

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Saturday, August 31, 2002

**TWO HUNDRED SIXTY-FIRST SESSION DAY
SIX HUNDRED THIRTY-SIXTH 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
Saturday, August 31, 2002

The Assembly met at 11 a.m.
Hon. Fred Keeley, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Francesca Vega reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Pescetti moved a quorum call of the Assembly.
Motion carried. Time, 11:01 a.m.

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

Quorum Present

At 11:27 a.m., Speaker pro Tempore Keeley declared a quorum of the
Assembly present.

The roll call was completed, and the following answered to their
names—80:

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

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Member Tony Cárdenas, of the 39th Assembly District:

Lord, We were sent here as elected officials, we did not come here to be served, but to serve You and the people of California.

Guide us so that our actions are more like a day of thanksgiving rather than a day reminiscent of halloween.

May we *allow* your light to guide our actions and purpose, with kindness, thankfulness and love.

We offer a moment of silence so that we all can reflect and pray to You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

COMMUNICATIONS

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

August 31, 2002

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

Dear Dotson: Please be advised that I have appointed Assemblymember Joe Canciamilla to replace Assemblymember Rebecca Cohn on the Assembly Health Committee for today's hearing only.

Sincerely,

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

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 96—Wesson. Relative to the Speaker of the Assembly's Commission on Structural Challenges to Budgeting in California.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 31, 2002

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(14) as it relates to Assembly Constitutional Amendment No. 11.

DARRELL STEINBERG

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES
Committee on Health

Date of Hearing: August 31, 2002

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 481

With the recommendation: That the Senate amendments be concurred in.

THOMSON, Chairwoman

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

Senate Chamber, August 30, 2002

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

Assembly Bill No. 2525

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

Above bill ordered enrolled.

Senate Chamber, August 30, 2002

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

Assembly Concurrent Resolution No. 242
 Assembly Concurrent Resolution No. 243
 Assembly Concurrent Resolution No. 249
 Assembly Concurrent Resolution No. 250
 Assembly Concurrent Resolution No. 251
 Assembly Joint Resolution No. 61
 Assembly Joint Resolution No. 63

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

Above resolutions ordered enrolled.

Senate Chamber, August 30, 2002

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

Senate Bill No. 105
 Senate Bill No. 283
 Senate Bill No. 319
 Senate Bill No. 783
 Senate Bill No. 796
 Senate Bill No. 987
 Senate Bill No. 1010
 Senate Bill No. 1328
 Senate Bill No. 1391
 Senate Bill No. 1418
 Senate Bill No. 1420
 Senate Bill No. 1422
 Senate Bill No. 1476
 Senate Bill No. 1538
 Senate Bill No. 1542
 Senate Bill No. 1573
 Senate Bill No. 1591

Senate Bill No. 1652
 Senate Bill No. 1654
 Senate Bill No. 1793
 Senate Bill No. 1796
 Senate Bill No. 1771
 Senate Bill No. 1799
 Senate Bill No. 1801
 Senate Bill No. 1816
 Senate Bill No. 1870
 Senate Bill No. 1918
 Senate Bill No. 1984
 Senate Bill No. 1988
 Senate Bill No. 2021
 Senate Bill No. 2064
 Senate Bill No. 2066
 Senate Bill No. 2076

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

Senate Chamber, August 30, 2002

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

- Senate Bill No. 174
- Senate Bill No. 390
- Senate Bill No. 682
- Senate Bill No. 827
- Senate Bill No. 898
- Senate Bill No. 1011
- Senate Bill No. 1135
- Senate Bill No. 1175
- Senate Bill No. 1244
- Senate Bill No. 1298
- Senate Bill No. 1447

- Senate Bill No. 1530
- Senate Bill No. 1629
- Senate Bill No. 1657
- Senate Bill No. 1661
- Senate Bill No. 1665
- Senate Bill No. 1778
- Senate Bill No. 1951
- Senate Bill No. 2019
- Senate Concurrent Resolution No. 55
- Senate Joint Resolution No. 38

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

Senate Chamber, August 30, 2002

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

- Senate Bill No. 192
- Senate Bill No. 247
- Senate Bill No. 339
- Senate Bill No. 398
- Senate Bill No. 460
- Senate Bill No. 489
- Senate Bill No. 688
- Senate Bill No. 772
- Senate Bill No. 1156
- Senate Bill No. 1241
- Senate Bill No. 1350
- Senate Bill No. 1408
- Senate Bill No. 1413
- Senate Bill No. 1427
- Senate Bill No. 1453

- Senate Bill No. 1464
- Senate Bill No. 1534
- Senate Bill No. 1622
- Senate Bill No. 1730
- Senate Bill No. 1911
- Senate Bill No. 1926
- Senate Bill No. 1927
- Senate Bill No. 1934
- Senate Bill No. 1954
- Senate Bill No. 1955
- Senate Bill No. 1962
- Senate Bill No. 1970
- Senate Bill No. 1975
- Senate Bill No. 2008
- Senate Bill No. 2027

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

Senate Chamber, August 30, 2002

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

- Senate Bill No. 482
- Senate Bill No. 953
- Senate Bill No. 1045
- Senate Bill No. 1164
- Senate Bill No. 1386
- Senate Bill No. 1478
- Senate Bill No. 1590
- Senate Bill No. 1614
- Senate Bill No. 1695
- Senate Bill No. 1703

- Senate Bill No. 1731
- Senate Bill No. 1753
- Senate Bill No. 1804
- Senate Bill No. 1856
- Senate Bill No. 1957
- Senate Bill No. 1961
- Senate Bill No. 2051
- Senate Bill No. 2083
- Senate Bill No. 2099

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

Senate Chamber, August 30, 2002

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the reports of the Committee on Conference concerning:

- Assembly Bill No. 14
- Assembly Bill No. 58

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

Above bills ordered enrolled.

Senate Chamber, August 30, 2002

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

Senate Concurrent Resolution No. 78

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

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 78—Relative to the Joint Legislative Committee on Prison Construction and Operations.

BILLS PASSED ON FILE

Assembly Bill No. 1525—Passed on file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1618, on request of Assembly Member Cohn.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1234 (Pescetti)—An act to add Chapter 2 (commencing with Section 3250) to Part 4 of, Division 1, of the Public Utilities Code, relating to natural gas.

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

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

NOES—1

Havice

Above bill ordered enrolled.

PRIVILEGES OF THE FLOOR

Assembly Member Wyman was granted unanimous consent that the privileges of the Floor be granted to his daughters Elizabeth Wyman and Andrea Beacom.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 691, on request of Assembly Member Keeley.

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

SENATE BILL NO. 1393 (Kuehl)—An act to amend Sections 21080.5, 21151, 21159.9, and 21167.6 of, and to add Section 21167.6.5 to, the Public Resources Code, relating to environmental protection.

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

Bill passed by the following vote:

AYES—47

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

NOES—30

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leach | Richman |
| Ashburn | Daucher | Leonard | Runner |
| Bates | Dickerson | Leslie | Strickland |
| Bogh | Harman | Maddox | Wyland |
| Briggs | Havice | Maldonado | Wyman |
| Campbell, Bill | Hollingsworth | Mountjoy | Zettel |
| Campbell, John | Kelley | Pacheco, Robert | |
| Cogdill | La Suer | Pescetti | |

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 858 (Wiggins)—An act to add Article 4 (commencing with Section 6930) to Chapter 8 of Part 1 of Division 6 of the Fish and Game Code, relating to fish.

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—49

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

NOES—28

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cogdill | Leach | Pescetti |
| Ashburn | Cox | Leonard | Richman |
| Bates | Daucher | Leslie | Runner |
| Bogh | Dickerson | Maddox | Strickland |
| Briggs | Hollingsworth | Maldonado | Wyland |
| Campbell, Bill | Kelley | Mountjoy | Wyman |
| Campbell, John | La Suer | Pacheco, Robert | Zettel |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 424 (Thomson)—An act to amend Sections 12670, 12671, and 12678 of, and to add Section 12692.5 to, the Insurance 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 843 (Chan)—An act to add Section 14001.45 to the Welfare and Institutions Code, relating to Medi-Cal.

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—71

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

NOES—7

| | | | |
|---------------|---------|----------|--------|
| Bogh | La Suer | Mountjoy | Zettel |
| Hollingsworth | Leslie | Wyland | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1401 (Thomson)—An act to amend Section 1366.27, to amend, repeal, and add Section 1373.6 of, to add Sections 1363.06, 1363.07, 1366.29, and 1373.622 to, and to add and repeal Section 1373.62 of, the Health and Safety Code, and to amend Sections 10128.57, 12711, 12725, 12739, 12739.1, and 12739.2 of, to add Sections 10113.8, 10127.14, 10127.16, 10128.59, and 12682.1 to, and to add and repeal Sections 10127.15 and 12712.5 of, the Insurance Code, relating to health care coverage, 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1677 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Koretz was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1677 was refused concurrence in Senate amendments.

ASSEMBLY BILL NO. 1677 (Koretz)—An act to amend Sections 221, 512, and 2674.1 of, to add Sections 512.5 and 1172 to, and to repeal and add Section 515.6 of, 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 Koretz moved a call of the Assembly.

Motion carried. Time, 12:43 p.m.

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

BILLS STRICKEN FROM FILE

Assembly Member Aroner was granted unanimous consent that Senate Bill No. 1482 be stricken from file.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1482 was stricken from the file. See page 8764.)

**At 12:45 p.m., Assistant Speaker pro Tempore Kehoe,
76th District, presiding**

CAUCUS ANNOUNCEMENTS

At 12:56 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:56 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 3:05 p.m., the Assembly reconvened.

Hon. Sarah Reyes, Assembly Member, 31st District, presiding.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3:05 p.m., by unanimous consent, the members of the Committee on Business and Professions 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.

**REPORTS OF STANDING COMMITTEES
Committee on Business and Professions**

Date of Hearing: August 31, 2002

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

Assembly Bill No. 2944

With the recommendation: That the Senate amendments be concurred in.

CORREA, Chairman

Above bill ordered to unfinished business.

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

SENATE BILL NO. 773 (Speier)—An act to add Division 1.2 (commencing with Section 4050) to the Financial Code, relating to financial privacy.

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

Request to Read a Paper

Assembly Members Wayne and Papan were granted unanimous consent to read a paper on the Floor.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:59 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. 1677**

At 3:59 p.m., on motion of Assembly Member La Suer, 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. 1677 by the following vote:

AYES—44

| | | | |
|----------|-----------|----------------|-------------|
| Alquist | Correa | Kehoe | Papan |
| Aroner | Diaz | Koretz | Pavley |
| Calderon | Dutra | Liu | Salinas |
| Cardenas | Firebaugh | Longville | Shelley |
| Cardoza | Frommer | Lowenthal | Steinberg |
| Cedillo | Goldberg | Maddox | Vargas |
| Chan | Havice | Matthews | Washington |
| Chavez | Hertzberg | Migden | Wayne |
| Chu | Horton | Nation | Wiggins |
| Cohn | Jackson | Negrete McLeod | Wright |
| Corbett | Keeley | Oropeza | Mr. Speaker |

NOES—30

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leonard | Runner |
| Ashburn | Daucher | Leslie | Strickland |
| Bates | Dickerson | Maldonado | Thomson |
| Bogh | Harman | Mountjoy | Wyland |
| Briggs | Hollingsworth | Pacheco, Robert | Wyman |
| Campbell, Bill | Kelley | Pacheco, Rod | Zettel |
| Campbell, John | La Suer | Pescetti | |
| Cogdill | Leach | Richman | |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1677: Assembly Member Maddox, from "No" to "Aye".

Above bill ordered enrolled.

**At 4:03 p.m., Assistant Speaker pro Tempore Kehoe,
76th District, presiding**

MESSAGES FROM THE SENATE

Senate Chamber, August 30, 2002

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

Assembly Bill No. 1506
Assembly Bill No. 2240
Assembly Bill No. 2507

Assembly Bill No. 2534
Assembly Bill No. 2727
Assembly Bill No. 2994

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 30, 2002

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

Assembly Joint Resolution No. 45

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, August 30, 2002

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

Assembly Bill No. 634
Assembly Bill No. 669
Assembly Bill No. 822

Assembly Bill No. 2214
Assembly Bill No. 2752

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 2002

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

Senate Bill No. 1837

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1837—An act to add Article 6.3 (commencing with Section 8592.9) to Chapter 7 of Division 1 of Title 2 of the Government Code, and to amend Section 830.1 of the Penal Code, relating to public safety.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Firebaugh was granted unanimous consent that measures on Supplemental File No. 1 be taken up.

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

ASSEMBLY BILL NO. 2294 (Liu)—An act to amend Sections 16162 and 16164 of the Welfare and Institutions Code, relating to foster 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—78

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

NOES—2

La Suer Mountjoy

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2294: Assembly Members La Suer and Mountjoy, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1506 (Wesson)—An act to add Section 1771.7 to the Labor Code, relating to public works.

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

NOES—26

| | | | |
|----------------|---------------|-----------------|----------|
| Aanestad | Cogdill | Leach | Pescetti |
| Ashburn | Cox | Leonard | Richman |
| Bates | Daucher | Leslie | Runner |
| Bogh | Dickerson | Maldonado | Wyland |
| Briggs | Hollingsworth | Mountjoy | Zettel |
| Campbell, Bill | Kelley | Pacheco, Robert | |
| Campbell, John | La Suer | Pacheco, Rod | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2240 (Wright)—An act to add Section 7630.5 to, and to add Article 1.5 (commencing with Section 7645) to Chapter 4 of Part 3 of Division 12 of, the Family Code, relating to paternity testing.

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—54

| | | | |
|----------------|---------------|-----------------|-------------|
| Aanestad | Correa | Leonard | Richman |
| Ashburn | Cox | Leslie | Runner |
| Bates | Dickerson | Longville | Salinas |
| Bogh | Dutra | Maddox | Strickland |
| Briggs | Firebaugh | Maldonado | Vargas |
| Calderon | Florez | Matthews | Washington |
| Campbell, Bill | Harman | Mountjoy | Wayne |
| Campbell, John | Havice | Nakano | Wiggins |
| Canciamilla | Hertzberg | Nation | Wright |
| Cardenas | Hollingsworth | Pacheco, Robert | Wyland |
| Cardoza | Horton | Pacheco, Rod | Zettel |
| Cedillo | Kelley | Papan | Mr. Speaker |
| Chavez | La Suer | Pescetti | |
| Cogdill | Leach | Reyes | |

NOES—17

| | | | |
|----------|-----------|----------------|---------|
| Aroner | Jackson | Migden | Thomson |
| Chu | Kehoe | Negrete McLeod | Wyman |
| Cohn | Koretz | Oropeza | |
| Corbett | Liu | Pavley | |
| Goldberg | Lowenthal | Strom-Martin | |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2240: Assembly Member Cohn, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2507 (Rod Pacheco)—An act to amend Sections 59002.5, 59003, 59006, 59030.5, 59102.5, and 59300 of, and to add Sections 59001.2, 59001.4, 59002.7, 59015, and 59046 to, the Education Code, relating to special schools.

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

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2507: Assembly Member Corbett, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2534 (Pavley)—An act to add Division 20.4 (commencing with Section 30901) to, and to add Chapter 5.5 (commencing with Section 31220) to Division 21 of, the Public Resources Code, relating to coastal resources, 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—72

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

NOES—6

| | | |
|----------|---------------|----------|
| Aanestad | Hollingsworth | Mountjoy |
| Ashburn | La Suer | Pescetti |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 773**

At 4:37 p.m., on motion of Assembly Member Nation, 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 Nation moved to continue the call of the Assembly.

Motion carried. Time, 4:37 p.m.

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

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 4:37 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)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2727 (Keeley)—An act to amend Sections 31007, 31008, 31010, 31150.1, 31156, 31200, 31206, 31207, 31207.1, 31251, 31255.1, 31257, 31260, 31303, 31307, 31310, 31350, 31351, 31352, 31352.5, 31353, 31354, and 31355 of, and to add Sections 31017, 31111, 31112, 31120, and 31406 to, the Public Resources Code, relating to conservation.

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—55

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

NOES—21

| | | | |
|----------------|---------------|----------|------------|
| Aanestad | Cogdill | Leonard | Strickland |
| Ashburn | Cox | Leslie | Wyland |
| Bogh | Dickerson | Maddox | Wyman |
| Briggs | Hollingsworth | Mountjoy | |
| Campbell, Bill | La Suer | Pescetti | |
| Campbell, John | Leach | Runner | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2994 (Wright)—An act to add Chapter 15 (commencing with Section 121340) to Part 4 of Division 105 of the Health and Safety Code, relating to communicable diseases.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 45 (Canciamilla)—Relative to the Independent System Operator.

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

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

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

AYES—77

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

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 481 (Firebaugh)—An act to add Section 49423.1 to the Education Code, relating to pupil 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.

Call of the Assembly

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

Motion carried. Time, 4:38 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. 773**

At 4:38 p.m., on motion of Assembly Member Nation, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 773 refused passage by the following vote:

AYES—38

| | | | |
|----------|-----------|--------------|--------------|
| Aanestad | Firebaugh | Lowenthal | Simitian |
| Alquist | Florez | Migden | Steinberg |
| Aroner | Frommer | Nakano | Strom-Martin |
| Cardenas | Goldberg | Nation | Thomson |
| Cedillo | Jackson | Oropeza | Washington |
| Chan | Keeley | Pacheco, Rod | Wayne |
| Chu | Kehoe | Pavley | Wiggins |
| Cohn | Koretz | Reyes | Mr. Speaker |
| Corbett | Liu | Salinas | |
| Diaz | Longville | Shelley | |

NOES—36

| | | | |
|----------------|---------------|----------------|-----------------|
| Ashburn | Chavez | Kelley | Pacheco, Robert |
| Bates | Cogdill | La Suer | Papan |
| Bogh | Cox | Leach | Pescetti |
| Briggs | Daucher | Leonard | Richman |
| Calderon | Dickerson | Leslie | Runner |
| Campbell, Bill | Dutra | Maldonado | Strickland |
| Campbell, John | Harman | Matthews | Vargas |
| Canciamilla | Havice | Mountjoy | Wyland |
| Cardoza | Hollingsworth | Negrete McLeod | Wyman |

Request for Reconsideration

Assembly Member Firebaugh requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 773 was refused passage.

