES—6

Ackerman	Baugh	Pringle
Alby	Prenter	Thompson

Above bill ordered enrolled.

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

ASSEMBLY BILL NO. 1671 (Keeley)—An act relating to fish and game, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—58

Aguiar	Figueroa	Leonard	Shelley
Alquist	Floyd	Machado	Strom-Martin
Aroner	Frusetta	Margett	Sweeney
Baca	Gallegos	Martinez	Thompson
Battin	Granlund	Mazzoni	Thomson
Bordonaro	Havice	Migden	Torlakson
Bowen	Hertzberg	Morrissey	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Napolitano	Wayne
Cardenas	Keeley	Oller	Wildman
Cardoza	Knox	Ortiz	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Poochigian	Mr. Speaker
Davis	Leach	Richter	
Escutia	Lempert	Scott	

NOES—12

Ackerman	Brewer	Kaloogian	Prenter
Ashburn	Campbell	McClintock	Pringle
Baugh	Goldsmith	Olberg	Runner

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

AYES—58

Aguiar	Figueroa	Leonard	Shelley
Alquist	Floyd	Machado	Strom-Martin
Aroner	Frusetta	Margett	Sweeney
Baca	Gallegos	Martinez	Thompson
Battin	Granlund	Mazzoni	Thomson
Bordonaro	Havice	Migden	Torlakson
Bowen	Hertzberg	Morrissey	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Napolitano	Wayne
Cardenas	Keeley	Oller	Wildman
Cardoza	Knox	Ortiz	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Poochigian	Mr. Speaker
Davis	Leach	Richter	
Escutia	Lempert	Scott	

NOES—12

Ackerman	Brewer	Kaloogian	Prenter
Ashburn	Campbell	McClintock	Pringle
Baugh	Goldsmith	Olberg	Runner

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1919 (Thomson)—An act to amend Section 53227 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:49 p.m.

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

ASSEMBLY BILL NO. 2788 (Thomson)—An act to amend Sections 77201.1 and 77201.3 of the Government Code, relating to trial court funding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—64

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

NOES—8

Alby	Escutia	Margett	McClintock
Baldwin	Kaloogian	Martinez	Thompson

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

AYES—64

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

NOES—8

Alby	Escutia	Margett	McClintock
Baldwin	Kaloogian	Martinez	Thompson

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1986**

At 11:55 p.m., on motion of Assembly Member Migden, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Papan moved to continue the call of the Assembly.

Motion carried. Time, 11:56 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1771**

At 11:58 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1771 refused passage by the following vote:

AYES—49

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

NOES—27

Ackerman	Brewer	Margett	Prenter
Aguiar	Campbell	McClintock	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Granlund	Morrow	Runner
Battin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods
Bowler	Leonard	Poochigian	

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 2**

At 11:59 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 2 refused adoption by the following vote:

AYES—46

Alquist	Ducheny	Leach	Strom-Martin
Aroner	Escutia	Lempert	Sweeney
Baca	Figueroa	Mazzoni	Thomson
Battin	Floyd	Migden	Torlakson
Bordonaro	Frusetta	Morrissey	Vincent
Bowen	Gallegos	Murray	Wayne
Brown	Granlund	Napolitano	Wildman
Bustamante	Hertzberg	Ortiz	Woods
Cardenas	Honda	Papan	Wright
Cedillo	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	

NOES—27

Ackerman	Brewer	Martinez	Poochigian
Aguiar	Campbell	McClintock	Prenter
Alby	Goldsmith	Miller	Pringle
Ashburn	House	Morrow	Richter
Baldwin	Kaloogian	Olberg	Runner
Baugh	Leonard	Oller	Thompson
Bowler	Margett	Pacheco	

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 535**

At 11:59 p.m., on motion of Assembly Member Migden, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 535 refused adoption by the following vote:

AYES—42

Alquist	Davis	Lempert	Strom-Martin
Aroner	Ducheny	Martinez	Sweeney
Baugh	Escutia	Mazzoni	Thompson
Bowen	Figueroa	Migden	Thomson
Bowler	Floyd	Morrow	Torlakson
Brewer	Gallegos	Ortiz	Vincent
Brown	Hertzberg	Papan	Woods
Campbell	Honda	Perata	Wright
Cardenas	Keeley	Pringle	Mr. Speaker
Cedillo	Knox	Runner	
Cunneen	Kuehl	Shelley	

NOES—24

Ackerman	Bordonaro	House	Olberg
Aguiar	Cardoza	Kaloogian	Oller
Alby	Frusetta	Leach	Pacheco
Ashburn	Goldsmith	McClintock	Prenter
Baldwin	Granlund	Miller	Washington
Battin	Havice	Morrissey	Wayne

