

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 4, 2003

**ONE HUNDRED TWENTY-THIRD SESSION DAY
TWO HUNDRED SEVENTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 4, 2003

The Assembly met at 9:30 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Dymally moved a quorum call of the Assembly. Motion carried. Time, 9:31 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 9:39 a.m., Speaker pro Tempore Kehoe declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

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

PRAYER

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

Lord Almighty, Send us Your good grace and sanctify our souls and bodies and spirits. Direct our thoughts to those of piety, so that with a clear conscience we may live in peace. Bless us this day, Lord, and all those who work with us, for You are a compassionate and benevolent God and we praise You forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Firebaugh.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 4, 2003

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

Assembly Bill No. 254

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

Assembly Concurrent

Resolution No.

Committee

138 ----- Rls.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

September 4, 2003

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 980

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

LOWENTHAL, Chair

ASSEMBLY BILL NO. 980—An act to add Section 65585.3 to, and to repeal and add Section 65585.2 of, the Government Code, relating to housing.

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

RECEIPT FOR REPORT OF STANDING COMMITTEE

The following Report of Standing Committee was received on Wednesday, September 3, 2003, in compliance with Joint Rule 61.

Committee on Appropriations

Date of Hearing: August 29, 2003

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 20

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

STEINBERG, Chair

Above bill ordered to second reading.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: September 4, 2003

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 138

With the recommendation: Be adopted.

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

NATION, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: September 4, 2003

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 6

Senate Concurrent Resolution No. 48

With the recommendation: Be adopted.

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

NATION, Chair

Above resolutions ordered to the Consent Calendar.

MESSAGES FROM THE SENATE

September 4, 2003

Hon. E. Dotson Wilson

Chief Clerk of the Assembly

Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 78 and Senate Bill 620 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills held at the Desk.

REQUEST FOR PHOTOGRAPHER

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

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Garcia was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at her desk in the Assembly Chamber, whereupon she introduced her daughter, Melissa Garcia.

BILL RETURNED TO SENATE

Assembly Member Cogdill was granted unanimous consent that Assembly Bill No. 1208 be returned to the Senate for further action.

SPECIAL COMMITTEE MEETINGS

Assembly Member Chan was granted unanimous consent that the Committees on Veterans Affairs, Insurance, and Education be permitted to meet today, off the Floor, during Floor Session.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

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

Assembly Bills Nos. 1742, 942, and 1313, on request of Assembly Member Chan, on behalf of Assembly Member Plescia.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Kehoe re-referred the following Assembly bills to committees as noted:

Assembly Bills Nos. 1479 and 1238, to the Committee on Transportation;

Assembly Bill No. 1405, to the Committee on Appropriations;

Assembly Bill No. 650, to the Committee on Local Government;

Assembly Bill No. 1679, to the Committee on Elections, Redistricting and Constitutional Amendments.

RECESS

By unanimous consent, at 9:49 a.m., Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Leslie introduced Barbara Truax, President of the California Writers Club and Ann Marie Gold, representing the California Library Association, whereupon he presented a resolution to Ms. Truax recognizing the third week in October as California Writers Week.

RECONVENED

At 9:51 a.m., the Assembly reconvened.

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 112 (Bogh)—Relative to the California Department of Forestry and Fire Protection firefighters.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 112**

Assembly Member Bogh was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 112.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Bogh was granted unanimous consent to take up Assembly Concurrent Resolution No. 112, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 112, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 112—Relative to the California Department of Forestry and Fire Protection firefighters.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 9:56 a.m., Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Bogh introduced the following guests representing the California Department of Forestry: Andrea Tuttle, Director CDF; Ray Snodgrass, Chief Deputy Director CDF; Bob Wolf, Fire Captain, President CDF Firefighters Local 2881; Jeff Hawkins, Fire Captain, Butte Chapter Director CDF Firefighters; and Mike Mattia, Fire Captain, District 7 Vice President.

RECONVENED

At 9:58 a.m., the Assembly reconvened.

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

POINT OF INFORMATION

Assembly Member Haynes arose to the following point of information:

Commencing Friday, September 5th, he will withhold unanimous consent on all requests to pass and retain bills on the Daily File.

CONSIDERATION OF DAILY FILE**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 19, 25, 81, 219, 364, 407, 578, 3, 602, 640, and 1008, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 24—An act to add Section 124034 to the Health and Safety Code, and to add Sections 14148.03, 14148.04, and 14148.05 to the Welfare and Institutions Code, relating to health care.

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

SENATE BILL NO. 56—An act to add Sections 12749.93 and 12749.94 to the Water Code, relating to water development projects.

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

SENATE BILL NO. 87—An act to amend Section 379 of the Streets and Highways Code, relating to highways.

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

SENATE BILL NO. 262—An act to amend Section 4458 of, and to add Sections 4459.5, 4459.6, 4459.7, and 4459.8 to, the Government Code, and to amend Sections 19954 and 19958.5 of, and to add Section 19958.6 to, the Health and Safety Code, relating to building standards, and making an appropriation therefor.

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

SENATE BILL NO. 352—An act to amend Sections 17074.30 and 17213 of the Education Code, and to amend Section 21151.8 of the Public Resources Code, relating to public schools.

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

SENATE BILL NO. 412—An act to amend Sections 3511, 4700, 5050, and 5515 of the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

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

SENATE BILL NO. 420—An act to add Article 2.5 (commencing with Section 11362.7) to Chapter 6 of Division 10 of the Health and Safety Code, relating to controlled substances.

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

SENATE BILL NO. 495—An act to amend Section 52051 of, and to add Section 52052.1 to, the Education Code, relating to school accountability.

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

SENATE BILL NO. 556—An act to amend, add, and repeal Section 52124 of the Education Code, relating to class size, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 588—An act to amend Section 33128 of, and to add and repeal Section 17463.5 of, the Education Code, relating to school finance.