Assembly Member Papan withheld unanimous consent.

Motion to Reconsider

Assembly Member Firebaugh moved that the vote be reconsidered whereby Senate Bill No. 773 was refused passage.

Objection Withdrawn

Assembly Member Papan withdrew his objection to the request for reconsideration of Senate Bill No. 773, by Assembly Member Firebaugh.

Senate Bill No. 773 Reconsidered by Unanimous Consent

Assembly Member Firebaugh was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 773 was refused passage.

Further Consideration of Senate Bill No. 773

SENATE BILL NO. 773 (Speier)—An act to add Division 1.2 (commencing with Section 4050) to the Financial Code, relating to financial privacy.

Rules Temporarily Suspended

Upon request of Assembly Member Firebaugh, Assembly Member Dutra was granted unanimous consent that Assembly Rule 69(b)(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 773.

Bill read third time.

Motion to Amend

Assembly Member Dutra moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Washington, Richman, and Jackson, demanded a roll call.

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

AYES—61

| | | | |
|----------------|---------------|-----------------|--------------|
| Aanestad | Cox | Leonard | Richman |
| Aroner | Daucher | Leslie | Runner |
| Ashburn | Diaz | Maddox | Salinas |
| Bates | Dutra | Maldonado | Steinberg |
| Bogh | Firebaugh | Matthews | Strickland |
| Briggs | Florez | Migden | Strom-Martin |
| Calderon | Frommer | Mountjoy | Thomson |
| Campbell, Bill | Harman | Nakano | Vargas |
| Campbell, John | Havice | Negrete McLeod | Wiggins |
| Canciamilla | Hertzberg | Oropeza | Wright |
| Cardenas | Hollingsworth | Pacheco, Robert | Wyland |
| Cardoza | Horton | Pacheco, Rod | Wyman |
| Cedillo | Keeley | Papan | Mr. Speaker |
| Chavez | Kelley | Pavley | |
| Cogdill | La Suer | Pescetti | |
| Cohn | Leach | Reyes | |

NOES—6

| | | |
|---------|----------|------------|
| Alquist | Goldberg | Longville |
| Chan | Jackson | Washington |

Vote Changes

By unanimous consent, the following vote change was permitted on amendments offered by Assembly Member Dutra to Senate Bill No. 773: Assembly Members Kehoe and Shelley, from “Aye” to “Not Voting”.

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

August 31, 2002

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(13) and (b)(14), as it relates to the following resolution be granted:

Appropriations

Assembly Constitutional Amendment No. 11 (Richman).

NATION, Chairman

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Steinberg:

Resolved, That Joint Rule 61(b)(12), (b)(13), and (b)(14) be suspended to permit the Committee on Appropriations to meet, consider, and report Assembly Constitutional Amendment No. 11 for further action.

Resolution read, and adopted by the following vote:

AYES—73

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

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Steinberg was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting at this time, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Constitutional Amendment No. 11; Senate Bills Nos. 1289, 1312, 1457, and 1496.

FURTHER CONSIDERATION OF SENATE BILL NO. 773
Rules Temporarily Suspended

Assembly Member Dutra was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 773, as amended, without reference to file.

SENATE BILL NO. 773 (Speier)—An act to add Division 1.2 (commencing with Section 4050) to the Financial Code, relating to financial privacy.

Bill read third time, and presented by Assembly Member Dutra.
The roll was opened.

Request to Pass Temporarily

Assembly Member Aroner requested unanimous consent that Senate Bill No. 773 be passed temporarily for consideration of an additional, clarifying amendment.

Parliamentary Inquiry

Assembly Member Cox arose to the following parliamentary inquiry:
Was the roll not opened on Senate Bill No. 773?

Reply by Assistant Speaker pro Tempore Kehoe

The Assistant Speaker pro Tempore replied that at the discretion of the Presiding Officer, the roll had been stricken.

Parliamentary Inquiry

Assembly Member Runner arose to the following parliamentary inquiry:

When Senate Bill No. 773 is returned for consideration later this day, will it be taken up for vote only?

Reply by Assistant Speaker pro Tempore Kehoe

The Assistant Speaker pro Tempore replied that further consideration of Senate Bill No. 773 will be subject to full debate, unless the House decides otherwise.

Senate Bill No. 773 Passed Temporarily

By unanimous consent, Senate Bill No. 773 was passed on file.

BILL RETURNED TO SENATE

Upon request of Assembly Member Chan, Assembly Member Canciamilla was granted unanimous consent that Assembly Bill No. 2838 be returned to the Senate for further action.

PRIVILEGES OF THE FLOOR

Assembly Member Aanestad was granted unanimous consent that the privileges of the Floor be granted to his wife Susan and their daughter, Kirsten.

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

ASSEMBLY BILL NO. 669 (Hertzberg)—An act to add Article 6.6 (commencing with Section 53126) to Chapter 1 of Part 1 of Division 2 of Title 5 of the Government Code, relating to public safety 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—70

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

NOES—8

| | | | |
|----------|----------------|---------------|--------------|
| Aanestad | Campbell, Bill | Hollingsworth | Pacheco, Rod |
| Ashburn | Cox | Mountjoy | Runner |

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 5:45 p.m., by unanimous consent, the members of the Committee on Appropriations 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)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 634 (Wesson)—An act to add Section 48200.2 to the Education Code, relating to compulsory 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—48

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

NOES—27

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cogdill | Leach | Richman |
| Ashburn | Cox | Leonard | Runner |
| Bates | Dickerson | Leslie | Strickland |
| Bogh | Harman | Maddox | Wyland |
| Briggs | Hollingsworth | Maldonado | Wyman |
| Campbell, Bill | Kelley | Mountjoy | Zettel |
| Campbell, John | La Suer | Pacheco, Robert | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 822 (Shelley)—An act to amend Section 6259 of, and to add Sections 6253.3, 6257, and 6259.1 to, the Government Code, relating to public records.

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—80

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2214 (Keeley)—An act to add Sections 115010.5 and 115261 to, and to add Article 19 (commencing with Section 115273) to Chapter 8 of Part 9 of Division 104 of, the Health and Safety Code, and to repeal Section 11 of Chapter 1309 of the Statutes of 1990, relating to radioactive waste.

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—43

| | | | |
|----------|-----------|----------------|--------------|
| Aroner | Dutra | Koretz | Pacheco, Rod |
| Bogh | Firebaugh | Leonard | Pavley |
| Calderon | Florez | Liu | Salinas |
| Cardenas | Frommer | Longville | Shelley |
| Cedillo | Goldberg | Lowenthal | Simitian |
| Chan | Havice | Maldonado | Steinberg |
| Chavez | Hertzberg | Migden | Strom-Martin |
| Chu | Jackson | Nakano | Washington |
| Corbett | Keeley | Nation | Wiggins |
| Correa | Kehoe | Negrete McLeod | Mr. Speaker |
| Diaz | Kelley | Oropeza | |

NOES—32

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cogdill | Leslie | Runner |
| Ashburn | Cox | Maddox | Strickland |
| Bates | Daucher | Matthews | Thomson |
| Briggs | Dickerson | Mountjoy | Wayne |
| Campbell, Bill | Harman | Pacheco, Robert | Wright |
| Campbell, John | Hollingsworth | Papan | Wyland |
| Canciamilla | La Suer | Pescetti | Wyman |
| Cardoza | Leach | Richman | Zettel |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 481**

At 6:06 p.m., on motion of Assembly Member Firebaugh, 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. 481 by the following vote:

AYES—41

| | | | |
|----------------|-----------|----------------|-------------|
| Alquist | Chavez | Hertzberg | Papan |
| Aroner | Cohn | Keeley | Pavley |
| Bates | Corbett | Kehoe | Reyes |
| Bogh | Correa | Kelley | Salinas |
| Briggs | Diaz | Koretz | Vargas |
| Calderon | Dickerson | Maddox | Wiggins |
| Campbell, Bill | Dutra | Matthews | Wright |
| Canciamilla | Firebaugh | Nakano | Mr. Speaker |
| Cardenas | Florez | Nation | |
| Cardoza | Harman | Negrete McLeod | |
| Cedillo | Havice | Oropeza | |

NOES—23

| | | | |
|----------------|---------------|--------------|------------|
| Aanestad | Hollingsworth | Mountjoy | Thomson |
| Ashburn | La Suer | Pacheco, Rod | Washington |
| Campbell, John | Leach | Pescetti | Wyland |
| Cogdill | Leonard | Richman | Wyman |
| Cox | Leslie | Runner | Zettel |
| Daucher | Maldonado | Strickland | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 481: Assembly Member Bill Campbell, from “No” to “Aye”; Assembly Members Horton and Shelley, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

REQUEST FOR PRIVILEGES OF THE FLOOR

Assembly Member Zettel was granted unanimous consent that the privileges of the Floor be granted to her husband, David Zettel.

REQUEST TO PLACE SENATE BILL NO. 773 ON INACTIVE FILE

Assembly Member Rod Pacheco requested that Senate Bill No. 773 be placed upon the Inactive File.

Reply by Assistant Speaker pro Tempore Kehoe

Assistant Speaker pro Tempore Kehoe replied that a bill may be placed upon the inactive file at the request of the Floor Manager, and Assembly Member Dutra is the Floor Manager of Senate Bill No. 773 at this time.

Motion to Temporarily Suspend Assembly Rule 78

Assembly Member Rod Pacheco moved that Assembly Rule 78 be temporarily suspended for the purpose of permitting him to place Senate Bill No. 773 upon the inactive file.

Assembly Member Aanestad seconded the motion.

Motion for temporary suspension of Assembly Rule 78 lost by the following vote:

AYES—17

| | | | |
|----------|----------------|--------------|--------|
| Aanestad | Briggs | La Suer | Wyland |
| Alquist | Campbell, Bill | Leslie | Zettel |
| Ashburn | Goldberg | Mountjoy | |
| Bates | Hollingsworth | Pacheco, Rod | |
| Bogh | Koretz | Washington | |

NOES—40

| | | | |
|----------------|-----------|----------------|--------------|
| Calderon | Diaz | Kelley | Richman |
| Campbell, John | Dutra | Longville | Salinas |
| Canciamilla | Firebaugh | Lowenthal | Steinberg |
| Cardenas | Florez | Matthews | Strickland |
| Cardoza | Frommer | Migden | Strom-Martin |
| Cedillo | Harman | Nakano | Thomson |
| Chavez | Havice | Negrete McLeod | Vargas |
| Chu | Hertzberg | Oropeza | Wiggins |
| Corbett | Keeley | Papan | Wright |
| Cox | Kehoe | Pavley | Mr. Speaker |

Vargas Request for Unanimous Consent

Assembly Member Vargas was granted unanimous consent to correct page 14 of the mockup of Senate Bill No. 773, as amended, by striking out the sentence after “request to change”.

Senate Bill No. 773 Placed on Inactive File

At the request of the author, Assembly Member Rod Pacheco placed Senate Bill No. 773 upon the inactive file.

Motion to Temporarily Suspend Assembly Rule 78

Assembly Member Firebaugh moved that Assembly Rule 78 be temporarily suspended for the purpose of removing Senate Bill No. 773 from the inactive file.

Assembly Member Vargas seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:15 p.m.

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

CAUCUS ANNOUNCEMENTS

At 6:15 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 6:15 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 6:45 p.m., the Assembly reconvened.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

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

ASSEMBLY BILL NO. 2752 (Alquist)—An act to amend Sections 98.7, 6310, and 6312 of, to add Section 6312.5 to, and to repeal and add Section 6311 of, the Labor Code, relating to employment discrimination.

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

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

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

AYES—46

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

NOES—28

| | | | |
|----------------|---------------|-----------------|--------------|
| Aanestad | Cogdill | La Suer | Pacheco, Rod |
| Ashburn | Cox | Leach | Pescetti |
| Bates | Daucher | Leonard | Runner |
| Bogh | Dickerson | Leslie | Strickland |
| Briggs | Harman | Maldonado | Wyland |
| Campbell, Bill | Hollingsworth | Mountjoy | Wyman |
| Campbell, John | Kelley | Pacheco, Robert | Zettel |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2752: Assembly Member Cardoza, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 806, on request of Assembly Member Koretz.

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

ASSEMBLY BILL NO. 2251 (Nation)—An act to add Article 9 (commencing with Section 4750) to Chapter 10 of Part 2 of Division 4 of the Public Resources Code, relating to sudden oak death, 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—77

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

NOES—None

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

AYES—77

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON FIREBAUGH MOTION TO SUSPEND ASSEMBLY RULE 78, AS IT
RELATES TO SENATE BILL NO. 773**

At 6:49 p.m., on motion of Assembly Member Firebaugh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Firebaugh motion to suspend Assembly Rule 78 to remove Senate Bill No. 773 from the inactive file carried by the following vote:

AYES—49

| | | | |
|----------------|-----------|----------------|--------------|
| Bates | Diaz | Leonard | Steinberg |
| Calderon | Dutra | Liu | Strickland |
| Campbell, Bill | Firebaugh | Longville | Strom-Martin |
| Canciamilla | Florez | Lowenthal | Thomson |
| Cardenas | Frommer | Matthews | Vargas |
| Cardoza | Harman | Migden | Wiggins |
| Cedillo | Havice | Nakano | Wright |
| Chan | Hertzberg | Negrete McLeod | Wyland |
| Chavez | Horton | Oropeza | Wyman |
| Chu | Keeley | Papan | Mr. Speaker |
| Cogdill | Kehoe | Pavley | |
| Correa | Kelley | Runner | |
| Cox | Koretz | Salinas | |

NOES—12

| | | | |
|----------|---------------|-----------|-----------------|
| Aanestad | Hollingsworth | Maddox | Pacheco, Robert |
| Ashburn | La Suer | Maldonado | Pacheco, Rod |
| Bogh | Leslie | Mountjoy | Zettel |

Vote Changes

By unanimous consent, the following vote changes were permitted on the Firebaugh Motion to Suspend Assembly Rule 78: Assembly Member Mountjoy, from "Aye" to "No"; Assembly Member Corbett, from "Aye" to "Not Voting".

Firebaugh Motion to Temporarily Suspend the Rules

Assembly Member Firebaugh moved that the Rules be temporarily suspended for the purpose of permitting Assembly Member Dutra to take up Senate Bill No. 773, without reference to file, and serve as Floor Manager on the bill.

Assembly Member Chan seconded the motion.

Rules temporarily suspended by the following vote:

AYES—57

| | | | |
|----------------|-----------|-----------------|--------------|
| Alquist | Correa | Liu | Simitian |
| Aroner | Cox | Longville | Steinberg |
| Bates | Daucher | Lowenthal | Strickland |
| Calderon | Diaz | Maldonado | Strom-Martin |
| Campbell, Bill | Dutra | Matthews | Thomson |
| Campbell, John | Firebaugh | Migden | Vargas |
| Canciamilla | Frommer | Nakano | Washington |
| Cardenas | Goldberg | Negrete McLeod | Wiggins |
| Cardoza | Harman | Oropeza | Wright |
| Cedillo | Havice | Pacheco, Robert | Wyland |
| Chan | Hertzberg | Papan | Wyman |
| Chavez | Keeley | Pavley | Mr. Speaker |
| Cogdill | Kelley | Runner | |
| Cohn | Koretz | Salinas | |
| Corbett | Leonard | Shelley | |

NOES—8

| | | |
|----------|----------|--------------|
| Aanestad | La Suer | Pacheco, Rod |
| Ashburn | Maddox | Zettel |
| Bogh | Mountjoy | |

Request to Suspend Assembly Rule 69(b)(d)(e)

Assembly Member Dutra requested unanimous consent that Assembly Rule 69(b)(d)(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 773 and to permit further consideration, as amended, without reference to file.

Assembly Member Rod Pacheco withheld unanimous consent.

Motion to Suspend Assembly Rule 69(b)(d)(e)

Assembly Member Dutra moved that Assembly Rule 69(b)(d)(e) be suspended to permit consideration of amendments to Senate Bill No. 773 and to permit further consideration, without reference to file.

Dutra motion for suspension of the Rules carried by the following vote:

AYES—52

| | | | |
|----------------|-----------|----------------|--------------|
| Aroner | Corbett | Keeley | Runner |
| Bates | Correa | Kehoe | Salinas |
| Calderon | Cox | Kelley | Shelley |
| Campbell, Bill | Daucher | Koretz | Simitian |
| Campbell, John | Diaz | Leach | Strickland |
| Canciamilla | Dutra | Leonard | Strom-Martin |
| Cardenas | Firebaugh | Maldonado | Thomson |
| Cardoza | Florez | Matthews | Vargas |
| Cedillo | Frommer | Migden | Wiggins |
| Chan | Harman | Nakano | Wright |
| Chavez | Havice | Negrete McLeod | Wyland |
| Cogdill | Hertzberg | Papan | Wyman |
| Cohn | Horton | Pavley | Mr. Speaker |

NOES—9

| | | |
|----------|---------------|--------------|
| Aanestad | Hollingsworth | Mountjoy |
| Ashburn | La Suer | Pacheco, Rod |
| Bogh | Maddox | Pescetti |

Vote Changes

By unanimous consent, the following vote change was permitted on the Dutra Motion to Suspend Rules: Assembly Member Wyland, from “No” to “Aye”.

Further Consideration of Senate Bill No. 773

SENATE BILL NO. 773 (Speier)—An act to add Division 1.2 (commencing with Section 4050) to the Financial Code, relating to financial privacy.

Bill read third time.

Motion to Amend

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

**Further Consideration of Senate Bill No. 773, as Amended,
Without Reference to File**

SENATE BILL NO. 773 (Speier)—An act to add Division 1.2 (commencing with Section 4050) to the Financial Code, relating to financial privacy.