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 535, and on passage of the bill: Assembly Member Granlund, from “Aye” to “No”.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO WITHDRAW
SENATE BILL NO. 1536 FROM COMMITTEE**

At 11:59 p.m., on motion of Assembly Member Leonard, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Morrow motion to withdraw Senate Bill No. 1536 from the Committee on Judiciary lost by the following vote:

AYES—33

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Frusetta	McClintock	Richter
Ashburn	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—23

Alquist	Escutia	Kuehl	Perata
Aroner	Figueroa	Martinez	Shelley
Bowen	Floyd	Mazzoni	Strom-Martin
Brown	Honda	Migden	Torlakson
Cedillo	Keeley	Murray	Mr. Speaker
Ducheny	Knox	Papan	

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

August 31, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 1011

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

MACHADO, Chairman

SENATE BILL NO. 1011—An act to amend Sections 1011 and 1707 of, to add Sections 1014, 1015, 1016, and 1017 to, and to repeal and add Sections 1726, 1727, and 1732 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.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1998

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

Assembly Bill No. 574

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

Above bill ordered enrolled.

Senate Chamber, August 31, 1998

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

Assembly Concurrent Resolution No. 189
Assembly Concurrent Resolution No. 191

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

Above resolutions ordered enrolled.

Senate Chamber, August 31, 1998

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

- Senate Bill No. 25
- Senate Bill No. 184
- Senate Bill No. 324
- Senate Bill No. 326
- Senate Bill No. 412
- Senate Bill No. 418
- Senate Bill No. 436
- Senate Bill No. 479
- Senate Bill No. 485
- Senate Bill No. 491
- Senate Bill No. 557
- Senate Bill No. 567
- Senate Bill No. 648
- Senate Bill No. 687
- Senate Bill No. 779
- Senate Bill No. 913
- Senate Bill No. 977
- Senate Bill No. 989
- Senate Bill No. 1032
- Senate Bill No. 1038

- Senate Bill No. 1064
- Senate Bill No. 1125
- Senate Bill No. 1173
- Senate Bill No. 1247
- Senate Bill No. 1336
- Senate Bill No. 1340
- Senate Bill No. 1373
- Senate Bill No. 1375
- Senate Bill No. 1403
- Senate Bill No. 1467
- Senate Bill No. 1469
- Senate Bill No. 1477
- Senate Bill No. 1500
- Senate Bill No. 1535
- Senate Bill No. 1546
- Senate Bill No. 1574
- Senate Bill No. 1582
- Senate Bill No. 1587
- Senate Bill No. 1600
- Senate Bill No. 1623

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

Senate Chamber, August 31, 1998

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

- Senate Bill No. 1676
- Senate Bill No. 1700
- Senate Bill No. 1701
- Senate Bill No. 1717
- Senate Bill No. 1724
- Senate Bill No. 1735
- Senate Bill No. 1757
- Senate Bill No. 1765
- Senate Bill No. 1800
- Senate Bill No. 1823
- Senate Bill No. 1854
- Senate Bill No. 1857
- Senate Bill No. 1901

- Senate Bill No. 1913
- Senate Bill No. 1999
- Senate Bill No. 2031
- Senate Bill No. 2092
- Senate Bill No. 2108
- Senate Bill No. 2132
- Senate Bill No. 2139
- Senate Bill No. 2180
- Senate Bill No. 2186
- Senate Bill No. 2198
- Senate Bill No. 2238
- Senate Concurrent Resolution No. 102
- Senate Concurrent Resolution No. 106

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

Senate Chamber, August 31, 1998

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

- Senate Bill No. 610
- Senate Bill No. 702
- Senate Bill No. 955
- Senate Bill No. 956

- Senate Bill No. 1320
- Senate Bill No. 1488
- Senate Bill No. 2224

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

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

The motion to reconsider the vote on Senate Constitutional Amendment No. 13; and Senate Bills Nos. 1784, 1966 and 1982 lapsed.

NOTICES OF MOTIONS TO WITHDRAW BILLS FROM COMMITTEE LAPSED

The notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety lapsed.

The notice of motion to withdraw Senate Bill No. 681 from the Committee on Natural Resources lapsed.

**SIX HUNDRED THIRTY-NINTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 1, 1998

At 12 midnight.

Speaker pro Tempore Sheila James Kuehl, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 105**

At 12 p.m., on motion of Assembly Member Wayne, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 105 adopted by the following vote:

AYES—67

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

NOES—4

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

AYES—67

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

NOES—4

Ackerman	Migden	Washington	Wright
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Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 105: Assembly Member Kuehl, from “No” to “Aye”.