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

SENATE BILL NO. 680—An act relating to student financial aid.

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

SENATE BILL NO. 700—An act to amend Section 42310 of, and to add Sections 39011.5, 39023.3, 40724, 40724.5, 40724.6, 40731, 40732, 42301.16, 42301.17, and 44559.9 to, the Health and Safety Code, relating to air quality.

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

SENATE BILL NO. 704—An act to repeal Part 3 (commencing with Section 1101) of Division 1 of the Food and Agricultural Code, and to add Section 41606 to the Health and Safety Code, relating to air quality.

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

SENATE BILL NO. 971—An act to add Sections 89500.3, 89500.5, and 89500.7 to the Education Code, relating to the California State University.

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

SENATE BILL NO. 33—An act to amend Sections 17590, 17591, 17592, 17593, and 17594 of, and to repeal Section 17595 of, the Business and Professions Code, relating to telephone solicitations, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 686—An act to amend Section 674.6 of, to add Section 674.8 to, and to add Chapter 5 (commencing with Section 11890) to Part 3 of Division 2 of, the Insurance Code, relating to long-term care facilities.

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

SENATE BILL NO. 853—An act to amend Section 1367 of, and to add Section 1367.04 to, the Health and Safety Code, and to add Section 10133.4 to the Insurance Code, relating to health care coverage.

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

SENATE BILL NO. 964—An act to add Section 60852.5 to the Education Code, relating to the high school exit examination, and making an appropriation therefor.

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

SENATE BILL NO. 288—An act to amend Section 41652 of, and to add Chapter 4.5 (commencing with Section 42500) to Part 4 of Division 26 of, the Health and Safety Code, relating to air quality.

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

CAUCUS ANNOUNCEMENTS

At 10:02 a.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:02 a.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 10:30 a.m., the Assembly reconvened.
Hon. Christine Kehoe, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

SENATE BILL NO. 185 (Sher)—An act to amend Sections 398.4 and 398.5 of the Public Utilities Code, relating to electricity.

Bill read third time.

Motion to Amend

Assembly Member Pavley moved the adoption of amendments.

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

SENATE BILL NO. 656 (Sher)—An act to add and repeal Section 39614 of the Health and Safety Code, relating to air quality.

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

Bill passed by the following vote:

AYES—48

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

NOES—31

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 226 (Cedillo)—An act to amend Sections 527.6 and 527.8 of, and to add Section 527.9 to, the Code of Civil Procedure, to amend Section 6389 of the Family Code, to amend Sections 136.2, 273.6, and 12021 of the Penal Code, and to amend Section 15657.03 of the Welfare and Institutions Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Jackson moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Cogdill, Cox, and Strickland, demanded a roll call.

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

AYES—52

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

NOES—27

| | | | |
|------------|-----------------|-----------|------------|
| Aghazarian | Dutton | Leslie | Plescia |
| Bates | Harman | Maddox | Richman |
| Benoit | Haynes | Maze | Runner |
| Bogh | Horton, Shirley | McCarthy | Samuelian |
| Campbell | Houston | Mountjoy | Strickland |
| Cogdill | Keene | Nakanishi | Wyland |
| Cox | La Suer | Pacheco | |

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

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

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Mountjoy

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 88: Assembly Members Haynes, Strickland, and Wyland, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

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

Bill read third time.

Motion to Amend

Assembly Member Laird moved the adoption of amendments.

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

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

Bill read third time.

Motion to Amend

Assembly Member Cohn moved the adoption of amendments.

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

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

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

At 11:15 a.m., Hon. Sarah Reyes, 31st District, presiding

At 11:37 a.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

Request For Use of Visual Aids

Assembly Member Mountjoy was granted unanimous consent to use visual aids on the Floor to assist in debate.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:53 a.m.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 178, on request of Assembly Member Mullin.

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

Pursuant to Assembly Rule 78, Assembly Member Bermudez announced his intention to request that Senate Bill No. 814 be removed from the inactive file.

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

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

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

Bill passed by the following vote:

AYES—46

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

NOES—33

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

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

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

Bill passed by the following vote:

AYES—57

| | | | |
|------------|----------------|---------------|-------------|
| Aghazarian | Frommer | Maldonado | Salinas |
| Berg | Garcia | Matthews | Samuelian |
| Bermudez | Goldberg | McCarthy | Simitian |
| Bogh | Hancock | Montanez | Spitzer |
| Calderon | Horton, Jerome | Mullin | Steinberg |
| Chan | Jackson | Nakano | Strickland |
| Chavez | Kehoe | Nation | Vargas |
| Chu | Koretz | Nunez | Wiggins |
| Cogdill | Laird | Oropeza | Wolk |
| Cohn | Leno | Parra | Wyland |
| Corbett | Levine | Pavley | Yee |
| Correa | Lieber | Plescia | Mr. Speaker |
| Daucher | Liu | Reyes | |
| Diaz | Longville | Richman | |
| Dymally | Lowenthal | Ridley-Thomas | |

NOES—18

| | | | |
|--------|-----------------|----------|-----------|
| Bates | Haynes | La Suer | Nakanishi |
| Benoit | Horton, Shirley | Leslie | Pacheco |
| Cox | Houston | Maddox | Runner |
| Dutton | Keene | Maze | |
| Harman | La Malfa | Mountjoy | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 708: Assembly Members Aghazarian, Cogdill, Strickland, and Wyland, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 705 (Florez)—An act to add Section 41855.5 to the Health and Safety Code, relating to air quality.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:36 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. 489**

At 12:38 p.m., on motion of Assembly Member Steinberg, 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 Cox moved to continue the call of the Assembly.

Motion carried. Time, 12:39 p.m.

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

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

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

Bill read third time.

Motion to Amend

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

Roll Call Demanded

Assembly Members Cogdill, Benoit, and McCarthy, demanded a roll call.