Bill read third time, and presented by Assembly Member Dutra.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:54 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, 2002

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

| | |
|-----------------------|------------------------|
| Assembly Bill No. 52 | Assembly Bill No. 1105 |
| Assembly Bill No. 55 | Assembly Bill No. 1243 |
| Assembly Bill No. 374 | Assembly Bill No. 1403 |
| Assembly Bill No. 486 | Assembly Bill No. 2630 |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 2002

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

| | |
|------------------------|------------------------|
| Assembly Bill No. 1453 | Assembly Bill No. 2588 |
| Assembly Bill No. 2078 | Assembly Bill No. 2886 |
| Assembly Bill No. 2390 | Assembly Bill No. 2890 |
| Assembly Bill No. 2347 | |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 2002

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

Assembly Constitutional Amendment No. 12

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, August 31, 2002

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

Assembly Joint Resolution No. 37
 Assembly Joint Resolution No. 53

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

Above resolutions ordered enrolled.

Senate Chamber, August 31, 2002

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

Assembly Bill No. 2363
 Assembly Bill No. 2469
 Assembly Bill No. 2683

Assembly Bill No. 2770
 Assembly Bill No. 2887

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Firebaugh was granted unanimous consent that measures on Supplemental File No. 2 be taken up.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 52 (Wiggins)—An act to amend Section 10335.5 of, to add Division 10.3 (commencing with Section 10280) and Division 10.4 (commencing with Section 10285) to, and to add and repeal Division 10.25 (commencing with Section 10278) of, the Public Resources Code, relating to agricultural lands, 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—66

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

NOES—11

| | | | |
|----------------|---------------|----------|--------|
| Aanestad | Hollingsworth | Leslie | Wyman |
| Ashburn | La Suer | Mountjoy | Zettel |
| Campbell, Bill | Leonard | Pescetti | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 52: Assembly Member Zettel, from “Aye” to “No”; Assembly Member Daucher, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 55 (Shelley)—An act to amend Sections 1502 and 2117 of, and to add Section 1502.5 to, the Corporations Code, relating to corporations.

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—53

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

NOES—27

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cogdill | Leach | Pescetti |
| Ashburn | Cox | Leonard | Richman |
| Bates | Daucher | Leslie | Runner |
| Bogh | Dickerson | Maddox | Strickland |
| Briggs | Harman | Mountjoy | Wyman |
| Campbell, Bill | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, John | La Suer | Pacheco, Rod | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 374 (Matthews)—An act to amend Sections 14170, 14171, and 14175 of, to amend the heading of Title 11.5 (commencing with Section 14170) of Part 4 of, and to add Section 14174.3 to, the Penal Code, relating to crime prevention, 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

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

NOES—2

| | |
|----------|---------|
| Aanestad | Leonard |
|----------|---------|

Above bill ordered enrolled.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Keeley re-referred Assembly Bill No. 2347 to the Committee on Banking and Finance.

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

ASSEMBLY BILL NO. 486 (Calderon)—An act to amend Sections 78, 123.5, 123.6, 3201.5, 3501, 3742, 4453, 4600.5, 4614, 4702, and 5502 of, and to add Sections 3201.7, 3701.8, 5307.21, and 6354.7 to, the Labor Code, and to amend Section 86 of Chapter 6 of the Statutes of 2002, 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—50

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

NOES—29

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leonard | Runner |
| Ashburn | Daucher | Maddox | Strickland |
| Bates | Dickerson | Maldonado | Wyland |
| Bogh | Harman | Mountjoy | Wyman |
| Briggs | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bill | Kelley | Pacheco, Rod | |
| Campbell, John | La Suer | Pescetti | |
| Cogdill | Leach | Richman | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1243 (Wiggins)—An act to amend Section 1151.5 of the Government Code, relating to public 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, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

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

NOES—29

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leonard | Strickland |
| Ashburn | Daucher | Maldonado | Thomson |
| Bates | Dickerson | Mountjoy | Wyland |
| Bogh | Harman | Pacheco, Robert | Wyman |
| Briggs | Hollingsworth | Pacheco, Rod | Zettel |
| Campbell, Bill | Kelley | Pescetti | |
| Campbell, John | La Suer | Richman | |
| Cogdill | Leach | Runner | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1243: Assembly Member Thomson, from “Aye” to “No”; and Assembly Member Oropeza, from “Aye” to “Not Voting”.

~~Above bill ordered enrolled.~~

(Note: Later this day the above vote on Assembly Bill No. 1243 was reconsidered.)

ASSEMBLY BILL NO. 1403 (Hollingsworth)—An act relating to agricultural lands.

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

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

NOES—3

| | | |
|----------|---------|---------|
| Aanestad | Haveice | Leonard |
|----------|---------|---------|

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1403: Assembly Member Haveice, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2630 (Cogdill)—An act to amend Section 21683.1 of the Public Utilities Code, relating to aviation, 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

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2944 (Kehoe)—An act to amend Section 17538.4 of the Business and Professions Code, relating to advertising.

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 Cardenas moved a call of the Assembly.

Motion carried. Time, 7:06 p.m.

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

ASSEMBLY BILL NO. 2078 (Kelley)—An act to amend Section 6527 of the Government Code, relating to joint powers authorities, 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—77

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

NOES—1

Leonard

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

AYES—77

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

NOES—1

Leonard

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2588 (Hertzberg)—An act to amend Section 17077.40 of, and to add Sections 17077.50, 17077.52, 17077.54, and 17077.56 to, the Education Code, relating to school facilities, 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—51

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

NOES—28

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cogdill | La Suer | Pescetti |
| Ashburn | Cox | Leonard | Richman |
| Bates | Daucher | Leslie | Runner |
| Bogh | Dickerson | Maddox | Strickland |
| Briggs | Harman | Mountjoy | Wyland |
| Campbell, Bill | Havice | Pacheco, Robert | Wyman |
| Campbell, John | Hollingsworth | Pacheco, Rod | Zettel |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2588: Assembly Member Havice, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2886 (Wiggins)—An act to amend Section 65400 of, and to repeal Section 65307 of, the Government Code, relating to local planning.

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—79

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2890 (Wiggins)—An act to amend Sections 6047.4, 6047.5, and 6047.6 of, and to add Section 6047.35 to, the Food and Agricultural Code, relating to pests, 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—79

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

NOES—1

Leonard

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

AYES—79

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

NOES—1

Leonard

Above bill ordered enrolled.

CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 905 (As proposed by the Conference Committee)—An act to amend Sections 1158, 3205, and 8314 of, and to add Section 3205.1 to, the Government Code, relating to public employees.

Conference Committee report presented by Assembly Member Wiggins.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:18 p.m.

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

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1243

Assembly Member Lowenthal moved to reconsider the vote whereby Senate amendments to Assembly Bill No. 1243 were concurred in, earlier this day.

Motion Ruled Out of Order

Speaker pro Tempore Keeley ruled the motion out of order, as no motion to reconsider the vote whereby a bill is passed, is in order on the last two legislative days preceding the final recess.

Motion to Suspend Assembly Rule 100

Assembly Member Lowenthal moved to suspend Assembly Rule 100 to permit a motion to reconsider as it relates to Assembly Bill No. 1243, on the last day, preceding the final recess.

Lowenthal motion to suspend Rules carried by the following vote:

AYES—46

| | | | |
|----------------|---------------|----------------|--------------|
| Alquist | Cohn | Jackson | Reyes |
| Aroner | Corbett | Keeley | Runner |
| Ashburn | Daucher | Kehoe | Salinas |
| Bates | Diaz | Koretz | Shelley |
| Calderon | Firebaugh | Liu | Simitian |
| Campbell, Bill | Florez | Longville | Strom-Martin |
| Cardenas | Frommer | Lowenthal | Thomson |
| Cardoza | Goldberg | Matthews | Vargas |
| Cedillo | Havice | Mountjoy | Wayne |
| Chan | Hertzberg | Nation | Mr. Speaker |
| Chavez | Hollingsworth | Negrete McLeod | |
| Chu | Horton | Pescetti | |

NOES—11

| | | | |
|----------|---------|------------|--------|
| Aanestad | Cox | Leonard | Wyland |
| Bogh | Harman | Maddox | Wyman |
| Cogdill | La Suer | Strickland | |

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1243

Assembly Member Lowenthal moved that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 1243 were concurred in.

Assembly Member Reyes seconded the motion.

Lowenthal motion to reconsider carried by the following vote:

AYES—45

| | | | |
|----------------|---------------|-----------------|--------------|
| Alquist | Daucher | Kehoe | Reyes |
| Ashburn | Diaz | Koretz | Runner |
| Bates | Firebaugh | Leach | Salinas |
| Calderon | Florez | Liu | Shelley |
| Campbell, Bill | Frommer | Longville | Simitian |
| Campbell, John | Goldberg | Lowenthal | Strom-Martin |
| Cardenas | Havice | Matthews | Thomson |
| Cardoza | Hertzberg | Nation | Wayne |
| Cedillo | Hollingsworth | Negrete McLeod | Mr. Speaker |
| Chavez | Horton | Pacheco, Robert | |
| Cohn | Jackson | Pavley | |
| Corbett | Keeley | Pescetti | |

NOES—17

| | | | |
|-------------|-----------|------------|--------|
| Aanestad | Dickerson | Mountjoy | Wyland |
| Bogh | Harman | Papan | Wyman |
| Canciamilla | La Suer | Strickland | |
| Cogdill | Leonard | Wiggins | |
| Cox | Maddox | Wright | |

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2390 (Cedillo)—An act to amend Sections 884, 45040, 67003, 67005, 67006, 67028, 67030, 67036.5, 67039, 67041, 67042, 67044, 67051, 67051.1, 67051.5, 67051.6, 67052, 67053, 67054, 67055, 67056, 67058, 67059, 67059.5, 67060, 67061, 67062, 67081, 67082, 67091, 67094, 67101, 67102, 67103, 67104, 67105, 67107, 67111, 67112, 67121, 67122, 67123, 67124, 67125, 67126, 67131, 67132, 67133, 67134, 67140, 67141, 67142, and 67143 of, to add Sections 67040.5 and 67112.5 to, and to repeal Sections 48004, 67024, 67026, 67027, 67031, 67032, 67032.5, 67033, 67036, 67045, 67051.3, 67055.5, 67055.6, 67092, 67093, 67106, 67121.5, 67131.5, and 67131.6 of, the Food and Agricultural Code, relating to agricultural products commissions, 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—74

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

NOES—2

Leonard Mountjoy

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1453 (Firebaugh)—An act to add Section 1182.2 to the Labor Code, relating to hours of 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 Firebaugh moved a call of the Assembly.

Motion carried. Time, 7:31 p.m.

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

BILLS WITHDRAWN FROM COMMITTEE BY UNANIMOUS CONSENT

Assembly Member Firebaugh was granted unanimous consent that Senate Bills Nos. 1835, 1845, and 1849 be withdrawn from the Committee on Rules, to third reading.

ASSEMBLY RULE 69(b)(e) SUSPENDED

Assembly Member Firebaugh was granted unanimous consent that Assembly Rule 69(b)(e) be suspended to permit consideration of proposed amendments to Senate Bills Nos. 1835, 1845, and 1849.

SENATE BILL NO. 1835 (Committee on Budget and Fiscal Review)—An act to amend Items 6110-232-001, 6110-485, 6110-495, and 6870-101-0001 of Section 2.00 of, the Budget Act of 2001, and to amend Sections 24 and 25 of Senate Bill 1830 of the 2001-02 Regular Session, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

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

SENATE BILL NO. 1845 (Committee on Budget and Fiscal Review)—An act to amend Section 17706 of the Family Code, to amend Section 12759 of the Government Code, to amend Sections 1596.76, 1597.09, 1597.091, 11970.2, and 130060 of, to amend and repeal Section 11970 of, to add Article 5 (commencing with Section 11970.45) to, and to repeal Article 3 (commencing with Section 11970) of, Chapter 2 of Part 3 of Division 10.5 of, the Health and Safety Code, to amend Sections 1222, 1265.1, 1611.5, 9604, 9608, 9615, and 10521 of, to add Section 1253.9 to, to repeal Sections 9603 and 9611 of, and to repeal Article 3 (commencing with Section 9700) of Chapter 2 of Part 1 of Division 3 of, the Unemployment Insurance Code, to amend Sections 903.7, 10088, 10980, 11006.2, 11020, 11254, 11257, 11325.7, 11450, 11450.5, 11450.12, 11450.13, 11451.5, 11453, 11462, 11466.21, 11486, 12201, 12306.1, 14021.6, 14124.93, 15204.3, 15763, 16011, 16131, 19355.5, 19356, 19356.5, and 19356.6 of, to add Sections 10823.1, 11004.1, 11265.3, and 11323.3 to, to repeal Sections 11450.2 and 19356.65 of, and to repeal and add Sections 11265.1, 11265.2, and 18910 of, the Welfare and Institutions Code, and to add Provision 17 to Item 5180-101-0001 of Section 2.00 of the Budget Act of 2001 (Chapter 106 of the Statutes of 2001), to add Provision 17 to Item 5180-101-0001 of Section 2.00 of the Budget Act of 1999 (Chapter 50 of the Statutes of 1999), and to add Provision 15 to Item 5180-101-0001 of Section 2.00 of the Budget Act of 1998 (Chapter 324 of the Statutes of 1998), relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

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

SENATE BILL NO. 1849 (Committee on Budget and Fiscal Review)—An act to amend Sections 17052.2, 17053.84, 17276, 17276.3, 18662, 18663, 19136.8, 23457, 23684, 24348, 24416, 24416.3, and 24449 of, to add Article 4 (commencing with Section 30133) to Chapter 2 of Part 13 of Division 2 of, to add Part 14.5 (commencing with Section 33001) to Division 2 of, and to add and repeal Sections 7093.8 and 19444 of, the Revenue and Taxation Code, and to amend Section 13043 of the Unemployment Insurance Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

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

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

Assembly Member Nation 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 September 11, 2001, memorial.

Resolution read, and adopted by the following vote:

AYES—76

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

NOES—None

Resolution ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1666, on request of Assembly Member Horton.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1243

ASSEMBLY BILL NO. 1243 (Wiggins)—An act to amend Section 1151.5 of the Government Code, relating to public 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 Wiggins moved a call of the Assembly.

Motion carried. Time, 7:44 p.m.

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

**REPORTS OF STANDING COMMITTEES
Committee on Appropriations**

Date of Hearing: August 31, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- Senate Bill No. 1289
- Senate Bill No. 1312
- Senate Bill No. 1457

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 31, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- Assembly Constitutional Amendment No. 11

With amendments with the recommendation: Amend, and be adopted as amended.

STEINBERG, Chairman

Above resolution ordered to second reading.

Date of Hearing: August 31, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- Senate Bill No. 1496

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

STEINBERG, Chairman

Above bill ordered to second reading.

**BILLS TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Firebaugh was granted unanimous consent to take up Senate Bills Nos. 1289, 1312, 1457 and Assembly Constitutional Amendment No. 11 without reference to file, for the purpose of reading the bills a second time and adopting the committee amendments at this time.

SENATE BILL NO. 1289—An act relating to drugs.

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. 1312—An act to amend Section 11169 of, to add Section 11169.5 to, and to add and repeal Section 11174.4 of, the Penal Code, relating to the Child Abuse Central Index.

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. 1457—An act to add Sections 1452 and 1453 to the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations to be placed upon the third reading file.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XVI A thereto, relating to infrastructure finance.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1453**

At 7:50 p.m., on motion of Assembly Member Firebaugh, 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. 1453 by the following vote:

AYES—41

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

NOES—30

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leonard | Richman |
| Ashburn | Daucher | Leslie | Runner |
| Bates | Dickerson | Maldonado | Strickland |
| Bogh | Harman | Matthews | Wyland |
| Briggs | Hollingsworth | Mountjoy | Wyman |
| Campbell, Bill | Kelley | Pacheco, Robert | Zettel |
| Campbell, John | La Suer | Pacheco, Rod | |
| Cogdill | Leach | Peseetti | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1453: Assembly Members Corbett and Nation, from "Aye" to "Not Voting".

~~Above bill ordered enrolled.~~

(NOTE: Later this day, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1453 and whereby the bill was ordered enrolled. See page 8764.)

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2944**

At 7:50 p.m., on motion of Assembly Member Cardenas, 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. 2944 by the following vote:

AYES—65

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

NOES—8

| | | | |
|---------|--------|----------|-----------------|
| Cogdill | Kelley | Leonard | Pacheco, Robert |
| Havice | Leach | Mountjoy | Wyman |

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 8:04 p.m., by unanimous consent, the members of the Committee on Appropriations 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)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2785 (Oropeza)—An act to amend Section 2 of Chapter 99 of the Statutes of 2002, relating to appropriations for the support of the government of the State of California, to take effect immediately as an appropriation for the usual and current expenses of the state.

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

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

NOES—5

| | | |
|---------------|--------------|--------|
| Bogh | Mountjoy | Wyland |
| Hollingsworth | Pacheco, Rod | |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2785: Assembly Member Zettel, from “No” to “Aye”.

Above bill ordered enrolled.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolution

HOUSE RESOLUTION NO. 94 (Bill Campbell)—Relative to food safety.

Resolution read, and adopted.

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

Consent Calendar—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 105 (Burton)—Relative to Caltrans Maintenance Worker Memorial Bridge.

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 CONCURRENT RESOLUTION NO. 92 (Alpert)—Relative to the Joint Committee to Develop a Master Plan for Education.

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 CONCURRENT RESOLUTION NO. 93 (Alpert)—Relative to joint doctoral programs.

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 CONCURRENT RESOLUTION NO. 102 (Polanco)—Relative to Binational Health Week.

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

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

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar adopted, by the following vote:

AYES—80

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

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR

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

Special Consent Calendar—

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 34 (Runner)—An act to amend Section 1104.1 of the Military and Veterans Code, relating to veterans, 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. 700 (Simitian)—An act to amend , renumber, and add Section 1798.82 of, and to add Section 1798.29 to, the Civil Code, relating to personal information.