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2785

At 12:03 a.m., on motion of Assembly Member Richter, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Richter moved to continue the call of the Assembly.

Motion carried. Time, 12:03 a.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1986

At 12:03 a.m., on motion of Assembly Member Papan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Migden moved to continue the call of the Assembly.

Motion carried. Time, 12:03 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1919**

At 12:04 a.m., on motion of Assembly Member Thomson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Thomson moved to continue the call of the Assembly.

Motion carried. Time, 12:04 a.m.

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

**SENATE CONCURRENT RESOLUTION NO. 104 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Aguiar was granted unanimous consent to take up Senate Concurrent Resolution No. 104, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 104—Relative to the William E. Leonard Interchange.

Resolution read and adopted.

Resolution ordered transmitted to the Senate.

RECESS

By unanimous consent, at 12:12 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:13 a.m., the Assembly reconvened.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1986**

At 12:22 a.m., on motion of Assembly Member Migden, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 1986 adopted by the following vote:

AYES—55

Aguiar	Ducheny	Leach	Scott
Alquist	Escutia	Lempert	Shelley
Baca	Figueroa	Leonard	Strom-Martin
Baugh	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Thomson
Brown	Goldsmith	Migden	Torlakson
Bustamante	Granlund	Morrissey	Vincent
Campbell	Havice	Murray	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Pacheco	Wildman
Cedillo	Keeley	Papan	Wright
Cunneen	Knox	Richter	Mr. Speaker
Davis	Kuehl	Runner	

NOES—12

Ackerman	Ashburn	Margett	Oller
Alby	Battin	McClintock	Prenter
Aroner	House	Olberg	Woods

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

AYES—55

Aguiar	Ducheny	Leach	Scott
Alquist	Escutia	Lempert	Shelley
Baca	Figueroa	Leonard	Strom-Martin
Baugh	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Thomson
Brown	Goldsmith	Migden	Torlakson
Bustamante	Granlund	Morrissey	Vincent
Campbell	Havice	Murray	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Pacheco	Wildman
Cedillo	Keeley	Papan	Wright
Cunneen	Knox	Richter	Mr. Speaker
Davis	Kuehl	Runner	

NOES—12

Ackerman	Ashburn	Margett	Oller
Alby	Battin	McClintock	Prenter
Aroner	House	Olberg	Woods

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2785**

At 12:27 a.m., on motion of Assembly Member Richter, and in the absence of any objection, further proceedings under call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 2785 adopted by the following vote:

AYES—57

Ackerman	Davis	Margett	Shelley
Alby	Ducheny	Martinez	Sweeney
Alquist	Escutia	Mazzoni	Thompson
Aroner	Figueroa	Migden	Thomson
Ashburn	Frusetta	Morrissey	Torlakson
Battin	Goldsmith	Murray	Vincent
Baugh	Havice	Napolitano	Washington
Bordonaro	Hertzberg	Oller	Wayne
Bowen	Honda	Ortiz	Wildman
Bustamante	House	Papan	Woods
Campbell	Knox	Prenter	Wright
Cardenas	Kuehl	Pringle	Mr. Speaker
Cardoza	Leach	Richter	
Cedillo	Lempert	Runner	
Cunneen	Leonard	Scott	

NOES—8

Aguiar	Granlund	Kuykendall	Olberg
Floyd	Kaloogian	McClintock	Poochigian

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

AYES—57

Ackerman	Davis	Margett	Shelley
Alby	Ducheny	Martinez	Sweeney
Alquist	Escutia	Mazzoni	Thompson
Aroner	Figueroa	Migden	Thomson
Ashburn	Frusetta	Morrissey	Torlakson
Battin	Goldsmith	Murray	Vincent
Baugh	Havice	Napolitano	Washington
Bordonaro	Hertzberg	Oller	Wayne
Bowen	Honda	Ortiz	Wildman
Bustamante	House	Papan	Woods
Campbell	Knox	Prenter	Wright
Cardenas	Kuehl	Pringle	Mr. Speaker
Cardoza	Leach	Richter	
Cedillo	Lempert	Runner	
Cunneen	Leonard	Scott	

NOES—8

Aguiar	Granlund	Kuykendall	Olberg
Floyd	Kaloogian	McClintock	Poochigian

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 2785: Assembly Member Runner, from "No" to "Aye".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1919**

At 12:27 a.m., on motion of Assembly Member Thomson, 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 which add an urgency clause to Assembly Bill No. 1919 by the following vote:

AYES—36

Alquist	Ducheny	Kuehl	Richter
Aroner	Escutia	Lempert	Shelley
Baca	Figueroa	Machado	Strom-Martin
Bowen	Floyd	Mazzoni	Thomson
Brown	Gallegos	Migden	Torlakson
Bustamante	Hertzberg	Murray	Vincent
Cardenas	Honda	Napolitano	Wayne
Cedillo	Keeley	Ortiz	Wright
Davis	Knox	Papan	Mr. Speaker

NOES—34

Ackerman	Campbell	Kuykendall	Poochigian
Aguiar	Cardoza	Leach	Prenter
Alby	Cunneen	Leonard	Pringle
Ashburn	Frusetta	Margett	Runner
Baldwin	Goldsmith	McClintock	Scott
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Olberg	Washington
Bordonaro	House	Oller	
Brewer	Kaloogian	Pacheco	

VOTE ADDS

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

Special Consent Calendar: Alby, Aroner, Ashburn, Battin, Bowen, Bustamante, Goldsmith, Kaloogian, Knox, Lempert, Machado, Martinez, Miller, Napolitano, Pacheco, Pringle, and Scott—Aye.

Senate Bill No. 2139 and Urgency: Alby, Aroner, Battin, Bowen, Bustamante, Campbell, Goldsmith, Kaloogian, Lempert, Martinez, Miller, Morrow, Napolitano, Perata, Pringle, Runner, and Scott—Aye; Pacheco—No.

Senate Bill No. 557: Aroner, Bowen, Bustamante, Goldsmith, Martinez, Morrow, Napolitano, Pacheco, Perata, Shelley, and Thomson—Aye; Kaloogian, Oller, and Runner—No.

Senate Bill No. 1701: Aroner, Bustamante, Havice, Knox, Martinez, Napolitano, Perata, and Prenter—Aye; Kaloogian, Morrow, and Pringle—No.

Senate Bill No. 1038: Aroner, Bustamante, Kaloogian, Martinez, Morrow, Napolitano, Perata, and Pringle—Aye.

Senate Bill No. 1064: Aroner, Bowen, Bustamante, Martinez, Migden, Napolitano, Perata, Prenter, and Washington—Aye; Baldwin, Kaloogian, McClintock, Morrow, and Pringle—No.

Senate Bill No. 2186: Aroner, Bustamante, Kaloogian, Martinez, Morrow, Napolitano, Perata, and Pringle—Aye.

Senate Bill No. 1676: Aroner, Bowen, Bustamante, Havice, Honda, Kaloogian, Machado, Martinez, Morrow, Murray, Napolitano, Olberg, Ortiz, Perata, Pringle, Torlakson, Washington, and Woods—Aye.

Senate Bill No. 567: Aroner, Ashburn, Baldwin, Bowen, Bustamante, Goldsmith, Kaloogian, Machado, Morrow, Napolitano, Ortiz, Perata, and Pringle—Aye; Martinez—No.

Senate Bill No. 687 and Urgency: Alby, Aroner, Frusetta, Goldsmith, Machado, Martinez, Napolitano, Pacheco, and Perata—Aye; Kaloogian, Morrow, and Olberg—No.

Senate Bill No. 779: Aroner, Kaloogian, Machado, Martinez, Morrow, Napolitano, Oller, Pacheco, Perata, and Pringle—Aye.

Senate Bill No. 1717: Aroner, Baca, Honda, Kaloogian, Martinez, Morrow, Murray, Napolitano, Olberg, Pacheco, Perata, Pringle, Runner, and Woods—Aye.

Senate Bill No. 752 and Urgency: Aroner, Campbell, Kaloogian, Martinez, Morrow, Napolitano, Pacheco, Perata, Runner, and Wright—Aye.

Senate Bill No. 418 and Urgency: Aroner, Battin, Campbell, Kaloogian, Martinez, Morrow, Napolitano, Perata, Pringle, and Shelley—Aye.

Senate Bill No. 1854 and Urgency: Aroner, Kaloogian, Martinez, Miller, Morrow, Napolitano, Pacheco, Perata, and Poochigian—Aye; Alby—No.

Senate Bill No. 1765, Special Order: Aroner, Granlund, Migden, Morrow, and Napolitano—Aye; Alby and Martinez—No.

Senate Bill No. 1574 and Urgency: Aroner, Baldwin, and Martinez—Aye; Frusetta, Granlund, Kaloogian, and Morrow—No.

Assembly Bill No. 324, Concurrence: Aroner, Battin, Cedillo, Martinez, Migden, Morrow, Napolitano, Pringle, and Washington—Aye; McClintock—No.

Assembly Bill No. 576, Concurrence: Aroner, Cedillo, Martinez, Morrow, and Napolitano—Aye.