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

AYES—47

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

NOES—31

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

Bill ordered reprinted.

**Re-reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 868 to the Committee on Labor and Employment.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 916 (Perata)—An act to amend Section 14531 of the Government Code, to amend Sections 182.5, 188.3, 188.4, 30101, 30101.8, 30113, 30600, 30601, 30604, 30606, 30750, 30751, 30760, 30761, 30791, 30884, 30885, 30887, 30889.3, 30891, 30894, 30910, 30912, 30913, 30915, 30916, 30918, 30919, 30920, 30950, 30950.1, 30950.2, 3050.3, 30950.4, 30953, 30958, 30960, 30961, 31000, and 31010 of, to amend and renumber Section 188.10 of, to add Sections 30881, 30910.5, 30914.5, and 30922 to, and to repeal Sections 30603, 30605, 30608.2, 30752, 30753, 30754, 30755, 30756, 30757, 30762, 30762.5 30763, 30764, 30764.5, 30765, 30766, 30767, 30791.7, 30792, 30792.2, 30793, 30794, 30795, 30886, 30888, 30889, 30896, and 30956 of, to repeal Article 5 (commencing with Section 30200) and Article 7 (commencing with Section 30350) of Chapter 1 of Division 17 of, to repeal and add Sections 30102.5, 30890, 30911, 30914, 30917, 30921, and 30951 of, the Streets and Highways Code, and to amend Section 5205.5 of the Vehicle Code, relating to transportation, and making an appropriation therefor.

Bill read third time.

Motion to Amend

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

Roll Call Demanded

Assembly Members Cogdill, Benoit, and Bogh, demanded a roll call.

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

AYES—46

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

NOES—31

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

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

SENATE BILL NO. 210 (Burton)—An act to amend Sections 6750, 6752, and 6753 of the Family Code, and to add Section 1308.9 to the Labor Code, relating to minors.

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

Bill passed by the following vote:

AYES—76

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

NOES—2

| | |
|--------|----------|
| Haynes | Mountjoy |
|--------|----------|

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 210: Assembly Members Cox, Harman, and Strickland, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 155 (Scott)—An act to amend Section 1091 of the Government Code, relating to public officers.

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

Bill passed by the following vote:

AYES—60

| | | | |
|-------------|-----------------|----------------|---------------|
| Aghazarian | Dutra | Levine | Oropeza |
| Bates | Dymally | Lieber | Pacheco |
| Benoit | Frommer | Liu | Parra |
| Berg | Garcia | Longville | Pavley |
| Bermudez | Hancock | Lowenthal | Reyes |
| Bogh | Harman | Maddox | Richman |
| Calderon | Horton, Jerome | Maldonado | Ridley-Thomas |
| Canciamilla | Horton, Shirley | Matthews | Salinas |
| Chavez | Houston | Montanez | Simitian |
| Chu | Keene | Mullin | Steinberg |
| Cohn | Kehoe | Nakanishi | Vargas |
| Corbett | Koretz | Nakano | Wiggins |
| Correa | Laird | Nation | Wolk |
| Daucher | Leno | Negrete McLeod | Yee |
| Diaz | Leslie | Nunez | Mr. Speaker |

NOES—15

| | | | |
|----------|----------|-----------|------------|
| Campbell | La Malfa | Mountjoy | Spitzer |
| Cox | La Suer | Plescia | Strickland |
| Dutton | Maze | Runner | Wyland |
| Haynes | McCarthy | Samuelian | |

Bill ordered transmitted to the Senate.

SENATE BILL NO. 478 (Dunn)—An act to add Section 230.2 to the Labor Code, relating to employment.

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

Bill passed by the following vote:

AYES—54

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

NOES—25

| | | | |
|------------|----------|-----------|------------|
| Aghazarian | Dutton | Leslie | Runner |
| Bates | Harman | Maze | Samuelian |
| Benoit | Haynes | McCarthy | Strickland |
| Campbell | Houston | Mountjoy | Wyland |
| Cogdill | Keene | Nakanishi | |
| Cox | La Malfa | Pacheco | |
| Daucher | La Suer | Plescia | |

Bill ordered transmitted to the Senate.

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

Bill read third time.

Motion to Amend

Assembly Member Wyland moved the adoption of amendments.

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

SENATE BILL NO. 1075 (Committee on Health and Human Services)—An act to add Section 138.6 to the Health and Safety Code, and to amend Section 4862 of the Welfare and Institutions Code, relating to health and social services.

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

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 937 (Ducheny)—An act to amend Sections 1212, 1217, 1228, and 1231 of, and to add Sections 1218.1, 1218.2, 1226.1, 1226.2, 1226.3, and 1229.1 to, the Health and Safety Code, relating to clinics.

Bill read third time.

Motion to Amend

Assembly Member Frommer moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Mountjoy, Harman, and Bogh, demanded a roll call.

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

AYES—60

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

NOES—17

| | | | |
|------------|----------|-----------|------------|
| Aghazarian | Keene | McCarthy | Strickland |
| Bates | La Malfa | Mountjoy | Wyland |
| Campbell | La Suer | Plescia | |
| Dutton | Leslie | Runner | |
| Haynes | Maddox | Samuelian | |

Vote Changes

By unanimous consent, the following vote changes were permitted on amendments offered by Assembly Member Frommer to Senate Bill No. 937: Assembly Members Aghazarian, Bates, Campbell, Keene, Leslie, and Strickland, from “Aye” to “No”.

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

SENATE BILL NO. 1078 (Committee on Business and Professions)—An act to amend Sections 29.5, 6737.1, 6737.3, 6756, 7029.1, 7124.6, 7138, 7141, 8030.2, 8762, 8766, 8773.2, and 8773.4 of, and to add Sections 7013.5, 7027.4, 7116.5, and 8710.1 to, the Business and Professions Code, and to amend Section 19825 of the Health and Safety Code, relating to professions and vocations.