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. 1412 (Wright)—An act to amend Section 51226 of, and to add Sections 51221.5, 52525, and 66205.5 to, the Education Code, relating to adult and career technical education.

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. 1968 (Nation)—An act to add Sections 17138.1 and 24308.1 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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. 2384 (Committee on Governmental Organization)—An act to amend, add, and repeal Section 19613 of, and to add Section 19612.7 to, the Business and Professions Code, relating to horse racing, 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. 2793 (Pescetti)—An act to amend Sections 12071, 12132, and 12276.1 of the Penal Code, relating to firearms.

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.)*

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—80

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

NOES—None**PRIVILEGES OF THE FLOOR**

Assembly Member Bill Campbell was granted unanimous consent that the privileges of the Floor be granted to his wife, Mary Campbell.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Keeley was granted unanimous consent that measures on Supplemental File No. 3 be taken up.

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

ASSEMBLY BILL NO. 2363 (Firebaugh)—An act to amend Section 33000 of, and to add Section 33009.3, to, the Education Code, relating to the State Board of 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.

Call of the Assembly

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

Motion carried. Time, 8:38 p.m.

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

ASSEMBLY BILL NO. 2469 (Dickerson)—An act to add Section 10540 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2683 (Canciamilla)—An act to add Section 79420, 79423, 79453, and 79455 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—73

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

NOES—6

| | | |
|----------|---------|----------|
| Aanestad | La Suer | Mountjoy |
| Cogdill | Leslie | Wyland |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2770 (Matthews)—An act to amend Sections 40194 and 40201 of, and to add Sections 40117 and 40507.1 to, the Public Resources Code, relating to solid waste 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—72

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

NOES—7

| | | | |
|---------------|----------|------------|--------|
| Aanestad | Leonard | Pescetti | Zettel |
| Hollingsworth | Mountjoy | Strickland | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2887 (Koretz)—An act to repeal and add Section 22348 of, and to repeal Sections 23109.8, 23503, and 23583 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—76

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

NOES—2

| | |
|---------|---------|
| Cogdill | Leonard |
|---------|---------|

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2887: Assembly Member Goldberg, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1289 (Haynes)—An act relating to drugs.

Bill read third time, and presented by Assembly Member Rod Pacheco.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1312 (Peace)—An act to amend Section 11169 of, to add Section 11169.5 to, and to add and repeal Section 11174.4 of, the Penal Code, relating to the Child Abuse Central Index.

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

Bill passed by the following vote:

AYES—49

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

NOES—18

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Dickerson | Leonard | Pescetti |
| Ashburn | Harman | Leslie | Strickland |
| Bogh | Hollingsworth | Maddox | Wyman |
| Campbell, Bill | La Suer | Mountjoy | |
| Cox | Leach | Pacheco, Robert | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No.1312: Assembly Member Zettel, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1457 (Johannessen)—An act to amend Section 30070 of the Government Code, relating to law enforcement, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—3

| | | |
|---------|---------|----------|
| Ashburn | Leonard | Mountjoy |
|---------|---------|----------|

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—3

| | | |
|---------|---------|----------|
| Ashburn | Leonard | Mountjoy |
|---------|---------|----------|

Bill ordered transmitted to the Senate.

BILLS ORDERED TRANSMITTED TO SENATE

Speaker pro Tempore Keeley was granted unanimous consent that all bills passed earlier this day, be ordered transmitted to the Senate immediately.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Richman was granted unanimous consent to take up Assembly Constitutional Amendment No. 11, without reference to file, and that the same be considered engrossed.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XVI A thereto, relating to infrastructure finance.

Resolution read third time, and adopted by the following vote:

AYES—74

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

NOES—3

| | | |
|--------|----------|--------|
| Aroner | Goldberg | Nation |
|--------|----------|--------|

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Constitutional Amendment No. 11: Assembly Member Aroner, from “Aye” to “No”.

Above resolution ordered enrolled.

HOUSE RESOLUTION NO. 96 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Wesson was granted unanimous consent to take up House Resolution No. 96, without reference to committee, print, or file, and that the same be considered engrossed.

HOUSE RESOLUTION NO. 96—Relative to the Speaker of the Assembly's Commission on Structural Challenges to Budgeting in California.

Resolution read, and adopted by the following vote:

AYES—76

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

NOES—2

La Suer Mountjoy

Vote Changes

By unanimous consent, the following vote change was permitted on House Resolution No. 96: Assembly Member Mountjoy, from "Aye" to "No".

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
ASSEMBLY BILL NO. 425 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Oropeza was granted unanimous consent that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 425 were refused concurrence.

Further Consideration of Senate Amendments to Assembly Bill No. 425

ASSEMBLY BILL NO. 425 (Oropeza)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, 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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:02 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. 1831 (Peace)—An act to add Article 7 (commencing with Section 63049) to Chapter 2 of Division 1 of Title 6.7 of the Government Code, and to amend Section 104897 of the Health and Safety Code, relating to tobacco settlement moneys.

Bill read third time, and presented by Assembly Member Oropeza.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:05 p.m.

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

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

ASSEMBLY BILL NO. 1100 (Simitian)—An act to amend Sections 47632 and 47635 of the Education Code, relating to education finance, 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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:07 p.m.

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

ASSEMBLY BILL NO. 3004 (Committee on Budget)—An act relating to natural disaster assistance.

Bill presented by Assembly Member Papan.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:08 p.m.

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

ASSEMBLY BILL NO. 442 (Committee on Budget)—An act to amend Section 4426 of, and to repeal Section 4427 of, the Business and Professions Code, to amend Section 49557.2 of the Education Code, to amend Sections 1356, 1797.199, 53300, 100171, 120955, 124030, 124040, 124120, and 124250 of, to add Sections 26157, 104188, 124033, 124977, 125190, and 127280.1 to, and to add Article 6 (commencing with Section 101315) to Chapter 3 of Part 3 of Division 101 of, the Health and Safety Code, to amend Sections 12693.17, 12693.43, 12693.45, 12693.70, and 12693.981 of, and to amend, repeal, and add Section 12693.41 of, the Insurance Code, and to amend Sections 4094.2, 4380, 4418.3, 4418.7, 4640.6, 4643, 4646.5, 5600.8, 5869, 5881, 5882, 5883, 14005.41, 14011.6, 14019.3, 14051, 14085.7, 14085.8, 14103.6, 14105.2, 14105.3, 14105.31, 14105.33, 14105.337, 14105.34, 14105.35, 14105.37, 14105.38, 14105.39, 14105.405, 14105.42, 14105.43, 14105.45, 14125, 14132, 14132.26, 14132.88, 14132.95, 14163, 14495.10, 16809, 16809.4, and 18925 of, to add Sections 4418.2, 4418.25, 4781.5, 5767, 14000.03, 14000.5, 14011.7, 14011.8, 14011.9, 14105.18, 14105.332, 14105.46, 14105.47, 14105.8, 14105.85, 14132.73, and 14150 to, to add and repeal Sections 4631.5 and 14105.436 of, to repeal Sections 4847, 14105.65, 14105.91, 14105.915, and 14105.916 of, and to repeal and amend Sections 14105.4 and 14105.41 of, the Welfare and Institutions Code, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Oropeza.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:09 p.m.

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

ASSEMBLY BILL NO. 444 (Committee on Budget)—An act to amend Section 17706 of the Family Code, to amend Section 12759 of the Government Code, to amend Sections 1596.76, 1597.09, 1597.091, 11970, 11970.2, and 130060 of, to add Article 5 (commencing with Section 11970.45) to, and to repeal Article 3 (commencing with Section 11970) of, Chapter 2 of Part 3 of Division 10.5 of, the Health and Safety Code, to amend Sections 1222, 1265.1, 1611.5, 9604, 9608, 9615, and 10521 of, to add Section 1253.9 to, to repeal Sections 9603 and 9611 of, and to repeal Article 3 (commencing with Section 9700) of Chapter 2 of Part 1 of Division 3 of, the Unemployment Insurance Code, to amend Sections 903.7, 10980, 11006.2, 11020, 11254, 11257, 11325.7, 11450, 11450.5, 11450.12, 11450.13, 11451.5, 11453, 11462, 11466.21, 11486, 12201, 14021.6, 14124.93, 15204.3, 15763, 16011, 16131, 19355.5, 19356, 19356.5, and 19356.6 of, to add Sections 10823.1, 11004.1, 11265.3, and 11323.3 to, to repeal Sections 11450.2 and 19356.65 of, and to repeal and add Sections 11265.1, 11265.2, and 18910 of, the Welfare and Institutions Code, and to add Provision 17 to Item 5180-101-0001 of Section 2.00 of the Budget Act of 2001 (Chapter 106 of the Statutes of 2001), to add Provision 17 to Item 5180-101-0001 of Section 2.00 of the Budget Act of 1999 (Chapter 50 of the Statutes of 1999), and to add Provision 15 to Item 5180-101-0001 of Section 2.00 of the Budget Act of 1998 (Chapter 324 of the Statutes of 1998), relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Oropeza.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:11 p.m.

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

ASSEMBLY BILL NO. 2996 (Committee on Budget)—An act to amend Section 64000 of the Government Code, to amend Section 7236 of the Revenue and Taxation Code, to amend Sections 188.10, 2401, and 31071 of, and to repeal and add Article 4.8 (commencing with Section 179) of Chapter 1 of Division 1 of, the Streets and Highways Code, and to amend Sections 1656, 1661, 1810, 1810.7, 4604.5, 9552, 9553, 9554, 9554.5, 13106, 14900, 14900.1, 14905, 34602, and 34605 of, and to add Section 14907 to, the Vehicle Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Oropeza.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:11 p.m.

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

ASSEMBLY BILL NO. 2997 (Committee on Budget)—An act to amend Section 5627 of, and to add and repeal Section 35033.5 to, the Public Resources Code, relating to natural resources, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Oropeza.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:12 p.m.

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

ASSEMBLY BILL NO. 2998 (Committee on Budget)—An act to amend Section 47634 of the Education Code, relating to instructional materials, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Oropeza.

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

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3009 (Committee on Budget)—An act to amend Section 37022 of the Public Resources Code, and to amend Section 40016 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill presented by Assembly Member Oropeza.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:14 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. 1834 (Committee on Budget and Fiscal Review)—An act to amend Sections 14556.5, 14556.8, and 14556.9 of, and to add and repeal Section 14556.75 of, the Government Code, to add Section 99310.6 to the Public Utilities Code, and to amend Sections 183, 188.10, 2182, and 2182.1 of, and to add Section 183.3 to, the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:15 p.m.

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

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3010 (Committee on Budget)—An act to amend Sections 1275 and 1703 of, and to add Section 1327.5 to, the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

Bill presented by Assembly Member Oropeza.

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 Cogdill moved a call of the Assembly.

Motion carried. Time, 10:16 p.m.

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

RULES TEMPORARILY SUSPENDED

Assembly Member Oropeza was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1835, as amended, without reference to file.

SENATE BILL NO. 1835 (Committee on Budget and Fiscal Review)—An act to amend and supplement the Budget Act of 2002, relating to state government, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—2

Aanestad La Suer

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—2

Aanestad La Suer

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1835 and Urgency: Assembly Member Bogh, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

RULES TEMPORARILY SUSPENDED

Assembly Member Oropeza was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1849, as amended, without reference to file.

SENATE BILL NO. 1849 (Committee on Budget and Fiscal Review)—An act to amend Sections 17052.2, 17276, 17276.3, 18662, 18663, 24348, 24416, 24416.3, and 24449 of, and to add and repeal Sections 7093.8 and 19444 of, the Revenue and Taxation Code, and to amend Section 13043 of the Unemployment Insurance Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:20 p.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 bills were placed upon the inactive file:

Assembly Bill No. 2141, on request of Assembly Member Firebaugh;

Assembly Bill No. 557, on request of Assembly Member Aroner;

Senate Bill No. 11, on request of Assembly Member Steinberg;

Senate Bill No. 1583, on request of Assembly Member Firebaugh;

Senate Bill No. 1592, on request of Assembly Member Keeley;

Senate Bill No. 110, on request of Assembly Member Firebaugh.

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

SENATE BILL NO. 621 (Costa)—An act relating to water, and making an appropriation therefor.

Rules Temporarily Suspended

Upon request of Assembly Member Firebaugh, Assembly Member Reyes was granted unanimous consent that Assembly Rule 69(b)(e) be suspended to permit consideration of proposed amendments to Senate Bill No. 621.

Motion to Amend

Assembly Member Reyes moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Rules Temporarily Suspended

Upon request of Assembly Member Firebaugh, Assembly Member Reyes was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 621, as amended, without reference to file.

SENATE BILL NO. 621 (Costa)—An act relating to water, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—79

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

NOES—1

Pacheco, Rod

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 621: Assembly Member Bates, from “No” to “Aye”.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1453

Assembly Member Firebaugh was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8742), passed Assembly Bill No. 1453, and whereby the bill was ordered enrolled and that the bill be returned to the Senate for further action.

ACTION RESCINDED ON SENATE BILL NO. 1482

Upon request of Assembly Member Firebaugh, Assembly Member Aroner was granted unanimous consent to rescind the action whereby earlier this day, (Assembly Journal, page 8699), Senate Bill No. 1482 was stricken from the file.

SENATE BILL NO. 1482 RECONSIDERED BY UNANIMOUS CONSENT

Upon request of Assembly Member Firebaugh, in compliance with a motion given, Assembly Member Aroner was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1482 was refused passage.

Further Consideration of Senate Bill No. 1482

SENATE BILL NO. 1482 (Polanco)—An act to amend Section 2933 of the Penal Code, relating to worktime credit.

Request to Suspend Rules

Assembly Member Firebaugh was granted consent that Assembly Rule 69(b)(e) be suspended for purpose of consideration of proposed amendments to Senate Bill No. 1482.

Bill read third time.

Motion to Amend

Assembly Member Firebaugh moved the adoption of amendments.
Amendments read.

Rules Temporarily Suspended

Assembly Member Firebaugh was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1482, as amended, without reference to file.

SENATE BILL NO. 1482 (Polanco)—An act to amend Sections 7301, 7302, 7304, 7309, 7311, 7312, and 7314 of, and to amend and repeal Section 7303 of, the Business and Professions Code, relating to barbering and cosmetology.

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

Bill passed by the following vote:

AYES—46

| | | | |
|-------------|-----------|----------------|--------------|
| Alquist | Correa | Kelley | Salinas |
| Aroner | Diaz | Koretz | Shelley |
| Calderon | Dickerson | Liu | Steinberg |
| Canciamilla | Dutra | Longville | Strom-Martin |
| Cardenas | Firebaugh | Lowenthal | Vargas |
| Cardoza | Florez | Matthews | Washington |
| Cedillo | Frommer | Migden | Wayne |
| Chan | Goldberg | Nation | Wiggins |
| Chavez | Havice | Negrete McLeod | Wright |
| Chu | Hertzberg | Oropeza | Mr. Speaker |
| Cohn | Horton | Papan | |
| Corbett | Kehoe | Reyes | |

NOES—28

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leslie | Richman |
| Bates | Daucher | Maddox | Runner |
| Bogh | Harman | Maldonado | Strickland |
| Briggs | Hollingsworth | Mountjoy | Thomson |
| Campbell, Bill | La Suer | Pacheco, Robert | Wyland |
| Campbell, John | Leach | Pacheco, Rod | Wyman |
| Cogdill | Leonard | Pescetti | Zettel |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1482: Assembly Member Thomson, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2002

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

Assembly Bill No. 2578

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 31, 2002

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.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 31, 2002

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

Assembly Bill No. 2833

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 31, 2002

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

Assembly Bill No. 2838

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

RULES TEMPORARILY SUSPENDED

Assembly Member Firebaugh was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bills Nos. 2833, 2838, and 468, without reference to file.

ASSEMBLY BILL NO. 2833 (Pescetti)—An act to amend Section 20511 of, and to add Sections 20508.5 21413.5 to, the Government Code, relating to public employees' retirement.

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—79

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2838 (Canciamilla)—An act to amend Section 409 of, and to add Section 455.2 to, the Public Utilities Code, relating to public utilities, 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—66

| | | | |
|----------------|---------------|-----------------|--------------|
| Aanestad | Daucher | Leach | Runner |
| Alquist | Diaz | Leslie | Salinas |
| Ashburn | Dickerson | Liu | Shelley |
| Bates | Dutra | Lowenthal | Simitian |
| Bogh | Firebaugh | Maddox | Strickland |
| Briggs | Florez | Maldonado | Strom-Martin |
| Calderon | Frommer | Matthews | Thomson |
| Campbell, Bill | Harman | Migden | Vargas |
| Campbell, John | Havice | Mountjoy | Washington |
| Canciamilla | Hertzberg | Nakano | Wayne |
| Cardenas | Hollingsworth | Nation | Wiggins |
| Cardoza | Horton | Negrete McLeod | Wright |
| Cedillo | Jackson | Pacheco, Robert | Wyland |
| Chavez | Keeley | Papan | Wyman |
| Chu | Kelley | Pescetti | Mr. Speaker |
| Cohn | Koretz | Reyes | |
| Cox | La Suer | Richman | |

NOES—2

Leonard Pacheco, Rod

Above bill ordered enrolled.

ASSEMBLY BILL NO. 468 (Firebaugh)—An act to amend Section 14666.6 of, and to add Sections 14666.8 and 14666.9 to, the Government Code, relating to telecommunications.