Assembly Bill No. 2339, Concurrence: Aroner, Martinez, Napolitano, and Papan—Aye; Aguiar, Bordonaro, Goldsmith, Morrow, and Runner—No.

Assembly Bill No. 734, Concurrence: Aroner, Ducheny, Goldsmith, Martinez, Napolitano, and Poochigian—Aye; Morrow—No.

Assembly Bill No. 377, Concurrence: Aroner, Bustamante, Cardoza, Martinez, Morrow, and Napolitano—Aye.

Assembly Bill No. 2305, Concurrence: Aroner, Baldwin, Bowen, Knox, Martinez, Morrow, and Napolitano—Aye.

Assembly Bill No. 96, Concurrence: Aroner, Baldwin, Bowen, Bustamante, Cardoza, Gallegos, Honda, Knox, Kuykendall, Martinez, Morrow, Murray, Napolitano, and Runner—Aye; Baugh—No.

Assembly Bill No. 542, Concurrence: Martinez, Morrow, Napolitano, and Runner—Aye; Aroner—No.

Assembly Bill No. 2086, Concurrence: Aroner, Baugh, Bowen, Bustamante, Knox, Martinez, McClintock, Morrow, and Napolitano—Aye.

Assembly Bill No. 92, Concurrence: Aroner, Bowen, Bustamante, Davis, Honda, Martinez, Morrow, Murray, Napolitano, Pacheco, Prenter, Runner, and Strom-Martin—Aye.

Assembly Bill No. 623, Concurrence: Aroner, Honda, Keeley, Martinez, Morrow, Murray, Napolitano, Oller, Richter, Runner, and Strom-Martin—Aye.

Assembly Bill No. 639, Concurrence: Aroner, Davis, Keeley, Martinez, Morrow, Napolitano, Shelley, Strom-Martin, and Wright—Aye.

Assembly Bill No. 762, Concurrence: Aroner, Battin, Cedillo, Davis, Figueroa, Gallegos, Havice, Machado, Martinez, Morrow, Napolitano, Perata, Vincent, and Wright—Aye.

Assembly Bill No. 836, Concurrence: Aroner, Knox, Machado, Martinez, and Napolitano—Aye; Baugh, Frusetta, Morrow, and Runner—No.

Senate Bill No. 1582, Resolution to Invoke Article IV Section 8(b): Aroner, Battin, Baugh, Bowler, Campbell, Cunneen, Martinez, Morrissey, Napolitano, Poochigian, and Runner—Aye; Granlund and McClintock—No.

Senate Bill No. 1582: Aroner, Battin, Bowen, Campbell, Cunneen, Lempert, Martinez, Napolitano, Poochigian, and Wayne—Aye; Baldwin, Baugh, McClintock, and Runner—No.

Assembly Bill No. 2415, Urgency and Concurrence: Aroner, Baugh, Cardoza, Cunneen, Goldsmith, Machado, Martinez, Morrow, Napolitano, Olberg, and Runner—Aye.

Assembly Bill No. 1439, Concurrence: Aroner, Cedillo, Gallegos, Honda, Machado, Martinez, Morrow, Murray, and Napolitano—Aye; Baugh and McClintock—No.

Assembly Bill No. 1737, Concurrence: Aroner, Machado, Martinez, and Napolitano—Aye; Aguiar, Bordonaro, Goldsmith, Kuykendall, McClintock, Morrow, Pacheco, Poochigian, and Runner—No.

Assembly Bill No. 2215, Concurrence: Aroner, Baugh, Kuykendall, Machado, Martinez, McClintock, Morrow, Napolitano, Olberg, Pacheco, and Wright—Aye.

Assembly Bill No. 2398, Concurrence: Aroner, Baugh, Honda, Machado, Martinez, Mazzoni, Morrow, Murray, Napolitano, and Runner—Aye; McClintock—No.

Assembly Bill No. 2452, Concurrence: Aroner, Baldwin, Knox, Machado, Martinez, Mazzoni, Morrow, Napolitano, Oller, and Runner—Aye.

Assembly Bill No. 2461, Concurrence: Baldwin, Battin, Bowen, Bustamante, Cardoza, Frusetta, Keeley, Lempert, Morrow, Napolitano, Pringle, Runner, Shelley, Torlakson, and Wayne—Aye; Martinez—No.

Assembly Bill No. 2627, Concurrence: Frusetta, Kaloogian, Keeley, Kuykendall, Lempert, Martinez, Morrow, Napolitano, Oller, Runner, and Wayne—Aye.

Assembly Bill No. 860, Concurrence: Keeley, Martinez, and Napolitano—Aye; Frusetta and Morrow—No.