Bill read third time.

Motion to Amend

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

Point of Order

Assembly Member Goldberg arose to the following point of order:
Assembly Member Mountjoy is not debating the merits of the proposed amendments to Senate Bill No. 1078.

Ruling by Speaker pro Tempore Kehoe

The Speaker pro Tempore ruled the point of order well-taken.
The question being on the adoption of the Montanez amendments.

Montanez amendments adopted by the following vote:

AYES—45

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

NOES—32

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

Bill ordered reprinted.

**Re-reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1078 to the Committees on Natural Resources and Appropriations.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 489**

At 1:28 p.m., on motion of Assembly Member Cox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 489 passed by the following vote:

AYES—44

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

NOES—34

| | | | |
|------------|----------|-----------|------------|
| Aghazarian | Dutton | Maddox | Reyes |
| Bates | Garcia | Maldonado | Richman |
| Benoit | Harman | Maze | Runner |
| Bogh | Haynes | McCarthy | Samuelian |
| Campbell | Houston | Mountjoy | Spitzer |
| Cogdill | Keene | Nakanishi | Strickland |
| Correa | La Malfa | Pacheco | Wyland |
| Cox | La Suer | Parra | |
| Daucher | Leslie | Plescia | |

**Motion to Reconsider Senate Bill No. 489
on Next Legislative Day**

Assembly Member Strickland moved to reconsider on the next legislative day the vote whereby Senate Bill No. 489 was this day passed.

Senate Bill No. 489 ordered to the unfinished business file.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Speaker pro Tempore Kehoe announced that the Conference Committee on Health (Senate Bill No. 2) would meet today at 1:45 p.m., in Room 4203.

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

SENATE BILL NO. 156 (Burton)—An act to amend Section 7501 of the Family Code, relating to child custody.

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Parra announced that the Committee on Veterans Affairs would meet at this time, in the Rules Committee Room.

Objection Raised

Assembly Member Leslie objected to the meeting of the Veterans Affairs Committee at this time, while the House is in session.

Objection Ruled Out of Order

Speaker pro Tempore Kehoe ruled the objection out of order as permission was granted by the Body earlier this day.

Members Excused for Committee Meeting

At 1:30 p.m., by unanimous consent, the members of the Committee on Veterans Affairs were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

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

SENATE BILL NO. 162 (Alarcon)—An act to amend Sections 8869.80 and 8869.84 of the Government Code, relating to state government.

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

Bill passed by the following vote:

AYES—47

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

NOES—31

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

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 311, on request of Speaker pro Tempore Kehoe.

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

SENATE BILL NO. 507 (Escutia)—An act to amend and repeal Section 52244 of the Education Code, relating to public schools.

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

Bill passed by the following vote:

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 720 (Bowen)—An act to amend Section 884 of the Public Utilities Code, relating to telecommunications.

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

Bill passed by the following vote:

AYES—54

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

NOES—25

| | | | |
|------------|-----------------|-----------|------------|
| Aghazarian | Haynes | Maze | Samuelian |
| Bates | Horton, Shirley | McCarthy | Spitzer |
| Bogh | Houston | Mountjoy | Strickland |
| Cox | Keene | Nakanishi | Wyland |
| Daucher | La Malfa | Pacheco | |
| Dutton | La Suer | Plescia | |
| Harman | Leslie | Runner | |

Bill ordered transmitted to the Senate.

SENATE BILL NO. 98 (Alpert)—An act relating to the payment of judgments and settlement claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 98. See page 3426.)

SENATE BILL NO. 247 (Murray)—An act to amend Section 1808.25 of the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—66

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

NOES—10

| | | | |
|---------|--------|----------|----------|
| Benoit | Cox | Haynes | Mountjoy |
| Bogh | Dutton | Maze | |
| Cogdill | Harman | McCarthy | |

Bill ordered transmitted to the Senate.

SENATE BILL NO. 257 (Alpert)—An act to amend Section 52052.5 of the Education Code, relating to pupil testing.

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

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 315 (Committee on Transportation)—An act to amend Section 5463 of the Business and Professions Code, to amend Section 20351 of the Public Contract Code, to amend Sections 120050.2, 120051, 120051.6, and 120054 of, to add Section 120051.1 to, and to add Chapter 6 (commencing with Section 125700) to Division 11.5 of, the Public Utilities Code, to amend Sections 10753 and 10753.7 of the Revenue and Taxation Code, to amend Sections 188.8 and 302 of the Streets and Highways Code, and to amend Sections 1651, 1800, 1810, 1810.7, 4456, 4466, 5068, 5101.2, 5200, 5201, 6700, 9101, 9107, 11204, 12814, 13370, 15210, 15250.7, 16000, 16021, 16370.5, 16431, 24609, and 27400 of, to add Section 11519 to, and to repeal Sections 5004.6, 5070, 5071, 5071.1, 5073, and 5080 of, the Vehicle Code, relating to transportation, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

At 1:52 p.m., Assistant Speaker pro Tempore Leland Y. Yee, 12th District, presiding

SENATE BILL NO. 694 (Committee on Natural Resources)—An act to amend Sections 4750.7 and 31164 of, to add Section 31012 to, and to repeal Sections 532, 2804.6, and 2813 of, the Public Resources Code, relating to public resources, and making an appropriation therefor.

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

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, 1:53 p.m.

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

SENATE BILL NO. 1060 (Committee on Revenue and Taxation)—An act to amend Sections 6459, 7093.5, 7326, 8105, 9271, 30459.1, 32471, 40211, 41171, 43522, 45867, 46622, 50156.11, 55332, 60022, 60507, 60604, 60606, and 60636 of, to add Section 6451.5 to, and to repeal Section 7262.7 of, the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 644 (Burton)—An act to amend Sections 45330, 45344.5, and 45361.5 of the Education Code, relating to paraprofessionals.