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—49

| | | | |
|----------------|---------------|----------------|-------------|
| Aroner | Cohn | Koretz | Reyes |
| Ashburn | Diaz | Liu | Salinas |
| Briggs | Dutra | Longville | Shelley |
| Calderon | Firebaugh | Lowenthal | Steinberg |
| Campbell, Bill | Florez | Matthews | Vargas |
| Canciamilla | Frommer | Migden | Washington |
| Cardenas | Goldberg | Nakano | Wayne |
| Cardoza | Havice | Nation | Wiggins |
| Cedillo | Hertzberg | Negrete McLeod | Wright |
| Chan | Hollingsworth | Oropeza | Mr. Speaker |
| Chavez | Horton | Papan | |
| Chu | Keeley | Pavley | |
| Cogdill | Kehoe | Pescetti | |

NOES—22

| | | | |
|----------------|-----------|-----------------|------------|
| Aanestad | Dickerson | Leslie | Runner |
| Bates | Harman | Maldonado | Strickland |
| Bogh | Kelley | Mountjoy | Wyman |
| Campbell, John | La Suer | Pacheco, Robert | Zettel |
| Cox | Leach | Pacheco, Rod | |
| Daucher | Leonard | Richman | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 468: Assembly Members Hollingsworth and Pescetti, from “No” to “Aye”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONFERENCE REPORT ON SENATE BILL NO. 905**

At 10:33 p.m., on motion of Assembly Member Wiggins, 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 Daucher moved to continue the call of the Assembly.

Motion carried. Time, 10:33 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. 1243**

At 10:34 p.m., on motion of Assembly Member Wiggins, 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 Cogdill moved to continue the call of the Assembly.

Motion carried. Time, 10:34 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. 773**

At 10:34 p.m., on motion of Assembly Member Nation, 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 Canciamilla moved to continue the call of the Assembly.

Motion carried. Time, 10:35 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. 1243**

At 10:36 p.m., on motion of Assembly Member Cogdill, 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 Cogdill moved to continue the call of the Assembly.

Motion carried. Time, 10:36 p.m.

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

RULES TEMPORARILY SUSPENDED

Assembly Member Shelley was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 2578.

ASSEMBLY BILL NO. 2578 (Shelley)—An act to add Section 10426 to the Public Contract Code, and to add Section 352.7 to the Public Utilities Code, relating to 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—49

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

NOES—23

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leonard | Pescetti |
| Ashburn | Daucher | Maddox | Strickland |
| Bates | Harman | Maldonado | Wyland |
| Bogh | Hollingsworth | Mountjoy | Wyman |
| Campbell, Bill | La Suer | Pacheco, Robert | Zettel |
| Cogdill | Leach | Pacheco, Rod | |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2363**

At 10:47 p.m., on motion of Assembly Member Firebaugh, 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. 2363 by the following vote:

AYES—48

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

NOES—27

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cogdill | Leonard | Richman |
| Ashburn | Cox | Leslie | Runner |
| Bates | Daucher | Maldonado | Strickland |
| Bogh | Harman | Mountjoy | Wyland |
| Briggs | Hollingsworth | Pacheco, Robert | Wyman |
| Campbell, Bill | La Suer | Pacheco, Rod | Zettel |
| Campbell, John | Leach | Pescetti | |

Above bill ordered enrolled.

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

SENATE BILL NO. 238 (Kuehl)—An act to add Section 995.245 to the Code of Civil Procedure, relating to bonds and undertakings.

Request to Suspend Rules

Upon request of Assembly Member Firebaugh, Assembly Member Robert Pacheco was granted unanimous consent that Assembly Rule 69(b)(e) be suspended for purpose of consideration of proposed amendments to Senate Bill No. 238.

Bill read third time.

Motion to Amend

Assembly Member Robert Pacheco moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Rules Temporarily Suspended

Upon request of Assembly Member Firebaugh, Assembly Member Robert Pacheco was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 238, as amended, without reference to file.

SENATE BILL NO. 238 (Kuehl)—An act relating to parks.

Bill read third time, and presented by Assembly Member Robert Pacheco.

Bill passed by the following vote:

AYES—57

| | | | |
|----------------|-----------|-----------------|--------------|
| Alquist | Corbett | Leach | Salinas |
| Aroner | Diaz | Liu | Shelley |
| Ashburn | Dutra | Longville | Simitian |
| Calderon | Firebaugh | Lowenthal | Steinberg |
| Campbell, Bill | Florez | Maddox | Strom-Martin |
| Campbell, John | Frommer | Maldonado | Thomson |
| Canciamilla | Goldberg | Matthews | Vargas |
| Cardenas | Havice | Migden | Washington |
| Cardoza | Hertzberg | Nakano | Wayne |
| Cedillo | Horton | Nation | Wiggins |
| Chan | Jackson | Negrete McLeod | Wright |
| Chavez | Keeley | Oropeza | Mr. Speaker |
| Chu | Kehoe | Pacheco, Robert | |
| Cogdill | Kelley | Pavley | |
| Cohn | Koretz | Runner | |

NOES—16

| | | | |
|----------|---------------|--------------|------------|
| Aanestad | Cox | La Suer | Reyes |
| Bates | Daucher | Leonard | Strickland |
| Bogh | Harman | Mountjoy | Wyland |
| Correa | Hollingsworth | Pacheco, Rod | Zettel |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 238: Assembly Members Bates, Correa, Daucher, and Reyes, from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

RULES TEMPORARILY SUSPENDED

Assembly Member Koretz was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1767, as amended, without reference to file.

SENATE BILL NO. 1767 (Perata)—An act to add Section 14005.26 to the Welfare and Institutions Code, relating to human services.

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

Bill passed by the following vote:

AYES—43

| | | | |
|-------------|-----------|----------------|--------------|
| Alquist | Corbett | Kehoe | Shelley |
| Aroner | Correa | Koretz | Simitian |
| Calderon | Diaz | Liu | Strom-Martin |
| Canciamilla | Dutra | Longville | Thomson |
| Cardenas | Firebaugh | Lowenthal | Vargas |
| Cedillo | Florez | Migden | Washington |
| Chan | Havice | Nakano | Wayne |
| Chavez | Hertzberg | Nation | Wiggins |
| Chu | Horton | Negrete McLeod | Wright |
| Cogdill | Jackson | Reyes | Mr. Speaker |
| Cohn | Keeley | Salinas | |

NOES—26

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Daucher | Leslie | Runner |
| Ashburn | Harman | Maddox | Strickland |
| Bates | Hollingsworth | Maldonado | Wyland |
| Bogh | Kelley | Mountjoy | Wyman |
| Campbell, Bill | La Suer | Pacheco, Robert | Zettel |
| Campbell, John | Leach | Pacheco, Rod | |
| Cox | Leonard | Pescetti | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Amendments to Senate Bill No. 1767: Assembly Member Bogh, from "Aye" to "No".

Bill ordered transmitted to the Senate immediately.

ACTION RESCINDED ON SENATE BILL NO. 2053

Assembly Member Firebaugh was granted unanimous consent to rescind the action whereby the Assembly, on August 22, 2002 (Assembly Journal, page 7924), passed Senate Bill No. 2053, and whereby the bill was ordered transmitted to the Senate, and that the bill be returned to the Senate for further action.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2002

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

Assembly Bill No. 2596

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

RULES TEMPORARILY SUSPENDED

Assembly Member Firebaugh was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 2596.

ASSEMBLY BILL NO. 2596 (Wesson)—An act to amend Sections 1164, 1164.3, and 1164.11 of, and to add Sections 1164.12 and 1164.14 to, the Labor Code, relating to agricultural labor relations.

Bill presented by Assembly Member Firebaugh.

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—47

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

NOES—24

| | | | |
|----------------|---------------|-----------------|--------------|
| Aanestad | Cox | Leonard | Pacheco, Rod |
| Ashburn | Daucher | Leslie | Pescetti |
| Bates | Hollingsworth | Maddox | Runner |
| Bogh | Kelley | Maldonado | Strickland |
| Briggs | La Suer | Mountjoy | Wyland |
| Campbell, Bill | Leach | Pacheco, Robert | Zettel |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 773**

At 11:02 p.m., on motion of Assembly Member Canciamilla, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 773 passed by the following vote:

AYES—51

| | | | |
|----------------|-----------|-----------------|-------------|
| Alquist | Cohn | Keeley | Richman |
| Aroner | Correa | Kelley | Runner |
| Bates | Cox | Leach | Salinas |
| Bogh | Daucher | Maddox | Steinberg |
| Briggs | Diaz | Maldonado | Strickland |
| Calderon | Dutra | Matthews | Thomson |
| Campbell, Bill | Firebaugh | Migden | Vargas |
| Campbell, John | Florez | Mountjoy | Wiggins |
| Canciamilla | Frommer | Nakano | Wright |
| Cardenas | Harman | Negrete McLeod | Wyland |
| Cardoza | Havice | Pacheco, Robert | Wyman |
| Cedillo | Hertzberg | Papan | Mr. Speaker |
| Chavez | Horton | Pavley | |

NOES—9

| | | |
|---------------|---------|-----------|
| Aanestad | Jackson | Leonard |
| Goldberg | Koretz | Leslie |
| Hollingsworth | La Suer | Longville |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 773: Assembly Member Mountjoy, from “No” to “Aye”; Assembly Members Liu and Lowenthal, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3004**

At 11:37 p.m., on motion of Assembly Member Cogdill, 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. 3004 by the following vote:

AYES—49

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

NOES—26

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3010**

At 11:38 p.m., on motion of Assembly Member Cogdill, 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. 3010 by the following vote:

AYES—54

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

NOES—26

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1831**

At 11:39 p.m., on motion of Assembly Member Cogdill, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1831 passed by the following vote:

AYES—43

| | | | |
|-------------|-----------|-----------|--------------|
| Alquist | Correa | Koretz | Salinas |
| Briggs | Diaz | Longville | Shelley |
| Calderon | Dickerson | Lowenthal | Steinberg |
| Canciamilla | Dutra | Matthews | Strom-Martin |
| Cardenas | Florez | Migden | Vargas |
| Cardoza | Havice | Nakano | Washington |
| Cedillo | Hertzberg | Nation | Wayne |
| Chavez | Horton | Oropeza | Wiggins |
| Chu | Keeley | Papan | Wright |
| Cohn | Kehoe | Reyes | Mr. Speaker |
| Corbett | Kelley | Richman | |

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maldonado | Strickland |
| Ashburn | Daucher | Mountjoy | Wyland |
| Bates | Harman | Negrete McLeod | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Maddox | Runner | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1831: Assembly Member Liu, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONFERENCE REPORT ON SENATE BILL NO. 905**

At 11:42 p.m., on motion of Assembly Member Daucher, 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 Cogdill moved to continue the call of the Assembly.

Motion carried. Time, 11:42 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. 1243**

At 11:43 p.m., on motion of Assembly Member Cogdill, 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. 1243 by the following vote:

AYES—44

| | | | |
|-------------|-----------|----------------|--------------|
| Alquist | Diaz | Koretz | Salinas |
| Aroner | Dickerson | Liu | Shelley |
| Calderon | Dutra | Longville | Simitian |
| Canciamilla | Firebaugh | Lowenthal | Steinberg |
| Cardenas | Florez | Maddox | Strom-Martin |
| Cardoza | Frommer | Migden | Vargas |
| Cedillo | Goldberg | Nakano | Washington |
| Chan | Horton | Negrete McLeod | Wayne |
| Chu | Jackson | Oropeza | Wiggins |
| Cohn | Keeley | Papan | Wright |
| Corbett | Kehoe | Reyes | Mr. Speaker |

NOES—29

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Daucher | Leslie | Strickland |
| Ashburn | Harman | Maldonado | Thomson |
| Bates | Havice | Mountjoy | Wyland |
| Bogh | Hollingsworth | Pacheco, Robert | Wyman |
| Campbell, Bill | Kelley | Pacheco, Rod | Zettel |
| Campbell, John | La Suer | Pescetti | |
| Cogdill | Leach | Richman | |
| Cox | Leonard | Runner | |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONFERENCE REPORT ON SENATE BILL NO. 905**

At 11:43 p.m., on motion of Assembly Member Cogdill, 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. 905 adopted by the following vote:

AYES—45

| | | | |
|-------------|-----------|----------------|--------------|
| Alquist | Dickerson | Liu | Simitian |
| Aroner | Dutra | Longville | Steinberg |
| Calderon | Firebaugh | Lowenthal | Strom-Martin |
| Canciamilla | Florez | Maddox | Vargas |
| Cardenas | Frommer | Migden | Washington |
| Cardoza | Goldberg | Nakano | Wayne |
| Cedillo | Hertzberg | Nation | Wiggins |
| Chan | Horton | Negrete McLeod | Wright |
| Chu | Jackson | Oropeza | Mr. Speaker |
| Cohn | Keeley | Papan | |
| Corbett | Kehoe | Reyes | |
| Correa | Koretz | Shelley | |

NOES—27

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leonard | Runner |
| Ashburn | Daucher | Maldonado | Strickland |
| Bates | Harman | Pacheco, Robert | Thomson |
| Bogh | Hollingsworth | Pacheco, Rod | Wyland |
| Campbell, Bill | Kelley | Pavley | Wyman |
| Campbell, John | La Suer | Pescetti | Zettel |
| Cogdill | Leach | Richman | |

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3000 (Committee on Budget)—An act to amend Sections 7342 and 17591 of the Business and Professions Code, to amend Section 1540 of the Code of Civil Procedure, to amend Section 37220.6 of, and to add and repeal Section 37220.8 of, the Education Code, to amend Sections 910.4, 915.2, 935.7, 7299.4, 7299.6, 10205, 13103.5, 13915, 14612, 15323.5, 16429.1, 16475, 16475.5, 16724.6, 16727, 16731.6, 17551, 17558.5, 17561, 17562, and 17564 of, to amend, repeal, and add Section 12439 of, to add Sections 14612.5, 14669.21, 15320, 15364.725, 15605.5, and 16320 to, and to add and repeal Section 68087 of, the Government Code, to amend Sections 18909, 18913, 18937, 18938, 18942, and 18943 of the Health and Safety Code, to add Section 12907 to the Insurance Code, to amend Sections 62.5, 142, 142.3, and 1777.5 of, and to repeal Section 142.6 of, the Labor Code, to amend Sections 830.5, 1203.1d, 6045.8, and 13601 of, to add Section 2933.3 to, and to add and repeal Section 1465.7 of, the Penal Code, to amend Sections 309.5 and 3340 of the Public Utilities Code, to amend Sections 13563, 19521, and 40016 of, and to add Section 30018 to, the Revenue and Taxation Code, to amend Section 13260 of the Water Code, and to amend Section 3053 of, and to add Section 3055 to, the Welfare and Institutions Code, relating to state and local government, 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—54

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

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maddox | Strickland |
| Ashburn | Daucher | Maldonado | Wyland |
| Bates | Harman | Mountjoy | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

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

AYES—54

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

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maddox | Strickland |
| Ashburn | Daucher | Maldonado | Wyland |
| Bates | Harman | Mountjoy | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

Above bill ordered enrolled.

RULES TEMPORARILY SUSPENDED

Upon request of Assembly Member Firebaugh, Assembly Member Oropeza was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1845, as amended, without reference to file.

SENATE BILL NO. 1845 (Committee on Budget and Fiscal Review)—An act to amend Sections 12152, 13400, 13401, 13402, 13403, 13405, 13406, 63048.5, and 63052 of, and to add Article 5.5 (commencing with Section 63047.5) to Chapter 2 of Division 1 of Title 6.7 of, the Government Code, to amend Sections 33020, 33681, and 33681.5 of, and to add Sections 33681.7 and 33681.8 to, the Health and Safety Code, to add Chapter 2.7 (commencing with Section 22047) to Part 3 of Division 2 of the Public Contract Code, to amend Section 19521 of the Revenue and Taxation Code, to amend Section 143 of the Streets and Highways Code, to amend Sections 1810, 1810.7, and 1811 of the Vehicle Code, and to amend and supplement the Budget Act of 2002, relating to state and local government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—54

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

NOES—24

| | | | |
|----------------|---------------|-----------------|--------------|
| Aanestad | Cogdill | Leach | Pacheco, Rod |
| Ashburn | Cox | Leonard | Pescetti |
| Bates | Daucher | Maddox | Strickland |
| Bogh | Harman | Maldonado | Wyland |
| Campbell, Bill | Hollingsworth | Mountjoy | Wyman |
| Campbell, John | La Suer | Pacheco, Robert | Zettel |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

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

NOES—24

| | | | |
|----------------|---------------|-----------------|--------------|
| Aanestad | Cogdill | Leach | Pacheco, Rod |
| Ashburn | Cox | Leonard | Pescetti |
| Bates | Daucher | Maddox | Strickland |
| Bogh | Harman | Maldonado | Wyland |
| Campbell, Bill | Hollingsworth | Mountjoy | Wyman |
| Campbell, John | La Suer | Pacheco, Robert | Zettel |

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3006 (Committee on Budget)—An act to repeal Section 103 of Assembly Bill 442 of the 2001–02 Regular Session, relating to health, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Oropeza.

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—74

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

NOES—3

| | | |
|---------------|--------------|----------|
| Hollingsworth | Pacheco, Rod | Pescetti |
|---------------|--------------|----------|

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

AYES—74

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

NOES—3

| | | |
|---------------|--------------|----------|
| Hollingsworth | Pacheco, Rod | Pescetti |
|---------------|--------------|----------|

Above bill ordered enrolled.

ACTION RESCINDED ON SENATE BILL NO. 1756

Assembly Member Keeley was granted unanimous consent to rescind the action whereby the Assembly, on August 8, 2002 (Assembly Journal, page 7472), passed Senate Bill No. 1756, and whereby the bill was ordered transmitted to the Senate, and that the bill be returned to the Senate for further action.

**SIX HUNDRED THIRTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 1, 2002

At 12 midnight

Speaker pro Tempore Fred Keeley, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1834**

At 12:01 a.m., on motion of Assembly Member Cogdill, 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 Cogdill moved to continue the call of the Assembly.