Senate Bill No. 1375: Battin, Campbell, Cedillo, Cunneen, Goldsmith, and Havice—Aye; Alby, Kaloogian, Martinez, and Miller—No.

Senate Bill No. 324: Cunneen, Martinez, and Napolitano—Aye; Kaloogian, Morrow, Oller, and Pringle—No.

Assembly Bill No. 1292, Concurrence: Ackerman, Battin, Campbell, Frusetta, Gallegos, Martinez, Napolitano, Runner, and Wright—Aye; Kaloogian, Morrow, and Oller—No.

Assembly Bill No. 1621, Concurrence: Battin, Campbell, Frusetta, Martinez, Morrow, Napolitano, and Scott—Aye; Kaloogian, Oller, and Runner—No.

Assembly Bill No. 1639, Urgency and Concurrence: Battin, Bowler, Campbell, Keeley, Martinez, Morrow, Napolitano, Pringle, and Runner—Aye.

Assembly Bill No. 1746, Concurrence: Battin, Campbell, Cardenas, Ducheny, Frusetta, Kaloogian, Knox, Martinez, Morrow, Napolitano, Oller, Pringle, and Runner—Aye.

Assembly Bill No. 1792, Concurrence: Battin, Bowen, Campbell, Frusetta, Martinez, Morrow, Napolitano, Pringle, and Runner—Aye.

Assembly Bill No. 2040, Concurrence: Battin, Campbell, Cunneen, Frusetta, Granlund, Honda, Martinez, Morrow, Murray, Napolitano, Pringle, and Runner—Aye; McClintock—No.

Assembly Bill No. 2283, Urgency and Concurrence: Campbell, Frusetta, Martinez, Morrow, Napolitano, and Runner—Aye.

Assembly Bill No. 2639, Concurrence: Cunneen, Frusetta, Havice, Martinez, and Napolitano—Aye; Campbell, McClintock, Morrow, Pringle, and Runner—No.

Assembly Bill No. 1784, Concurrence: Battin, Bowen, Campbell, Cardoza, Ducheny, Frusetta, Gallegos, Havice, Martinez, Napolitano, Runner, and Torlakson—Aye; Ashburn and Morrow—No.

Assembly Bill No. 1791, Concurrence: Battin, Campbell, Cedillo, Ducheny, Frusetta, Havice, Knox, Leach, Martinez, Morrow, Napolitano, Pringle, and Runner—Aye.

Assembly Bill No. 2804, Concurrence: Campbell, Havice, Machado, Martinez, Miller, Napolitano, Oller, Papan, and Richter—Aye; Morrow, Olberg, and Runner—No.

Assembly Bill No. 1102, Concurrence: Ashburn, Bustamante, Cardoza, Honda, Kuykendall, Machado, Martinez, Murray, and Napolitano—Aye; Morrow, Olberg, and Pringle—No.

Assembly Bill No. 1150, Concurrence: Ashburn, Morrow, Napolitano, Oller, and Poochigian—Aye.

Assembly Bill No. 2782, Concurrence: Figueroa, Frusetta, Martinez, and Napolitano—Aye; Cunneen, Goldsmith, Morrow, and Prenter—No.

Senate Bill No. 2092: Machado and Napolitano—Aye; Kaloogian—No.

Senate Bill No. 977: Napolitano—Aye; Granlund, House and Kaloogian—No.

Assembly Bill No. 1110, Concurrence: Machado and Napolitano—Aye; Baugh and Morrow—No.

Assembly Bill No. 15, Concurrence: Machado, Napolitano, and Washington—Aye; Miller and Woods—No.

Assembly Bill No. 48, Concurrence: Ashburn, Bowen, Campbell, and Napolitano—Aye; Morrow—No.

Assembly Bill No. 2025, Concurrence: Cardoza, Machado, and Napolitano—Aye.

Senate Bill No. 1403: Ducheny, Goldsmith, Granlund, Knox, Machado, Napolitano, and Pacheco—Aye.

Senate Bill No. 1574 and Urgency: Ashburn, Granlund, Knox, Machado, Napolitano, Olberg, and Poochigian—Aye; Baldwin—No.

Senate Bill No. 1336: Granlund, Machado, and Napolitano—Aye; Morrow, Pacheco, and Runner—No.

Senate Bill No. 989: Granlund, Knox, Kuykendall, Machado, Martinez, Morrow, Napolitano, Pacheco, and Runner—Aye.

Senate Bill No. 25: Ackerman, Alby, Baldwin, Cedillo, Granlund, Kaloogian, Knox, Napolitano, Oller, Pacheco, and Prenter—Aye; Martinez and McClintock—No.

Senate Bill No. 1823: Goldsmith, Granlund, McClintock, Migden, Napolitano, and Pacheco—Aye.