Bill read third time.

Motion to Amend

Assembly Member Negrete McLeod moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—49

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

NOES—30

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

Bill ordered reprinted.

**Re-reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Senate Bill No. 644 to the Committee on Higher Education.

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

Bill read third time.

Motion to Amend

Assembly Member Chavez moved the adoption of amendments.

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

SENATE BILL NO. 377 (Chesbro)—An act to amend Sections 124555 and 124710 of, and to add Section 124586 to, the Health and Safety Code, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Berg moved the adoption of amendments.

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

SENATE BILL NO. 295 (Vasconcellos)—An act to amend Section 11362.9 of the Health and Safety Code, relating to controlled substances.

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

Bill passed by the following vote:

AYES—49

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

NOES—27

| | | | |
|------------|----------|-----------|------------|
| Aghazarian | Dutton | Maddox | Richman |
| Bates | Harman | Maze | Runner |
| Bogh | Haynes | McCarthy | Samuelian |
| Campbell | Houston | Mountjoy | Spitzer |
| Cogdill | Keene | Nakanishi | Strickland |
| Correa | La Malfa | Pacheco | Wyland |
| Cox | La Suer | Plescia | |

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, September 4, 2003

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

| | |
|---------------------|---------------------|
| Senate Bill No. 65 | Senate Bill No. 617 |
| Senate Bill No. 68 | Senate Bill No. 636 |
| Senate Bill No. 99 | Senate Bill No. 774 |
| Senate Bill No. 345 | Senate Bill No. 777 |
| Senate Bill No. 504 | Senate Bill No. 875 |
| Senate Bill No. 523 | |

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 66 (Pavley)—Relative to the high school exit examination.

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—50

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

NOES—26

| | | | |
|------------|----------|-----------|------------|
| Aghazarian | Garcia | Leslie | Runner |
| Bates | Harman | Maldonado | Samuelian |
| Bogh | Haynes | McCarthy | Spitzer |
| Campbell | Houston | Mountjoy | Strickland |
| Cogdill | Keene | Pacheco | Wyland |
| Correa | La Malfa | Plescia | |
| Daucher | La Suer | Richman | |

Above resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 69 (Nakanishi)—Relative to the San Jose State University Processed Food Institute.

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—78

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

NOES—None

Above bill ordered enrolled.

BILLS RETURNED TO THIRD READING FILE

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

Senate Bill No. 590, on request of Assembly Member Dutra;

Senate Bill No. 1064, on request of Assembly Member Leno;

Senate Bill No. 570, on request of Assembly Member Chan;

Senate Bill No. 871, on request of Assembly Member Chan.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 100, 419, and 1740; and Senate Bills Nos. 1041, 1043, 27, 300, and 1072 were continued until the next legislative day.

MOTION TO RECONSIDER SENATE BILL NO. 187

Request for Reconsideration

In compliance with a motion given on a previous day, Assembly Member Goldberg requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 187 was refused passage.

Assembly Member Haynes withheld unanimous consent.

Motion

Assembly Member Goldberg moved that the vote be reconsidered whereby Senate Bill No. 187 was refused passage.

Senate Bill No. 187 reconsidered by the following vote:

AYES—48

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

NOES—30

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

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 146 (Escutia)—An act to amend Section 1632 of the Civil Code, relating to contracts.

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

Bill passed by the following vote:

AYES—48

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

NOES—30

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 947 (Ducheny)—An act to amend Section 6086.7 of the Business and Professions Code, and to amend Sections 7810 and 7950 of, and to add Section 8620 to, the Family Code, and to amend Section 10553.1 of the Welfare and Institutions Code, relating to Native American children.

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

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 448 (Poochigian)—An act to add Section 19584 to the Revenue and Taxation Code, relating to voter registration.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

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

Bill read third time.

Motion to Amend

Assembly Member La Malfa moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—76

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

NOES—1

Mountjoy

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

SENATE BILL NO. 969 (Bowen)—An act to amend Sections 4999.2 and 4999.7 of the Business and Professions Code, and to amend Section 1348.8 of the Health and Safety Code, relating to health care service plans.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Vargas announced that the Committee on Insurance would meet at this time, in the Rules Committee Meeting Room.

MOTION BY ASSEMBLY MEMBER LESLIE

Assembly Member Leslie moved that the Insurance Committee meeting be convened upon adjournment of Floor session.

At 2:52 p.m., Speaker Wesson, 47th District, presiding

Ruling by Speaker Wesson

Speaker Wesson replied that the Insurance Committee was granted permission to meet by the Speaker, consent for a hearing of the committee off the Floor during session was granted by the Body earlier this day, and Joint Rule 62(a) was waived by unanimous consent on the previous day; and further, ruled the motion by Assembly Member Leslie out of order as there was no second to the motion.

Point of Order

Assembly Member Haynes arose to the following point of order:
That he had seconded the motion by Assembly Member Leslie.

Ruling by Speaker Wesson

The Speaker ruled the point of order not well-taken as Assembly Member Haynes' motion had not been recognized by the Presiding Officer and restated to the Body.

Parliamentary Inquiry

Assembly Member Haynes arose to the following parliamentary inquiry:

Can the Body reconsider its decision to grant permission to a committee to meet off the Floor during session?

Motion Withdrawn

Assembly Member Leslie withdrew the motion.

At 3 p.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

OBJECTION TO VOTE ADDS AND VOTE CHANGES

Speaker pro Tempore Kehoe withheld unanimous consent for vote adds and vote changes for the remainder of this day.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3:04 p.m., by unanimous consent, the members of the Committee on Insurance 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.

Parliamentary Inquiry

Assembly Member Bogh arose to the following parliamentary inquiry:

If members of the Committee on Insurance leave the Floor to attend a hearing, is unanimous consent withheld to add to votes missed while off the Floor?