Motion carried. Time, 12:01 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 TO SENATE BILL NO. 1834**

At 12:04 a.m., 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. 1834 adopted by the following vote:

AYES—54

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

NOES—26

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Leslie | Runner |
| Ashburn | Daucher | Maddox | Strickland |
| Bates | Harman | Maldonado | Wyland |
| Bogh | Hollingsworth | Mountjoy | Wyman |
| Campbell, Bill | La Suer | Pacheco, Robert | Zettl |
| Campbell, John | Leach | Pacheco, Rod | |
| Cogdill | Leonard | Pescetti | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

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

NOES—26

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1849**

At 12:05 a.m., in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 1849 adopted by the following vote:

AYES—54

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

NOES—26

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

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

NOES—26

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

Bill ordered transmitted to the Senate.

RULES TEMPORARILY SUSPENDED

Assembly Member Oropeza was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1841, as amended, without reference to file.

SENATE BILL NO. 1841 (Committee on Budget and Fiscal Review)—An act to amend Sections 10554, 41203.1, 42238, 42238.12, 42238.44, 44515, 44955.5, 47634.5, 48005.10, 48005.13, 48005.15, 48005.25, 48005.30, 48005.35, 48005.45, 48005.55, 53075, 54201, 56836.158, 68130.5, 69433.5, 69433.9, 69618.1, 69956, 70000, 76300, 99234, 99235, 99240, and 99242 of, to add Sections 42238.445, 42238.46, 54205, 66021.6, and 69506.7 to, and to add and repeal Section 52263.5 of, the Education Code, to add Section 17581.5 to the Government Code, and to amend Section 5701.3 of the Welfare and Institutions Code, relating to school finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—4

| | | | |
|----------|---------------|--------------|----------|
| Aanestad | Hollingsworth | Pacheco, Rod | Pescetti |
|----------|---------------|--------------|----------|

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—4

| | | | |
|----------|---------------|--------------|----------|
| Aanestad | Hollingsworth | Pacheco, Rod | Pescetti |
|----------|---------------|--------------|----------|

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 425**

At 12:09 a.m., on motion of Assembly Member Oropeza, 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. 425 adopted by the following vote:

AYES—54

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

NOES—26

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

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

AYES—54

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

NOES—26

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1100**

At 12:10 a.m., on motion of Assembly Member Cogdill, 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. 1100 adopted by the following vote:

AYES—61

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

NOES—14

| | | | |
|----------|---------------|-----------------|--------|
| Aanestad | Cox | Leslie | Runner |
| Ashburn | Harman | Pacheco, Robert | Wyman |
| Bogh | Hollingsworth | Pacheco, Rod | |
| Cogdill | La Suer | Pescetti | |

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

AYES—61

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

NOES—14

| | | | |
|----------|---------------|-----------------|--------|
| Aanestad | Cox | Leslie | Runner |
| Ashburn | Harman | Pacheco, Robert | Wyman |
| Bogh | Hollingsworth | Pacheco, Rod | |
| Cogdill | La Suer | Pescetti | |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 442**

At 12:10 a.m., on motion of Assembly Member Cogdill, 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. 442 adopted by the following vote:

AYES—55

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

NOES—25

| | | | |
|----------------|---------------|--------------|------------|
| Aanestad | Cox | Leslie | Strickland |
| Ashburn | Daucher | Maddox | Wyland |
| Bates | Harman | Maldonado | Wyman |
| Bogh | Hollingsworth | Mountjoy | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

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

AYES—55

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

NOES—25

| | | | |
|----------------|---------------|--------------|------------|
| Aanestad | Cox | Leslie | Strickland |
| Ashburn | Daucher | Maddox | Wyland |
| Bates | Harman | Maldonado | Wyman |
| Bogh | Hollingsworth | Mountjoy | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 444**

At 12:11 a.m., on motion of Assembly Member Cogdill, 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. 444, adopted by the following vote:

AYES—54

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

NOES—26

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

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

AYES—54

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

NOES—26

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2996**

At 12:11 a.m., on motion of Assembly Member Cogdill, 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. 2996 adopted by the following vote:

AYES—54

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

NOES—26

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

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

AYES—54

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

NOES—26

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2997**

At 12:11 a.m., on motion of Assembly Member Cogdill, 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. 2997 adopted by the following vote:

AYES—54

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

NOES—26

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

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

AYES—54

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

NOES—26

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

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 2997: Assembly Member Maldonado, from "Aye" to "No".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3009**

At 12:12 a.m., on motion of Assembly Member Cogdill, 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. 3009 by the following vote:

AYES—54

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

NOES—26

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

Above bill ordered enrolled.

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

SENATE BILL NO. 1333 (Alpert)—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 third time, and presented by Assembly Member Oropeza.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—60

| | | | |
|----------------|-----------|-----------------|--------------|
| Alquist | Corbett | Kelley | Pavley |
| Aroner | Diaz | Koretz | Reyes |
| Ashburn | Dickerson | Leonard | Richman |
| Bogh | Dutra | Liu | Salinas |
| Calderon | Firebaugh | Longville | Shelley |
| Campbell, Bill | Florez | Lowenthal | Simitian |
| Canciamilla | Frommer | Maddox | Steinberg |
| Cardenas | Goldberg | Maldonado | Strom-Martin |
| Cardoza | Harman | Matthews | Thomson |
| Cedillo | Havice | Migden | Vargas |
| Chan | Hertzberg | Nakano | Washington |
| Chavez | Horton | Nation | Wayne |
| Chu | Jackson | Negrete McLeod | Wiggins |
| Cogdill | Keeley | Oropeza | Wright |
| Cohn | Kehoe | Pacheco, Robert | Mr. Speaker |

NOES—9

| | | |
|---------------|----------|--------|
| Aanestad | Leach | Wyland |
| Hollingsworth | Mountjoy | Wyman |
| La Suer | Pescetti | Zettel |

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—60

| | | | |
|----------------|-----------|-----------------|--------------|
| Alquist | Corbett | Kelley | Pavley |
| Aroner | Diaz | Koretz | Reyes |
| Ashburn | Dickerson | Leonard | Richman |
| Bogh | Dutra | Liu | Salinas |
| Calderon | Firebaugh | Longville | Shelley |
| Campbell, Bill | Florez | Lowenthal | Simitian |
| Canciamilla | Frommer | Maddox | Steinberg |
| Cardenas | Goldberg | Maldonado | Strom-Martin |
| Cardoza | Harman | Matthews | Thomson |
| Cedillo | Havice | Migden | Vargas |
| Chan | Hertzberg | Nakano | Washington |
| Chavez | Horton | Nation | Wayne |
| Chu | Jackson | Negrete McLeod | Wiggins |
| Cogdill | Keeley | Oropeza | Wright |
| Cohn | Kehoe | Pacheco, Robert | Mr. Speaker |

NOES—9

| | | |
|---------------|----------|--------|
| Aanestad | Leach | Wyland |
| Hollingsworth | Mountjoy | Wyman |
| La Suer | Pescetti | Zettel |

Bill ordered transmitted to the Senate immediately.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Firebaugh, the following statements of legislative intent were printed in the Journal, by unanimous consent:

By Assembly Member Havice:

Legislative Intent—Assembly Bill No. 80

August 28, 2002

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

RE: AB 80—Magnolia Power Project

Dear Speaker Wesson: I request that the following language be incorporated into the Assembly Journal of August 29, 2002:

My legislation, AB 80, authorizes cities participating in the Magnolia Power Project to aggregate their electricity loads and provide direct access to their residents. Additionally, this bill contains general intent language that clarifies the intent of the Legislature in regards to a cost recovery mechanism for the Department of Water Resources uncollected costs for power purchases.

The use of the words “fair share” in this intent language should be read to show that the legislative intent is that a fair share of the Department of Water Resources’ power purchase costs and power purchase contract obligations could be zero if the evidence before the Commission supports the conclusion that zero is a fair share.

Sincerely,

SALLY HAVICE, Assembly Member
Fifty-sixth District

By Assembly Member Migden:

Legislative Intent—Assembly Bill No. 117

*The Honorable Herb Wesson, Speaker
California State Assembly
State Capitol Building
Sacramento, California*

RE: AB 117—Electrical restructuring: aggregation.

Dear Speaker Wesson: My legislation, AB 117, would allow cities and counties to aggregate their electric load and provide service directly to their residents. Additionally, this bill contains language expressing the intent of the Legislature regarding cost recovery mechanism to reimburse the Department of Water Resources for the cost of power purchases to avoid cost-shifting that may result from a change of electric supplier.

The measure expresses the intent of the Legislature that retail customers that purchased power from electrical corporations since February 1, 2001, when the State of California began purchasing electricity, should bear a fair share of the State’s electricity purchase

costs. The language further expresses the Legislature's intent to prevent cost-shifting between customers.

The use of the words "fair share" may be read to mean that a fair share of the Department of Water Resources' power purchase costs and power purchase contract obligations could be zero if the California Public Utilities Commission (CPUC) determines that a party bears no share of costs and that costs are not shifted between parties.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

By Assembly Member Oropeza:

Legislative Intent—Assembly Bill No. 425

August 31, 2002

*The Honorable Herb Wesson, Speaker
California Assembly
State Capitol Building
Sacramento, California*

RE: Legislative Intent—Medi-Cal Provider Rate
Reduction Limitation

Dear Speaker Wesson: This letter clarifies the intent of the Legislature with regard to the implementation of Medi-Cal provider rate reductions in 2002–03 by the Department of Health Services (DHS).

Assembly Bill 425, the 2002–2003 Budget Bill, appropriates \$55.4 million General Fund to reflect the restoration of the provider rate reductions proposed in the May Revision. Section 103 of Assembly Bill 442, the omnibus health trailer bill, requires the Director of Health Services to eliminate all provider rate increases that were provided effective August 1, 2000, for services rendered in the Medi-Cal program, except for the supplemental rate for the California Children's Services Program, home health services, shift nursing, non-emergency medical transportation, and family planning physician services. However, it is the intent of the Legislature with the \$55.4 million appropriation in AB 425 that the Director of Health Services only partially reduce provider rates to be commensurate with this level of funding and maintain the exceptions specified in Section 103 of AB 442 as being exempt from any rate reduction. It is further the intent of the Legislature that the Director of Health Services take this action pursuant to the rate setting authority provided under subdivision (a) of Section 14105 of the Welfare and Institutions Code.

Sincerely,

JENNY OROPEZA
Chair, Assembly Budget Committee

By Assembly Member Cedillo:

Legislative Intent—Senate Bill No. 804

August 31, 2002

*Hon. Herb Wesson, Jr.
Speaker
California State Assembly
State Capitol
Sacramento, California*

Subject: Senate Bill 804 (Polanco)—Driver’s Licenses

Mr. Speaker: This letter is to reiterate that during legislative discussion and events leading up to the enactment of Senate Bill 804, the Legislature intended that it is sufficient for an applicant for a driver’s license pursuant to Section 12801 of the Vehicle Code to affirm and provide proof of either residency or employment in California, or both, for at least 15 months in the preceding three years to satisfy the requirements of Vehicle Code Section 12801.2. It is further the intent of the authors and the Legislature that the requirement that an applicant provide at least one form of proof under Section 12801.2 means that only one of the specified forms of proof shall be sufficient.

Respectfully submitted,

GIL CEDILLO, Assembly Member
Forty-sixth District

By Assembly Member Aroner:

Legislative Intent—Assembly Bill No. 925

August 30, 2002

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

Re: Letter to the Assembly Daily Journal

Dear Mr. Speaker: I am writing to clarify the intent of my AB 925 as it relates to the provision of personal care services in the In-Home Supportive Services program. As most recently amended, the bill allows for the provision of personal care services at the recipient’s place of employment, if certain conditions are met.

In-Home Supportive Services is administered by county welfare departments, which are responsible for assessing the personal care needs of recipients and authorizing the appropriate number and type of service hours. Nothing in this bill is intended to create a different process at the county level. All that AB 925 does is permit recipients to have services delivered to them in their workplace, as well as in their home.

Sincerely,

DION ARONER, Assembly Member
Fourteenth District

By Assembly Member Firebaugh:

Legislative Intent—Assembly Bill No. 1045

August 30, 2002

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

Dear Mr. Wilson: Joined by Assembly Member Abel Maldonado, I introduced AB 1045 in response to the serious problem of medical and dental provider shortages in federal designated medically underserved communities throughout California. Due to a processing error, I want the record to properly reflect the support and assistance I have received throughout this effort from Assembly Member Maldonado. Therefore it is my intent to underscore that Assembly Member Abel Maldonado is a joint author of AB 1045.

The problem of medical and dental provider shortages is exacerbated by the lack of culturally and linguistically competent medical and dental providers to serve the growing number of persons living and working in California who do not speak English as their primary language. This problem was highlighted in a report by the California Endowment entitled *Suffering in Silence: A Report of the Health of California's Agricultural Workers*, that chronicled the serious structural and extensive barriers for farm workers in securing basic preventive primary health care services. One of the most glaring issues found is the lack of medical and dental providers, which is compounded by the significant shortage of providers who are culturally and linguistically competent.

AB 1045 establishes a three-year pilot program that would allow Mexican licensed and board-certified physicians and dentists to practice medicine and dentistry if they meet specific requirements and undergo additional training and oversight to insure compliance with current standards of practice and care.

In addition to provisions in AB 1045 that require nonprofit community health centers to meet specific quality of care standards and oversight of these standards, it is the intent of AB 1045 that physicians participating in this program be supervised according to the governing by-laws of employing nonprofit community health center's.

Finally, AB 1045 requires the Medical Board of California to insure that all Mexican physicians participating in this program have satisfactorily met the requirements set forth in subdivision (c) prior to the placement at a nonprofit community health center. It is the intent of AB 1045 that the Dental Board of California shall insure that all Mexican dentists participating in this program have adequately met the requirements set forth in subdivision (d)(1) prior to the placement at a nonprofit community health center.

Sincerely,

MARCO ANTONIO FIREBAUGH
Assembly Majority Floor Leader
Fiftieth District

By Assembly Member Aroner:

Legislative Intent—Assembly Bill No. 1156

August 30, 2002

Dear Mr. Speaker: Community treatment facilities (CTFs) were designed as community care facilities licensed by the State Department of Social Services (DSS), and certified by the State Department of Mental Health, (DMH), to provide mental health treatment services in a group residential setting for seriously emotionally disturbed children, with the additional capacity of secure containment.

In passing AB 1156, it is the Legislature's intent to allow CTFs to operate without the requirement or necessity of twenty-four (24) hour licensed nursing coverage. It is also the intent of the Legislature that existing DSS and DMH regulations governing CTFs shall be applied, interpreted, and modified as necessary to ensure that they do not result in a de facto need for all CTFs to retain 24-hour on-site licensed nursing staff.

It is additionally the Legislature's intent to ensure that children placed in CTF programs will be permitted to receive from staff, and to self-administer, appropriate medications on a 24-hour basis, even though licensed nursing staff may not be on site at the CTF on a 24-hour basis (consistent with Department of Social Services Community Care Licensing regulations governing group home facilities). For instance, youth who develop a headache during the evening hours should be able to self-administer aspirin, with staff supervision, without the requirement that a nurse be on site at the facility. As an additional example, youth who use asthma inhalers or take other medications related to health conditions on a regular basis should also be able to self-administer these medications, as they currently can in group home facilities.

It is further the intent of the Legislature to assure that CTF program staff receive appropriate training that permits them to assist children in the self-administration of medications, in monitoring and documenting their responses to psychotropic medications, and in recognizing possible side effects.

Sincerely,

DION LOUISE ARONER, Assembly Member
Fourteenth District

By Assembly Member Chan:

Legislative Intent—Assembly Bill No. 1634

August 30, 2002

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

Dear Mr. Speaker: I respectfully request permission that this letter be published in the Assembly Journal so that there will be no ambiguity regarding the intended source of funds appropriated in AB 1634.

The Governor's 2002/2003 Budget, as well as the Senate version of the budget, appropriates \$4 million in federal specialty crop block

grants funds to the State Department of Education for various purposes. It is the intent of AB 1634 that the \$200,000 appropriation contained in the bill, beginning on page 8, be a component of this \$4 million appropriation.

The delay in the enactment of the 2002/2003 State Budget makes this clarification necessary.

Sincerely,

WILMA CHAN, Assembly Member
Sixteenth District

By Assembly Member Koretz:

Legislative Intent—Assembly Bill No. 1677

August 30, 2002

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: I request that this letter be printed in the Assembly journal to reflect the legislative intent that was expressed in the Assembly Labor Committee during the hearing on AB 1677 (Koretz).

Questions have arisen concerning the interpretation of Labor Code Section 512.5 as it would be enacted under AB 1677. This section is intended to extend the meal period and rest break regulations of the Industrial Welfare Commission (IWC) to commercial drivers employed by public employers. However, public agencies and labor organizations may agree through the collective bargaining process to create alternative scheduling systems for these breaks and meal periods if they provide “equivalent protection” to employees. It is concerning the definition of “equivalent protection” that questions have arisen.

Under Labor Codes Section 512.5 (c), “equivalent protection” is defined as meal periods and rest breaks having “the same duration as those provided under the wage orders of the Industrial Welfare Commission and these meal periods and rest breaks are considered hours worked.” Thus, for example, if the wage orders of the IWC require a total of 50 minutes of rest breaks and meal periods in an 8-hour work day, AB 1677 would permit a labor organization and employer to agree to divide that time period in any combination, provided the time is counted as “hours worked”. This represents greater flexibility in scheduling than is permitted under the current regulations of the IWC but is not intended to change the definition of when breaks or meal periods are to be considered “hours worked”, and thus paid time, under the wage orders. Rather, the language regarding counting such time as “hours worked” is merely intended to insure that public sector commercial drivers are treated identically to private sector drivers regarding when breaks and meal periods are to be counted as

compensable time under the IWC wage orders. Nothing in AB 1677 requires that breaks and meal periods that are not considered hours worked under the wage orders of the IWC would be counted as such because of this legislation.

Sincerely,

ASSEMBLYMAN PAUL KORETZ, CHAIR
Assembly Committee on Labor and Employment

By Assembly Member Canciamilla:

Legislative Intent—Assembly Bill No. 1818

August 30, 2002

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

Dear Dotson: This is to clarify that the date of July 1, 2003, contained in the amendment to Education Code Section 60451(d) in AB 1818 (Committee on Education), as amended August 22, 2002, is in reference to the deadline for State Board of Education actions that are necessary in order to ensure that standards maps are available for use by the publishers.