Senate Bill No. 2031 and Urgency: Baldwin, Cedillo, Granlund, Honda, Kaloogian, Knox, Morrow, Murray, Napolitano, Oller, Ortiz, Pacheco, Runner, and Torlakson—Aye.

Senate Bill No. 225: Napolitano and Prenter—Aye; Perata—No.

Senate Bill No. 1373: Bustamante, Morrissey, Napolitano, Pacheco, Papan, and Woods—Aye; Goldsmith and Granlund—No.

Senate Bill No. 1587 and Urgency: Bustamante, Granlund, Havice, House, Miller, Napolitano, Olberg, Pacheco, and Woods—Aye.

Assembly Bill No. 378, Concurrence: Granlund, Honda, Napolitano, and Thompson—Aye.

Assembly Bill No. 271, Concurrence: Aguiar, Granlund, Napolitano, and Pacheco—Aye.

Assembly Bill No. 236, Concurrence: Napolitano—Aye; Aguiar, Granlund, Olberg, and Woods—No.

Assembly Bill No. 1626, Concurrence: Aguiar, Ashburn, Figueroa, Granlund, Honda, Martinez, Murray, Napolitano, Pacheco, Poochigian, Prenter, Runner, Strom-Martin, and Wildman—Aye.

Assembly Bill No. 1935, Concurrence: Aguiar, Ashburn, Goldsmith, Granlund, Kaloogian, Martinez, Napolitano, Olberg, Oller, Pacheco, Poochigian, and Runner—Aye.

Assembly Bill No. 2687, Urgency and Concurrence: Aguiar, Ashburn, Campbell, Goldsmith, Granlund, Morrow, Napolitano, Olberg, Pacheco, and Runner—Aye.

Senate Concurrent Resolution No. 106, Coauthors: Aguiar, Battin, Bowler, Bustamante, Ducheny, Figueroa, Granlund, Knox, Machado, Martinez, Migden, Olberg, Prenter, Runner, and Wildman—Aye.

Senate Concurrent Resolution No. 106: Aguiar, Battin, Granlund, Olberg, Pacheco, and Runner—Aye.

Senate Bill No. 1757 and Urgency: Aguiar, Ashburn, Bowen, Goldsmith, Granlund, Martinez, Napolitano, Olberg, Pacheco, and Runner—Aye.

Senate Concurrent Resolution No. 105: Aguiar, Battin, Bordonaro, Ducheny, Knox, Kuykendall, Leach, Prenter, Runner, and Sweeney—

Aye; Ackerman, Ashburn, Campbell, Granlund, Kaloogian, Morrow, Olberg, Oller, and Poochigian—No.

Senate Bill No. 2121:—Bustamante, Cardoza, Ducheny, Honda, Kaloogian, and Martinez—Aye.

Assembly Bill No. 2217, Urgency and Concurrence: Figueroa, Kaloogian, and Pacheco—Aye.

Senate Bill No. 1857 and Urgency: Baugh, Bowen, Cunneen, Davis, Frusetta, Havice, Kaloogian, Martinez, Miller, Runner, and Sweeney—Aye.

Assembly Bill No. 2795, Oller Motion to Withdraw from Committee: Cardoza, Granlund, Olberg, Ortiz, and Runner—Aye.

Senate Bill No. 752 and Urgency: Ackerman, Frusetta, Granlund, Miller, Olberg, Prenter, and Woods—Aye; Martinez—No.

Senate Bill No. 1477: Cunneen, Granlund, Honda, Kuykendall, Machado, Martinez, and Mazzoni—Aye; Bowen, Kaloogian, Olberg, Oller, and Runner—No.

Senate Bill No. 1518 and Urgency: Olberg—No.

Senate Bill No. 491 and Urgency: Aroner, Bowen, Cedillo, Machado, Mazzoni, and Morrissey—Aye; Martinez—No.

Senate Bill No. 2108 and Urgency: Baldwin, Bowen, Machado, Mazzoni, and Napolitano—Aye; Martinez—No.

Senate Bill No. 1032 and Urgency: Bowen, Machado, Martinez, and Poochigian—Aye; Baldwin, Oller, and Runner—No.

Senate Bill No. 2198: Baldwin, Machado, and Martinez—Aye.

Senate Bill No. 1496 and Urgency: Baldwin, Battin, Martinez, and Napolitano—Aye.

Senate Bill No. 913 and Urgency: Baldwin, Martinez, and Napolitano—Aye.

Senate Bill No. 2132: Martinez and Oller—Aye.

Assembly Bill No. 468, Concurrence: Cardoza and Martinez—Aye.