Reply by Speaker pro Tempore Kehoe

Speaker pro Tempore Kehoe replied that Members of the Committee on Insurance will be permitted to add to votes missed during the hearing of the committee off the Floor.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Goldberg announced that the Committee on Education would meet today, upon adjournment of Floor session, in Room 437.

Assembly Member Corbett announced that the Committee on Judiciary would meet on Monday, September 8, 2003 at 11 a.m.

CAUCUS ANNOUNCEMENTS

At 3:10 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 3:10 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 4:12 p.m., the Assembly reconvened.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 4, 2003

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

| | |
|-----------------------|------------------------|
| Assembly Bill No. 104 | Assembly Bill No. 1022 |
| Assembly Bill No. 186 | Assembly Bill No. 1034 |
| Assembly Bill No. 202 | Assembly Bill No. 1045 |
| Assembly Bill No. 245 | Assembly Bill No. 1064 |
| Assembly Bill No. 305 | Assembly Bill No. 1287 |
| Assembly Bill No. 315 | Assembly Bill No. 1337 |
| Assembly Bill No. 513 | Assembly Bill No. 1349 |
| Assembly Bill No. 529 | Assembly Bill No. 1402 |
| Assembly Bill No. 813 | Assembly Bill No. 1537 |
| Assembly Bill No. 928 | Assembly Bill No. 1544 |

And reports the same correctly enrolled, and presented to the Governor on the 4th day of September, 2003, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

SPECIAL COMMITTEE MEETINGS

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

Higher Education, on Friday, September 5, 2003;
Elections, Redistricting and Constitutional Amendments, on Monday, September 8, 2003.

**REPORTS OF STANDING COMMITTEES
Committee on Insurance**

Date of Hearing: September 4, 2003

Mr. Speaker: Your Committee on Insurance reports:
Assembly Bill No. 652

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

VARGAS, Chair

Above bill ordered to unfinished business.

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

SENATE BILL NO. 36 (Chesbro)—An act to add Section 14132.100 to the Welfare and Institutions Code, relating to Medi-Cal.

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

Bill passed by the following vote:

AYES—73

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

NOES—1

Mountjoy

Bill ordered transmitted to the Senate.

SENATE BILL NO. 730 (Burton)—An act to amend Section 1773 of the Labor Code, relating to prevailing wages.

Bill read third time.

Motion to Amend

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

Roll Call Demanded

Assembly Members La Suer, Cogdill, and Benoit, demanded a roll call.

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

AYES—69

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

NOES—2

La Suer Mountjoy

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

ACTION RESCINDED ON SENATE BILL NO. 530

Assembly Member Chan was granted unanimous consent to rescind the action whereby the Assembly, on August 28, 2003 (Assembly Journal, page 3231), passed Senate Bill No. 530, and whereby the bill was ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 78, Assembly Member Chan announced her intention to request that Senate Bills Nos. 902, 906, 666, and 83 be removed from the inactive file.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1217

Assembly Member Leno was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1217; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 28, 2003 (Assembly Journal, page 3156); and that the bill be held at the Desk.

JOINT RULE 62(a) WAIVED

Assembly Member Chan was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committees as noted:

Committee on Higher Education to hear Senate Bill No. 644, on Friday, September 5, 2003, upon call of the Chair;

Committee on Elections, Redistricting, and Constitutional Amendments to hear Assembly Bills Nos. 190 and 1679 on Monday, September 8, 2003, prior to Floor session;

Committee on Governmental Organization to hear Senate Bill No. 930 on Friday, September 5, 2003, upon adjournment of Floor session;

Committee on Local Government to hear Assembly Bill No. 650 on Friday, September 5, 2003, prior to Floor session.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULES

Assembly Member Chan requested unanimous consent to suspend Joint Rule 62(a) to permit the Committee on Judiciary to hear Senate Bill No. 494 on Friday, September 5, prior to Floor session.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend

Assembly Member Chan moved to suspend Joint Rule 62(a) to permit the Committee on Judiciary to hear Senate Bill No. 494, on Friday, September 5, prior to Floor session.

Assembly Member Vargas seconded the motion.

Motion for suspension of the Rules carried by the following vote:

AYES—47

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

NOES—31

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

(NOTE: Later this day, the action was rescinded whereby the motion was made and a roll call vote taken to suspend rules as they relate to Senate Bill No. 494. See page 3428.)

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE BILL NO. 98

Assembly Member Chan was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 98, and that the bill be passed on file, to retain its place on file.

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

SENATE BILL NO. 1080 (Committee on Business and Professions)—An act to amend Sections 1973, 2154.4, 5001, 5061, 5081, 5081.1, 5082, 5082.2, 5107, 5134, 7583.6, and 7583.9 of, to add Section 5115 to, to repeal Section 5091 of, and to repeal and add Section 5082.1 to, the Business and Professions Code, relating to professions and vocations, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Maldonado moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—77

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

NOES—None

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 694**

At 4:26 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.

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE BILL NO. 694

Assembly Member Chan was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 694, and that the bill be passed on file, to retain its place on file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 705**

At 4:27 p.m., on motion of Assembly Member Reyes, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 705 refused passage by the following vote:

AYES—35

| | | | |
|----------|----------|-----------|---------------|
| Berg | Goldberg | Longville | Reyes |
| Bermudez | Hancock | Lowenthal | Ridley-Thomas |
| Chan | Jackson | Montanez | Salinas |
| Chu | Kehoe | Mullin | Simitian |
| Cohn | Koretz | Nakano | Steinberg |
| Corbett | Laird | Nation | Wiggins |
| Correa | Leno | Nunez | Yee |
| Diaz | Levine | Oropeza | Mr. Speaker |
| Dymally | Lieber | Pavley | |

NOES—34

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

**Motion to Reconsider Senate Bill No. 705
on Next Legislative Day**

Assembly Member Reyes moved to reconsider on the next legislative day the vote whereby Senate Bill No. 705 was this day refused passage. Senate Bill No. 705 ordered to the unfinished business file.