Sincerely,

JOE CANCIAMILLA, Assembly Member
Eleventh District

By Assembly Member Firebaugh:

Legislative Intent—Senate Bills Nos. 483 and 1828

August 30, 2002

The Honorable Herb Wesson, Speaker
California State Assembly
State Capitol
Sacramento, California

Dear Speaker Wesson: With regard to both SB 1828 (Burton) and SB 483 (Sher) of the 2001–2002 Regular Session, we wish to clarify our intent with regard to two sections.

It is our belief and our intent that Section 2773.3 as added to the Public Resources Code in SB 1828 and SB 483 does not affect the proposed CR Briggs Corp. mine in the Panamint Valley area of Inyo County because the proposed project area is not located on, or within one mile of, a Native American sacred site as defined in the bills.

It is further our intent that the purpose of Section 2773.5, as added to the Public Resources Code in SB 483, is that Section 2773.3 does not apply to any reclamation plan or financial assurances that are necessary for the continued operation or expansion of a surface mining operation in existence on January 1, 2003. This includes, without limitation, any

new or amended reclamation plan that may be required in conjunction with any modification of a mine plan or surface mining operation in existence on January 1, 2003.

We would appreciate having this letter published in the Assembly Journal.

Sincerely,

JOHN L. BURTON
President pro Tempore

BYRON SHER, Senator
11th District

By Assembly Member Lowenthal:

Legislative Intent—Assembly Bill No. 2166

August 28, 2002

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

RE: AB 2166 (Lowenthal) Hazardous Waste: used oil recycling: transportation: household hazardous waste: liability. Intent of annual notification.

Dear Mr. Speaker: I have authored AB 2166 to encourage the safe recycling of used oil. This bill requires hazardous waste transporters of used oil to provide specified written notice to client generators of used oil regarding the shipment of the used oil to facilities that do not meet California environmental standards. It has been my intention, and explicitly required in the text of the bill, that the notice shall be provided annually.

When the bill was in the Senate, the association for used oil transporters asked me to include an option for the transporter to provide the notice on the back of the transporter's service order. When this option was added to the bill, the word "annually" was deleted from Section 25250.9 (a) in order to allow for the option of the more frequent use of service orders. Very recently a concern has been raised as to whether the deletion of the word "annually" means that the notice is to be provided each time there is a transaction. Unfortunately, I did not learn of this concern until after the deadline to amend Assembly bills in the Senate. Therefore, I am submitting this letter to the Assembly Journal to clarify that the notice is to be obtained annually unless the transporter chooses to provide the notice on the back of the service order.

If necessary to address this ambiguity, urgency legislation can be introduced next year that is declarative of existing law expressly providing that the signed notice is to be obtained annually, unless the transporter chooses to provide the notice on the back of the service order. Thank you for printing this letter in the Assembly Journal on the same date as the Assembly Floor vote on AB 2166.

Sincerely,

ALAN LOWENTHAL, Assembly Member
Fifty-fourth District

By Assembly Member Strom-Martin:

Legislative Intent—Assembly Bill No. 2217

August 31, 2002

The Honorable John Burton
President pro Tempore of the Senate
The Honorable Herb Wesson
Speaker of the Assembly

Gentlemen: An issue has arisen relative to Assembly Bill 2217 (Strom-Martin) and the make-up of the Quality Education Commission, established with this bill. This letter is to clarify the intent of both the Senate and Assembly Education Committee Chairs relative to the composition of this commission.

Specifically, this bill establishes the Quality Education Commission composed of 13 members. It is our intent to include the Chair and Vice Chairs of the respective Education Committees on this Commission.

Sincerely,

JOHN VASCONCELLOS
Senator, 13th District
Chair,
Senate Committee on Education

VIRGINIA STROM-MARTIN
Assembly Member, 1st District
Chair,
Assembly Committee on Education

By Assembly Member Wright:

Legislative Intent—Assembly Bill No. 2240

August 30, 2002

The Honorable Herb J. Wesson, Jr.
Speaker, State Assembly
Sacramento, California

Re: Letter to the Assembly Journal on AB 2240 (Wright)

Dear Speaker Wesson: This letter is to clarify my intent as author of AB 2240 as to the application of the bill.

It is my intent that the bill apply to allow a previously established father, who meets the requirements of the bill and would be barred from setting aside the paternity judgment under existing law, to utilize the newly created procedures to move to set aside the judgment of paternity, even if he has been previously barred from bringing such an action due to existing time requirements. Second, it is also my intent that the bill not act to preclude other remedies that current law provides to set aside or vacate a judgment of paternity.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth District

By Assembly Member Aroner:

Legislative Intent—Assembly Bill No. 2787

August 28, 2002

*Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber
State Capitol
Sacramento, California*

Dear Mr. Wilson: I introduced AB 2787 in recognition that many people in our society are persons with disabilities or persons who, at some point in their lives, will have temporary or permanent mobility impairments. The bill directs the Department of Housing and Community Development, with the assistance and cooperation of many named state departments and stakeholder groups, to develop guidelines and at least one model ordinance on universal design. The objectives of the bill are simple and straightforward: (1) to encourage local governments to adopt such an ordinance as their own and to promote the use of universal design principles in construction, (2) to facilitate the ability of persons with mobility impairments to move around their own homes without having to undertake expensive modifications, (3) to assist persons with disabilities in visiting others in their homes, and (4) to permit persons to remain in their own homes as they age and as they may face mobility impairments as an alternative to having to reside in an institutional setting which is less desirable and more expensive to them and to the State.

Incorporation of universal design principles can be very cost-effective and is almost always less expensive than having to modify a home at a later date. Many times, a universal design element will result in no, or a minimal, net increase in cost. For example, levered door handles used in place of round door knobs should not cause a net increase in cost to the construction of the home. Similarly, there should be a minimal net increase from employing a door wide enough to accommodate a wheel chair instead of using a narrower door.

Designation of the Department of Housing and Community Development as the lead agency in the development of universal design guidelines and model ordinances was done for three main reasons: (1) it is the department experienced in the development and operation of building codes and standards, (2) its focus is on residential construction and development, and (3) it is the department especially committed to producing and maintaining the affordability of housing in California. Other departments and stakeholders are included in this effort in recognition of their special areas of expertise in related areas. We encourage full participation by those departments and stakeholders in the development of a consistent and coherent set of state universal design guidelines and model ordinances both for new construction and for home modification.

In development of universal design guidelines and model ordinances, I intended by amendments accepted during the consideration of this bill, to have as little new net cost impact on housing costs as is possible. Toward that end, I emphasize my desire that the Department of Housing and Community Development weigh carefully the costs and benefits of including specific universal design principles in the guidelines and

model ordinances. After all, the populations most likely to benefit immediately from universal design are seniors and persons with disabilities who, quite frequently, have limited and fixed incomes. It would be ironic, indeed, if universal design were incorporated in construction only to have the populations that would most benefit from universally designed homes be unable to afford to buy them.

Sincerely,

DION ARONER, Assembly Member
Fourteenth District

By Assembly Member Matthews:

Legislative Intent—Assembly Bill No. 3057

August 29, 2002

The Honorable Herb J. Wesson, Jr.
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I have been asked to reiterate my intent with respect to several provisions in AB 3057 dealing with agriculture and open space in urban areas.

1. Cities retain their current broad discretion under Section 65564 to address their obligation to prepare an action program they believe to be locally appropriate. While I would encourage cities to review the program options identified for counties under Section 65565, I recognize that many urban cities have little or no agricultural and open space land, and few opportunities to find more, and that circumstances in incorporated urban areas are often unique and require maximum flexibility. Counties are intended to have the flexibility described in Section 65565 (b), (c) and (d).
2. I included the optional provisions for urban and transitional areas in Section 65565(d)(1) to recognize that maintaining agricultural and open space uses and opportunities in urban and transitional areas may require different strategies than those appropriate for other areas. For example, agriculture in urban areas is often dependent upon the willingness of public and private landowners to make land available to agricultural tenants, and the provision of incentives and avoidance of disincentives may be the most effective policy.
3. In providing in Section 65565 (c)(1) for separate inventories and policies with respect to farmland and open space, I recognize that these categories may often overlap on many parcels of land and may change over time. AB 3057 is not intended to interfere with the current discretion of landowners and local governments to determine the relative importance, in the local context, of various types of agricultural and open space uses, nor is it intended to interfere with the ability of the landowner to select an open space use to the exclusion of an agricultural use, or vice versa, when conjunctive use is impractical. For example,

grazing land which also supports habitat might be converted to irrigated crop land, or alternatively, dedicated exclusively to habitat, with landowner consent, to implement a local NCCP plan.

4. Cities and counties are intended to retain their current discretion to balance and harmonize policies in their agricultural and open space elements with policies in their other general plan element. For example, interim agricultural and open space policies may be appropriate in areas that may ultimately be required to meet housing needs, while other areas may be appropriate for long-term agricultural and open space commitments and strategies, including protection against development impacts.

Respectfully submitted,

BARBARA S. MATTHEWS

Chair, Assembly Committee on Agriculture

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Firebaugh requested unanimous consent that a statement of legislative intent by Assembly Member Cedillo, relative to Assembly Bill No. 2361 be printed in the Journal.

Assembly Member Cogdill withheld unanimous consent.

Motion to Temporarily Suspend Assembly Rule 42(c)

Assembly Member Firebaugh moved that Assembly Rule 42(c) be temporarily suspended for the purpose of permitting a statement of legislative intent by Assembly Member Cedillo, relative to Assembly Bill No. 2361 to be printed in the Journal.

Assembly Member Chan seconded the motion.

Rules temporarily suspended by the following vote:

AYES—44

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

NOES—22

| | | | |
|----------------|---------------|-----------|------------|
| Aanestad | Cogdill | Kelley | Strickland |
| Ashburn | Cox | La Suer | Wyland |
| Bates | Daucher | Maddox | Wyman |
| Bogh | Dickerson | Maldonado | Zettel |
| Briggs | Harman | Mountjoy | |
| Campbell, Bill | Hollingsworth | Pescetti | |

Statement of Legislative Intent Printed in Journal

The following statement of legislative intent was printed in the Journal:

August 31, 2002

*The Honorable Herb Wesson, Jr.
Speaker
California Assembly
State Capitol, Room 219
Sacramento, California*

SUBJECT: Intent of AB 2361 (Cedillo)—
Nonprofit Educational Academy Billboard Exemption

Mr. Speaker,

The purpose of this letter is to state legislative intent that my bill, AB 2361 will provide the necessary authorization for Caltrans to allow for the construction of one advertising display on the roof of a nonprofit educational academy in my Assembly district.

For point of clarification, AB 2361 was also passed out of the legislature with the commitment that the bill’s sponsors, the National Latino Arts Education & Media Institute, would still undergo the local approval process.

Respectfully submitted,

GILBERT CEDILLO, Assembly Member
Forty-sixth District

MESSAGES FROM THE SENATE

Senate Chamber, September 1, 2002

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

- Assembly Bill No. 593
- Assembly Bill No. 2065
- Assembly Bill No. 2781

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, September 1, 2002

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

- Assembly Bill No. 1768

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, September 1, 2002

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

- Assembly Bill No. 523

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Oropeza was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 593, without reference to file.

ASSEMBLY BILL NO. 593 (Oropeza)—An act to amend and supplement the Budget Act of 2002, relating to state government, 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—70

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

NOES—4

| | | | |
|----------|---------|---------|----------|
| Aanestad | La Suer | Leonard | Mountjoy |
|----------|---------|---------|----------|

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

AYES—70

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

NOES—4

| | | | |
|----------|---------|---------|----------|
| Aanestad | La Suer | Leonard | Mountjoy |
|----------|---------|---------|----------|

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Oropeza was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 2781, without reference to file.

ASSEMBLY BILL NO. 2781 (Oropeza)—An act to amend Sections 10554, 41203.1, 42238, 42238.12, 42238.44, 44515, 44955.5, 47634.5, 48005.10, 48005.13, 48005.15, 48005.25, 48005.30, 48005.35, 48005.45, 48005.55, 53075, 54201, 56836.158, 68130.5, 69433.5, 69433.9, 69618.1, 69956, 70000, 76300, 99234, 99235, 99240, and 99242 of, to add Sections 42238.445, 42238.46, 54205, 66021.6, and 69506.7 to, and to add and repeal Section 52263.5 of, the Education Code, to add Section 17581.5 to the Government Code, and to amend Section 5701.3 of the Welfare and Institutions 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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—3

| | | |
|---------------|---------|----------|
| Hollingsworth | Leonard | Pescetti |
|---------------|---------|----------|

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

AYES—75

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

NOES—3

| | | |
|---------------|---------|----------|
| Hollingsworth | Leonard | Pescetti |
|---------------|---------|----------|

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Oropeza was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 2065, without reference to file.

ASSEMBLY BILL NO. 2065 (Oropeza)—An act to amend Sections 17052.2, 17276, 17276.3, 18662, 18663, 18668, 19136.8, 19183, 23457, 24348, 24416, 24416.3, and 2449 of, and to add and repeal Sections 7093.8 and 19444 of, the Revenue and Taxation Code, and to amend Section 13043 of the Unemployment Insurance Code, relating to taxation, 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 Oropeza moved a call of the Assembly.

Motion carried. Time, 12:47 a.m.

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

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Oropeza was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1768, without reference to file.

ASSEMBLY BILL NO. 1768 (Oropeza)—An act to amend Sections 12152, 13400, 13401, 13402, 13403, 13405, 13406, 63048.5, and 63052 of, and to add Article 6.3 (commencing with Section 8592.9) to Chapter 7 of Division 1 of Title 2 of, and to add Article 5.5 (commencing with Section 63047.5) to Chapter 2 of Division 1 of Title 6.7 of, the Government Code, to amend Sections 33020, 33681, and 33681.5 of, and to add Sections 33681.7 and 33681.8 to, the Health and Safety Code, to add Chapter 2.7 (commencing with Section 22047) to Part 3 of Division 2 of the Public Contract Code, to amend Section 19521 of the Revenue and Taxation Code, to amend Section 143 of the Streets and Highways Code, and to amend and supplement the Budget Act of 2002, relating to state and local government, 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 Oropeza moved a call of the Assembly.

Motion carried. Time, 12:50 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. 2065**

At 12:51 a.m., on motion of Assembly Member Oropeza, 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. 2065 adopted by the following vote:

AYES—54

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

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maddox | Strickland |
| Ashburn | Daucher | Maldonado | Wyland |
| Bates | Harman | Mountjoy | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

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

AYES—54

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

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maddox | Strickland |
| Ashburn | Daucher | Maldonado | Wyland |
| Bates | Harman | Mountjoy | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bill | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1768**

At 12:51 a.m., on motion of Assembly Member Oropeza, 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. 1768 adopted by the following vote:

AYES—54

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

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maddox | Strickland |
| Ashburn | Daucher | Maldonado | Wyland |
| Bates | Harman | Mountjoy | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bob | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

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

AYES—54

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

NOES—25

| | | | |
|----------------|---------------|-----------------|------------|
| Aanestad | Cox | Maddox | Strickland |
| Ashburn | Daucher | Maldonado | Wyland |
| Bates | Harman | Mountjoy | Wyman |
| Bogh | Hollingsworth | Pacheco, Robert | Zettel |
| Campbell, Bob | La Suer | Pacheco, Rod | |
| Campbell, John | Leach | Pescetti | |
| Cogdill | Leonard | Runner | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Vargas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 523, without reference to file.

ASSEMBLY BILL NO. 523 (Vargas)—An act to amend Section 14105.337 of the Welfare and Institutions Code, relating to health care, 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—57

| | | | |
|-------------|-----------|----------------|--------------|
| Alquist | Dickerson | Liu | Richman |
| Aroner | Dutra | Longville | Salinas |
| Briggs | Firebaugh | Lowenthal | Simitian |
| Calderon | Florez | Maddox | Steinberg |
| Canciamilla | Frommer | Maldonado | Strom-Martin |
| Cardenas | Goldberg | Matthews | Thomson |
| Cardoza | Havice | Migden | Vargas |
| Cedillo | Hertzberg | Mountjoy | Washington |
| Chan | Horton | Nakano | Wayne |
| Chavez | Jackson | Nation | Wiggins |
| Chu | Keeley | Negrete McLeod | Wright |
| Cohn | Kehoe | Oropeza | Mr. Speaker |
| Corbett | Kelley | Papan | |
| Correa | Koretz | Pavley | |
| Diaz | Leslie | Reyes | |

NOES—11

| | | | |
|----------------|---------------|-----------------|------------|
| Bogh | Cox | Leonard | Strickland |
| Campbell, Bill | Harman | Pacheco, Robert | Wyman |
| Cogdill | Hollingsworth | Pescetti | |

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

AYES—57

| | | | |
|-------------|-----------|----------------|--------------|
| Alquist | Dickerson | Liu | Richman |
| Aroner | Dutra | Longville | Salinas |
| Briggs | Firebaugh | Lowenthal | Simitian |
| Calderon | Florez | Maddox | Steinberg |
| Canciamilla | Frommer | Maldonado | Strom-Martin |
| Cardenas | Goldberg | Matthews | Thomson |
| Cardoza | Havice | Migden | Vargas |
| Cedillo | Hertzberg | Mountjoy | Washington |
| Chan | Horton | Nakano | Wayne |
| Chavez | Jackson | Nation | Wiggins |
| Chu | Keeley | Negrete McLeod | Wright |
| Cohn | Kehoe | Oropeza | Mr. Speaker |
| Corbett | Kelley | Papan | |
| Correa | Koretz | Pavley | |
| Diaz | Leslie | Reyes | |

NOES—11

| | | | |
|----------------|---------------|-----------------|------------|
| Bogh | Cox | Leonard | Strickland |
| Campbell, Bill | Harman | Pacheco, Robert | Wyman |
| Cogdill | Hollingsworth | Pescetti | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 523: Assembly Members Bates, Daucher, and Zettel, from “No” to “Not Voting”.