Senate Bill No. 1375: Ackerman, Ashburn, Battin, Campbell, Knox, Mazzoni, and Miller—Aye; Baldwin and Martinez—No.

Senate Bill No. 1546: Bowen, Campbell, Davis, Martinez, Miller, Oller, and Poochigian—Aye; Baldwin—No.

Senate Bill No. 648, Motion to Reconsider: Frusetta—Aye; Baldwin, Baugh, Bowler, Campbell, Cunneen, Granlund, Poochigian, and Prenter—No.

Senate Bill No. 648: Baldwin, Baugh, Cunneen, and Leach—No.

Assembly Bill No. 422, Concurrence: Baugh, Cunneen, Frusetta, Kuykendall, Machado, and Olberg—Aye; Havice—No.

Assembly Bill No. 2321, Urgency and Concurrence: Baugh, Cunneen, Frusetta, Kuykendall, and Olberg—Aye.

Assembly Bill No. 1332, Concurrence: Baldwin, Baugh, Cunneen, Frusetta, Kuykendall, Pacheco, and Washington—Aye.

Assembly Bill No. 1291, Urgency and Concurrence: Baca, Frusetta, Kuykendall, Olberg, and Pacheco—Aye.

Assembly Bill No. 1899, Concurrence: Baca, Kuykendall, and Pacheco—Aye.

Assembly Bill No. 426, Concurrence: Kaloogian, Kuykendall, and Pacheco—Aye.

Assembly Bill No. 2744, Concurrence: Kuykendall and Olberg—Aye; Pacheco—No.

Assembly Bill No. 2505, Concurrence: Havice, Ortiz, Pacheco, and Torlakson—Aye.

Assembly Bill No. 2796, Urgency and Concurrence: Kaloogian—Aye.

Senate Bill No. 1997: Bustamante and Cardenas—Aye.

Assembly Bill No. 1697, Concurrence: Olberg—No.

Assembly Bill No. 823, Concurrence: McClintock—Aye.

Assembly Bill No. 830, Concurrence: McClintock—No.

Assembly Bill No. 1812, Concurrence: McClintock—No.

Assembly Bill No. 2794, Urgency and Concurrence: Olberg—Aye; Ackerman—No.

Assembly Bill No. 2782, Concurrence: Baugh—No.

Assembly Bill No. 1671, Urgency and Concurrence: Olberg—No.

Assembly Bill No. 2788, Concurrence: Prenter—Aye.

Senate Bill No. 1771: Poochigian—No.

Senate Bill No. 2 and Urgency: Bordonaro—Aye.

Senate Bill No. 5356 and Urgency: McClintock—No.

Assembly Bill No. 105, Concurrence: Bordonaro and Frusetta—Aye.

Assembly Bill No. 1986, Urgency and Concurrence: Runner—Aye.

MOTION TO ADJOURN

At 12:35 a.m., Assembly Member Shelley moved that the Assembly adjourn for the Final Recess of the 1997–98 Regular Session, pursuant to Joint Rule 51, until adjournment *sine die* on November 30, 1998.

Assembly Member Alquist seconded the motion.

REMARKS ON CONDITION OF THE FILE

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

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that pursuant to Article IV, Section 3 (a), the House will convene the 1999–2000 Regular Session on Monday, December 7th, at 12 noon.

INTRODUCTION OF GUESTS

Assembly Member Washington, of the 52nd Assembly District, introduced former Member of the Assembly Gwen Moore.

Assembly Member Baca, of the 62nd Assembly District, introduced Sandra Rowe and Meredith Rowe, of Folsom and Kim Love, of Granite Bay.

ADJOURNMENT

At 12:38 a.m., pursuant to the motion by Assembly Member Shelley and the provisions of Joint Rule 51, the Assembly adjourned for the Final Recess of the 1997–98 Regular Session, out of respect to the memory of Jay Stromgren, on motion of Assembly Member Brown; out of respect to the memory of Bob Spaulding, on motion of Assembly Member Honda; out of respect to the memory of Edward Rutowski, on motion of Assembly Member Bowen; out of respect to the memory of Merle James Hasty, on motion of Assembly Member Bowler; and out of respect to the memory of Richard Cornelius Wildman, on motion of Assembly Member Wildman.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 31, 1998**

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

SB	RN
225	9819464
491	9821119
913	9821056
1011	9821299
1032	9820157
1375	9821249
1403	9821083
1492	9820895
1496	9820429
1546	9821238
1574	*
1582	9821059
1656	9821305
1733	9821274
1854	9821065
2108	9821118
2132	9817868
2198	9821224

SCR	RN
106	9821226

Daily Total:	19
Cumulative Total:	7850

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)