OBJECTION WITHDRAWN

Speaker pro Tempore Kehoe withdrew her objection to any requests for vote adds or vote changes on the roll call votes taken on this day.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Senate Bill

SENATE BILL NO. 1024 (Committee on Elections and Reapportionment)—An act to amend Section 5091 of the Education Code, to amend Sections 3103, 3304, 3500, 4101, 7227, 7422, 7672, 7772, 8105, 8202, 8204, 10220, 10411, 11020, 13113, and 14242 of, to repeal Section 8023 and Chapter 2 (commencing with Section 8350) of Part 2 of Division 18 of, and to repeal and add Sections 7770 and 8022, of, the Elections Code, to amend Section 26802 of the Government Code, and to amend Section 9358 of the Public Resources Code, relating to elections.

Bill read third time, and passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 78

Assembly Member Chan was granted unanimous consent to rescind the action whereby the Assembly, on September 2, 2003 (Assembly Journal, page 3319), passed Senate Bill No. 78, and whereby the bill was ordered transmitted to the Senate.

REQUEST TO WAIVE JOINT RULE 62(a)

Assembly Member Chan requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 564, 277, and 317 for hearing in the Committee on Water, Parks and Wildlife on Friday, September 5, 2003, upon adjournment of Floor session.

Assembly Member Cogdill withheld unanimous consent.

**ACTION RESCINDED ON MOTION TO SUSPEND RULES
AS IT RELATES TO SENATE BILL NO. 494**

Speaker pro Tempore Kehoe was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 3425), a roll call vote was taken to suspend Joint Rule 62(a) as it relates to Senate Bill No. 484.

ADJOURN IN MEMORY

Assembly Members Koretz and Goldberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harriet McElroy Luckman, of Los Angeles.

(Assembly Rule 45.5 suspended.)

APOLOGY OFFERED

Assembly Member Spitzer offered an apology for remarks used in debate on Senate Bill No. 489.

ADJOURN IN MEMORY

Assembly Member Houston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaret Kamena, of Oakland and Florence Vargas, of Livermore.

Assembly Member La Malfa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gusti Marie Kerstiens, of Red Bluff.

Assembly Member Maze was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lawrence Billiou, of Porterville.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gordon E. Harrison, of Lancaster.

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James George Leathers, of Woodland.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Salinas announced that the Committee on Local Government would meet on Friday, September 5, 2003 at 9:30 a.m., in Room 126.

VOTE ADDS

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

Senate Bill No. 656: Canciamilla, Correa, Frommer, Jerome Horton, Lowenthal, and Maddox—Aye; Daucher, Keene, Leslie, and Plescia—No.

Senate Bill No. 226, Jackson Amendments: Canciamilla, Daucher, Frommer, Garcia, Maldonado, and Spitzer—Aye; Dutton, Haynes, Houston, and Plescia—No.

Senate Bill No. 88: Canciamilla, Correa, Frommer, Garcia, Jackson, Koretz, Maddox, Plescia, and Simitian—Aye.

Senate Bill No. 577: Canciamilla, Corbett, Diaz, Jerome Horton, and Wolk—Aye; Plescia—No.

Senate Bill No. 708: Maldonado, McCarthy, Plescia, and Samuelian—Aye.

Senate Bill No. 868, Montanez Amendments: Canciamilla and Maddox—Aye; Cox, Garcia, Plescia, and Strickland—No.

Senate Bill No. 916: Jerome Horton and Yee—Aye; Garcia and Plescia—No.

Senate Bill No. 210: Canciamilla, Cohn, Correa, Diaz, Dutton, Garcia, Jerome Horton, Shirley Horton, Keene, Nakano, Pacheco, Plescia, and Vargas—Aye; Mountjoy—No.

Senate Bill No. 155: Aghazarian, Canciamilla, Garcia, Jerome Horton, Pacheco, and Simitian—Aye; McCarthy, Mountjoy, Plescia, Samuelian, Spitzer, and Wyland—No.

Senate Bill No. 478: Canciamilla, Shirley Horton, Maddox, and Richman—Aye; Aghazarian, La Suer, Pacheco, and Plescia—No.

Senate Bill No. 1075: Canciamilla, Pacheco, Plescia, Reyes, and Wyland—Aye.

Senate Bill No. 937, Frommer Amendments: Canciamilla, Daucher, Pacheco, and Reyes—Aye; Dutton, McCarthy, Plescia, Runner, Samuelian, and Wyland—No.

Senate Bill No. 1078, Montanez Amendments: Canciamilla and Correa—Aye; McCarthy and Plescia—No.

Senate Bill No. 489: Canciamilla, Cohn, and Jerome Horton—Aye; Plescia—No.

Senate Bill No. 156: Canciamilla, Garcia, Jackson, La Malfa, McCarthy, Nakano, Plescia, Reyes, and Simitian—Aye; Haynes—No.

Senate Bill No. 162: Canciamilla, Frommer, and Reyes—Aye; Daucher, Dutton, Garcia, Haynes, McCarthy, Mountjoy, and Plescia—No.

Senate Bill No. 507: Canciamilla, Chu, Cohn, Daucher, McCarthy, Montanez, Mountjoy, Nakano, Plescia, Reyes, Runner, Simitian, Vargas, and Wyland—Aye.

Senate Bill No. 720: Canciamilla, Garcia, Nakano, and Reyes—Aye; Daucher, Dutton, Haynes, Shirley Horton, Mountjoy, Plescia, and Wyland—No.