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 2838

August 30, 2002

*The Honorable Herb Wesson, Speaker
California State Assembly
State Capitol
Sacramento, California*

RE: AB 2838—Canciamilla: Public Utilities Commission: fees: water rates.

Dear Speaker Wesson: AB 2838 allows for the implementation of interim water rates when the California Public Utilities Commission (Commission) fails to establish new rates in time for those rates to be effective on the first day of the first test year in the general rate increase application. These interim rates would be based on the water company’s existing rates increased for the amount of inflation since the last approved rate adjustment.

Additionally, this bill states that “if the presiding officer in the case determines that the Commission’s decision cannot become effective on the first day of the first test year due to actions by the water corporation,

the presiding officer or commission may require a different effective date for the interim rates or final rates.” It is the intent of this bill that if the case requires a formal hearing, the assigned commissioner is the “presiding officer.”

Finally, the provision in the legislation which allows for a delay in the implementation of the interim or final rate “due to actions by the water corporation” is meant to assure the water corporation responds timely to all reasonable requests made during the course of the rate case process, but should not be interpreted as a punitive measure when the water corporation has entered settlement negotiations or otherwise acted in good faith to meet the reasonable data or other request issued during the course of the rate case proceeding.

Sincerely,

JOSEPH CANCIAMILLA, Assembly Member
Eleventh District

ADJOURN IN MEMORY

Assembly Member Alquist was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dianne Marie Edwards, of Elk Grove.

Assembly Member Corbett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bella Gonsalves, of San Leandro; Dick and Wendy Lombardi, of Alamo; and Finbarr O’Driscoll, of Drinagh, Dunmanway, Co. Cork, Ireland.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pete Rose, of Arcadia.

Assembly Member Pescetti was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Florence Pawlicki, of Bay City, Minnesota.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Khambata, of San Diego.

ADJOURN IN HONOR

Assembly Member Correa was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of David Ramon Rodriguez, born on August 31, 2002.

VOTE ADDS

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

Assembly Bill No. 1234, Concurrence: Aanestad, Aroner, Ashburn, Bogh, Briggs, Bill Campbell, Cardoza, Cedillo, Corbett, Diaz, Frommer, Hertzberg, Hollingsworth, Horton, Jackson, Kelley, Maddox, Migden, Nakano, Reyes, Shelley, Simitian, Steinberg, Strom-Martin, Thomson, Wyland, and Zettel—Aye; Havice—No.

Senate Bill No. 1393: Cardenas, Cedillo, Horton, Migden, and Simitian—Aye; Aanestad, Bogh, Briggs, Havice, Hollingsworth, Maddox, Maldonado, and Zettel—No.

Assembly Bill No. 858, Concurrence: Cedillo, Horton, Migden, and Simitian—Aye; Aanestad, Bogh, Briggs, Maddox, Mountjoy, and Wyland—No.

Assembly Bill No. 424, Concurrence: Aanestad, Ashburn, Bogh, Briggs, Bill Campbell, Cedillo, Horton, Maddox, Migden, Mountjoy, and Simitian—Aye.

Assembly Bill No. 843, Concurrence: Aanestad, Briggs, Bill Campbell, Cedillo, Chu, Kehoe, Maddox, Migden, and Simitian—Aye; Bogh, Leslie, Mountjoy, Wyland, and Zettel—No.

Assembly Bill No. 1401, Concurrence: Aanestad, Bogh, Briggs, Cedillo, Florez, Frommer, Maddox, Migden, Mountjoy, Shelley, Simitian, and Wyland—Aye.

Assembly Bill No. 1677: Correa—Aye; Briggs and Dickerson—No.

Assembly Bill No. 2294, Concurrence: Bates, Bogh, Cedillo, Chavez, Correa, Daucher, Dickerson, Frommer, Koretz, Nakano, and Simitian—Aye.

Assembly Bill No. 1506, Concurrence: Havice, Jackson, Koretz, Nakano, Simitian, and Thomson—Aye; Bates and Dickerson—No.

Assembly Bill No. 2240, Concurrence: Bates, Bogh, Briggs, Cedillo, Firebaugh, Washington, Wesson, Wyland, and Zettel—Aye.

Assembly Bill No. 2507, Concurrence: Bogh, Briggs, Cedillo, Chu, Simitian, and Wyland—Aye.

Assembly Bill No. 2534, Concurrence: Bogh, Briggs, Bill Campbell, Leslie, Simitian, Wyland, and Zettel—Aye.

Assembly Bill No. 2727, Concurrence: Cedillo, Daucher, Horton, and Simitian—Aye; Briggs, Leslie, Maddox, and Wyland—No.

Assembly Bill No. 2994, Concurrence: Briggs, Cardenas, Cedillo, Maddox, Simitian, and Wyland—Aye.

Assembly Joint Resolution No. 45, Concurrence: Bogh, Briggs, Cardenas, Cedillo, Daucher, Liu, Maddox, and Simitian—Aye.

Senate Bill No. 773: Aanestad, Cardenas, Florez, and Nakano—Aye.

Senate Bill No. 773, Dutra Amendments: Ashburn, Bates, Bogh, and Bill Campbell—Aye; Alquist—No.

Assembly Constitutional Amendment No. 11, Resolution to Suspend Rules: Ashburn, Bill Campbell, Shelley, and Zettel—Aye.

Assembly Bill No. 669, Concurrence: Bates and Cedillo—Aye; Mountjoy—No.

Assembly Bill No. 634, Concurrence: Correa, Florez, Horton, Koretz, Pavley, Simitian, and Steinberg—Aye; Bates, Briggs, Leslie, Maldonado, Richman, Wyland, and Zettel—No.

Assembly Bill No. 822, Concurrence: Aroner, Bates, Briggs, Correa, Daucher, Firebaugh, Goldberg, Leslie, Longville, Richman, Simitian, and Wyland—Aye.

Assembly Bill No. 2214, Concurrence: Cardenas and Steinberg—Aye; Briggs—No.

Assembly Bill No. 481, Concurrence: Maldonado—No.

Senate Bill No. 773, Rod Pacheco Motion: Havice, Kelley and Longville—No.

Assembly Bill No. 2752, Concurrence: Cedillo, Correa, Florez, Frommer, and Horton—Aye; Aanestad, Briggs, La Suer, Leslie, Mountjoy, and Wyland—No.

Assembly Bill No. 2251, Urgency and Concurrence: Ashburn, Briggs, Bill Campbell, Cedillo, Florez, Havice, Horton, Leslie, Pavley, Simitian, and Steinberg—Aye.

Senate Bill No. 773, Firebaugh Motion to Suspend Assembly Rule 78: Cedillo—Aye; Maddox and Robert Pacheco—No.

Senate Bill No. 773, Firebaugh Motion to Suspend Rules for Consideration Without Reference to File: Kelley—Aye; Mountjoy—No.

Senate Bill No. 773, Dutra Motion to Suspend Rules: Cedillo—Aye; Maddox—No.

Assembly Bill No. 52, Concurrence: Bates, Briggs, Dickerson, Maddox, Matthews, Nakano, Robert Pacheco, Reyes, Richman, Salinas, Simitian, Strom-Martin, Thomson, and Wyland—Aye; Leslie, Mountjoy, and Wyman—No.

Assembly Bill No. 55, Concurrence: Correa, Havice, Reyes, Shelley, and Wright—Aye; Briggs, Dickerson, Leslie, Maddox, Mountjoy, and Richman—No.

Assembly Bill No. 374, Concurrence: Briggs, Leslie, Reyes, and Richman—Aye.

Assembly Bill No. 486, Concurrence: Correa, Leslie, Longville, Matthews, Reyes, and Wiggins—Aye; Dickerson, Kelley, Maddox, Mountjoy, and Richman—No.

Assembly Bill No. 1243, Concurrence: Leslie and Maddox—Aye; Dickerson, Mountjoy, and Richman—No.

Assembly Bill No. 1403, Concurrence: Kehoe, Leslie, Maddox, Mountjoy, Richman, and Steinberg—Aye.

Assembly Bill No. 2630, Concurrence: Leslie, Longville, Richman, and Simitian—Aye.

Assembly Bill No. 2078, Concurrence: Cox, Kehoe, Leslie, Maddox, Mountjoy, Richman, and Shelley—Aye.

Assembly Bill No. 2588, Concurrence: Correa, Shelley, and Strom-Martin—Aye; Dickerson, Leslie, Mountjoy, and Richman—No.

Assembly Bill No. 2886, Concurrence: Leslie and Richman—Aye.

Assembly Bill No. 2890, Concurrence: Leslie and Richman—Aye.

Assembly Bill No. 1243, Lowenthal Motion to Suspend Assembly Rule 100: Bogh and Maddox—No.

Assembly Bill No. 1243, Lowenthal Motion to Reconsider: Chavez, Firebaugh, Frommer, and Shelley—Aye; Bogh and Maddox—No.

Assembly Bill No. 2390, Concurrence: Bogh, Briggs, Correa, Frommer, Koretz, Leslie, Liu, Lowenthal, Maddox, Simitian, Wiggins, Wright, Wyland, Wyman, and Zettel—Aye; Mountjoy—No.

Senate Concurrent Resolution No. 106: Briggs, Lowenthal, Maddox, Pavley, Steinberg, Wayne, Wiggins, Wyland, and Zettel—Aye.

Assembly Bill No. 1453, Concurrence: Migden—Aye; Matthews and Mountjoy—No.

Assembly Bill No. 2944, Concurrence: Briggs, Leslie, and Richman—Aye; Mountjoy—No.

Assembly Bill No. 2785, Concurrence: Alquist, Briggs, Chavez, Correa, Daucher, Diaz, Hertzberg, Jackson, Leslie, Nation, Robert Pacheco, Richman, Shelley, Simitian, and Thomson—Aye; Mountjoy and Wyland—No.

House Resolution No. 94, Consent Calendar: Thomson—Aye.

Assembly Bill No. 34, Urgency and Special Consent Calendar: Thomson—Aye.

Assembly Bill No. 2469, Concurrence: Chavez, Correa, Cox, Diaz, Jackson, Leslie, Maddox, Simitian, and Strickland—Aye.

Assembly Bill No. 2683, Concurrence: Correa, Leach, Liu, Maddox, and Simitian—Aye; Leslie—No.

Assembly Bill No. 2770, Concurrence: Correa, Maddox, Negrete McLeod, Simitian, Wiggins, and Wright—Aye.

Assembly Bill No. 2887, Concurrence: Cox, Maddox, and Strickland—Aye.

Senate Bill No. 1289: Cox, Maddox, Strickland, and Thomson—Aye.

Senate Bill No. 1312: Havice, Horton, Maldonado, and Shelley—Aye; Cox, Leach, Leslie, Maddox, Robert Pacheco, and Strickland—No.

Senate Bill No. 1457 and Urgency: Maddox, Shelley, and Wyland—Aye.

Assembly Constitutional Amendment No. 11: Goldberg and Nation—No.

House Resolution No. 96: Shelley and Simitian—aye.

Assembly Bill No. 2998, Urgency and Concurrence: Daucher, Dutra, and Firebaugh—Aye.

Senate Bill No. 1835 and Urgency: Firebaugh and Zettel—Aye.

Senate Bill No. 1482: Frommer and Shelley—Aye.

Assembly Bill No. 2833, Concurrence: Cedillo and Havice—Aye.

Assembly Bill No. 2838, Concurrence: Cardenas, Cardoza, Cedillo, Chu, Firebaugh, Koretz, Matthews, Shelley, Thomson, and Wayne—Aye.

Assembly Bill No. 468, Concurrence: Havice, Koretz, and Wayne—Aye.

Assembly Bill No. 2578; Concurrence: Correa—Aye; Bogh—No.

Assembly Bill No. 2363, Concurrence: Simitian—Aye.

Senate Bill No. 238: Canciamilla, Leach, Shelley, Thomson, Wiggins, and Wright—Aye.

Senate Bill No. 1767: Havice—Aye.

Assembly Bill No. 2596, Concurrence: Cedillo and Salinas—Aye; Runner—No.

Senate Bill No. 773: Alquist—Aye.

Assembly Bill No. 3004, Concurrence: Koretz—Aye.

Senate Bill No. 1831: Havice—Aye; Maldonado—No.

Assembly Bill No. 1243, Concurrence: Havice and Mountjoy—No.

Assembly Bill No. 3000, Urgency and Concurrence: Bogh—No.
Senate Bill No. 1845: Bogh—No.

Assembly Bill No. 3006, Urgency and Concurrence: Briggs, Canciamilla, Wyman, and Zettel—Aye.

Senate Bill No. 1841 and Urgency: Wyland—Aye.

Assembly Bill No. 442, Urgency and Concurrence: Thomson—Aye; Bates—No.

Assembly Bill No. 2996, Urgency and Concurrence: Wyland—No.

Senate Bill No. 1333 and Urgency: Canciamilla, Maddox, and Shelley—Aye; Mountjoy—No.

Assembly Bill No. 2361, Firebaugh Motion to Print in Journal: Canciamilla and Havice—Aye.

Assembly Bill No. 593, Concurrence: Havice—Aye.

Assembly Bill No. 2781, Concurrence: Bogh and Corbett—Aye; Hollingsworth—No.

Assembly Bill No. 523, Concurrence: Horton, Maddox, and Mountjoy—Aye.

MOTION TO ADJOURN

At 1:08 a.m., Assembly Member Firebaugh moved that the Assembly do now adjourn, pursuant to the provisions of Joint Rule 51.

Assembly Member Cox seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Cox, Wesson, and Keeley arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:32 a.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 2002

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

Assembly Bill No. 797

Assembly Bill No. 2969

And reports the same correctly enrolled, and presented to the Governor on the 31st day of August, 2002, at 3 p.m.

E. DOTSON WILSON, Chief Clerk
 Assembly Chamber, August 31, 2002

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

Assembly Bill No. 1860

And reports the same correctly enrolled, and presented to the Governor on the 31st day of August, 2002, at 4:15 p.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, May 30, 2002

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

Senate Bill No. 1261

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1261—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency, to take effect immediately.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2002

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:

Assembly Bill No. 312
Assembly Bill No. 716

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

Above bills ordered enrolled.

Senate Chamber, August 31, 2002

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. 905

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

Senate Chamber, August 31, 2002

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

Senate Bill No. 773.

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

Senate Chamber, August 31, 2002

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

Assembly Concurrent Resolution No. 79

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

Above resolution ordered enrolled.

Senate Chamber, September 1, 2002

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

Senate Bill No. 238
Senate Bill No. 240
Senate Bill No. 336
Senate Bill No. 371
Senate Bill No. 426
Senate Bill No. 441
Senate Bill No. 483
Senate Bill No. 510
Senate Bill No. 533
Senate Bill No. 572
Senate Bill No. 621
Senate Bill No. 631
Senate Bill No. 646
Senate Bill No. 689
Senate Bill No. 737
Senate Bill No. 789
Senate Bill No. 800
Senate Bill No. 804
Senate Bill No. 807
Senate Bill No. 842

Senate Bill No. 984
Senate Bill No. 993
Senate Bill No. 1038
Senate Bill No. 1078
Senate Bill No. 1092
Senate Bill No. 1093
Senate Bill No. 1278
Senate Bill No. 1289
Senate Bill No. 1310
Senate Bill No. 1312
Senate Bill No. 1384
Senate Bill No. 1393
Senate Bill No. 1407
Senate Bill No. 1457
Senate Bill No. 1467
Senate Bill No. 1473
Senate Bill No. 1479
Senate Bill No. 1482
Senate Bill No. 1523
Senate Bill No. 1536

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

Senate Chamber, September 1, 2002

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

Senate Bill No. 1551
Senate Bill No. 1580
Senate Bill No. 1613
Senate Bill No. 1637
Senate Bill No. 1672
Senate Bill No. 1732
Senate Bill No. 1759
Senate Bill No. 1767
Senate Bill No. 1835
Senate Bill No. 1857
Senate Bill No. 1858

Senate Bill No. 1868
Senate Bill No. 1884
Senate Bill No. 1925
Senate Bill No. 1938
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2028
Senate Bill No. 2055
Senate Bill No. 2065
Senate Bill No. 2073
Senate Bill No. 2079

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

Senate Chamber, September 1, 2002

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

Assembly Constitutional Amendment No. 11

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

Above resolution ordered enrolled.

INTRODUCTION OF GUESTS

Speaker Wesson introduced Lana Rasberry, of Fairfield.

Assembly Member Harman, of the 67th Assembly District, introduced his wife, Dianne Harman.

Assembly Member La Suer, of the 77th Assembly District, introduced his wife, Lynne La Suer.

ADJOURNMENT

At 1:32 a.m., pursuant to the motion by Assembly Member Firebaugh, and the provisions of Joint Rule 51, the Assembly adjourned for the Final Recess of the 2001–02 Regular Session, out of respect to the memory of Dianne Marie Edwards, on motion of Assembly Member Alquist; out of respect to the memory of Bella Gonsalves, Dick and Wendy Lombardi, and Finbarr O’Driscoll, on motion of Assembly Member Corbett; out of respect to the memory of Pete Rose, on motion of Assembly Member Frommer; out of respect to the memory of Florence Pawlicki, on motion of Assembly Member Pescetti; out of respect to the memory of Mary Khambata, on motion of Assembly Member Wayne; and in honor of the birth of David Ramon Rodriguez, on motion of Assembly Member Correa.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 31, 2002**

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

ACA RN

11 0219365

SB RN

110 0219167
238 0219045
621 0219277
773 0219299
1289 0219093
1312 0219281
1457 0219058
1482 0219207
1496 0219372
1767 0219078
1835 0219098
1841 0219237
1845 0219231
1849 0219102

| | |
|--------------------------|-------------|
| Daily Total: | 15 |
| Cumulative Total: | 6446 |

O