Senate Bill No. 247: Aghazarian, Canciamilla, Daucher, Dymally, Keene, Leslie, Maddox, Nakano, Reyes, Samuelian, Spitzer, Strickland, Vargas, and Wyland—Aye; Cox, Dutton, Haynes, McCarthy, and Mountjoy—No.

Senate Bill No. 257: Canciamilla, Cox, Daucher, Dutton, Haynes, Maddox, Mountjoy, Nakano, Plescia, Reyes, Strickland, and Wyland—Aye.

Senate Bill No. 315: Canciamilla, Chan, Cox, Daucher, Dutton, Haynes, La Malfa, Maddox, Mountjoy, Nakano, Nunez, Plescia, Reyes, Strickland, and Wyland—Aye.

Senate Bill No. 1060: Canciamilla, Chan, Frommer, Shirley Horton, Koretz, Maddox, Mountjoy, Nakano, Nunez, Plescia, Reyes, Salinas, Simitian, and Wyland—Aye.

Senate Bill No. 644, Negrete McLeod Amendments: Canciamilla, Correa, Maddox, Nakano, and Reyes—Aye; Shirley Horton, Mountjoy, Plescia, and Wyland—No.

Senate Bill No. 295: Canciamilla, Maldonado, Parra, Reyes, Salinas, and Simitian—Aye; Mountjoy and Plescia—No.

Assembly Concurrent Resolution No. 66, Concurrence: Canciamilla, Cox, Dutton, Reyes, and Simitian—Aye; Maldonado, Mountjoy, and Plescia—No.

Assembly Concurrent Resolution No. 69, Concurrence: Canciamilla, Garcia, Keene, Maddox, Mountjoy, Plescia, Reyes, and Simitian—Aye.

Senate Bill No. 187, Goldberg Motion to Reconsider: Diaz, Jerome Horton, Jackson, Reyes, and Simitian—Aye; Campbell, McCarthy, Mountjoy, Plescia, Runner, and Samuelian—No.

Senate Bill No. 146: Canciamilla, Correa, Koretz, and Reyes—Aye; Garcia, Shirley Horton, Mountjoy, and Plescia—No.

Senate Bill No. 947: Correa, Garcia, Koretz, Mountjoy, Plescia, Reyes, and Simitian—Aye.

Senate Bill No. 448: Correa, Garcia, Jackson, Koretz, Mountjoy, Plescia, Reyes, and Simitian—Aye.

Senate Bill No. 279, La Malfa Amendments: Correa, Plescia, Reyes, and Ridley-Thomas—Aye; Mountjoy—No.

Senate Bill No. 969: Bates, Correa, Shirley Horton, Koretz, Mountjoy, Plescia, and Reyes—Aye.

Senate Bill No. 36: Bates, Canciamilla, Haynes, Jerome Horton, Shirley Horton, Maddox, Plescia, Strickland, and Wyland—Aye.

Senate Bill No. 730, Koretz Amendments: Bates, Dutton, Garcia, Shirley Horton, McCarthy, Plescia, and Strickland—Aye.

Chan Motion to Suspend Rules: Bates, Shirley Horton, and Plescia—No.

Senate Bill No. 1080, Maldonado Amendments: Plescia—Aye.

Senate Bill No. 705: Plescia—No.

Consent Calendar: Plescia—Aye.

MOTION TO ADJOURN

At 4:35 p.m., Assembly Member Bogh moved that the Assembly do now adjourn.

Assembly Member Maze seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:35 p.m., Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 19—Lowenthal (Coauthors: Bates, Canciamilla, Correa, Daucher, Harman, Shirley Horton, Richman, and Wolk). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Section 1 of Article XXI thereof, relating to redistricting.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 552:

Pavley, Nation, and Harman.

REPORTS OF STANDING COMMITTEES
Committee on Education

Date of Hearing: September 4, 2003

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 97

Without recommendation.

GOLDBERG, Chair

Above bill ordered to second reading.

Date of Hearing: September 4, 2003

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 954

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

GOLDBERG, Chair

Above bill ordered to unfinished business.

ADJOURNMENT

At 4:36 p.m., pursuant to the motion by Assembly Member Bogh, the Assembly adjourned until 10 a.m., Friday, September 5, 2003, out of respect to the memory of Harriet McElroy Luckman, on motion of Assembly Member Koretz and Goldberg; out of respect to the memory of Margaret Kamena and Florence Vargas, on motion of Assembly Member Houston; out of respect to the memory of Gusti Marie Kerstiens, on motion of Assembly Member La Malfa; out of respect to the memory of Lawrence Billiou, on motion of Assembly Member Maze; out of respect to the memory of Gordon E. Harrison, on motion of Assembly Member Runner; and out of respect to the memory of James George Leathers, on motion of Assembly Member Wolk.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 4, 2003**

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

| | | | |
|-----------|-----------|-----------|-----------|
| AB | RN | SB | RN |
| 980 | 0318752 | 556 | 0319041 |
| | | 588 | 0318616 |
| SB | RN | 631 | 0318945 |
| 24 | 0318913 | 644 | 0318822 |
| 33 | 0316759 | 680 | 0316250 |
| 56 | 0318878 | 686 | 0319078 |
| 87 | 0315205 | 700 | 0318932 |
| 157 | 0319085 | 704 | 0318767 |
| 185 | 0318721 | 730 | 0319206 |
| 226 | 0318807 | 853 | 0319161 |
| 262 | 0318850 | 868 | 0319055 |
| 279 | 0318220 | 916 | 0319077 |
| 288 | 0319157 | 937 | 0319166 |
| 352 | 0318881 | 964 | 0319155 |
| 377 | 0318534 | 971 | 0318587 |
| 412 | 0318827 | 1061 | 0318865 |
| 420 | 0318776 | 1078 | 0318530 |
| 469 | 0319044 | 1080 | 0318683 |
| 495 | 0318823 | | |

Daily Total: 35
Cumulative Total: 2769