

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, September 10, 2003

**ONE HUNDRED TWENTY-SEVENTH SESSION DAY
TWO HUNDRED EIGHTY-THIRD 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
Wednesday, September 10, 2003

The Assembly met at 10:30 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 Cogdill moved a quorum call of the Assembly.
Motion carried. Time, 10:31 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 10:50 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:

O God, the Father of Glory, Give us the spirit of wisdom, and revelation in the knowledge of You. Let the eyes of our understanding be enlightened, that we may know the hope of Your promised blessings and the riches of Your glory. O Lord, Your power is great to all who believe and we praise and glorify You forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Firebaugh.

COMMUNICATIONS

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

September 9, 2003

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

RE: Correction of Appointment Dates of Norman Hui and Albert Seto to Commission on Asian and Pacific Islander American Affairs

Dear Mr. Wilson: Please be advised I have corrected the appointment dates of Dr. Norman Hui and Mr. Albert Seto to the Commission on Asian and Pacific Islander American Affairs. These term appointments are now effective January 1, 2004 and the revised expiration date is January 1, 2006.

Sincerely,

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

September 9, 2003

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

RE: Correction of Appointment Dates of Paul Osaki and Luisa Blue to Commission on Asian and Pacific Islander American Affairs

Dear Mr. Wilson: Please be advised I have corrected the appointment dates of Mr. Paul Osaki and Ms. Luisa Blue to the Commission on Asian and Pacific Islander American Affairs. These term appointments are now effective January 1, 2004 and the expiration date is January 1, 2008.

Sincerely,

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

September 10, 2003

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Lloyd Levine to replace Assemblymember Marco Firebaugh on the Assembly Appropriations Committee for today's hearing only.

Sincerely,

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

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 52—Correa. Relative to Macedonians.

HOUSE RESOLUTION NO. 37—Committee on Jobs, Economic Development and the Economy (Ridley-Thomas (Chair), Chan, Dymally, Nation, Oropeza, Parra, and Yee). Relative to the Immigrant Workers Freedom Ride.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

<i>Assembly</i>		<i>Committee</i>
<i>Bill No.</i>		
152 -----		Ed. and Jud.
1592 -----		V.A.

<i>Senate Concurrent</i>		<i>Committee</i>
<i>Resolution No.</i>		
7 -----		Rls.
49 -----		Rls.

MESSAGES FROM THE SENATE

Senate Chamber, September 9, 2003

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 327 | Assembly Bill No. 826 |
| Assembly Bill No. 413 | Assembly Bill No. 897 |
| Assembly Bill No. 522 | Assembly Bill No. 899 |
| Assembly Bill No. 539 | Assembly Bill No. 900 |
| Assembly Bill No. 677 | Assembly Bill No. 1017 |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, September 9, 2003

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

- Assembly Bill No. 903
- Assembly Bill No. 1008
- Assembly Bill No. 1131

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, September 9, 2003

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1027 | Assembly Bill No. 1266 |
| Assembly Bill No. 1042 | Assembly Bill No. 1290 |
| Assembly Bill No. 1208 | Assembly Bill No. 1308 |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, September 9, 2003

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1497 | Assembly Bill No. 1676 |
| Assembly Bill No. 1524 | Assembly Bill No. 1688 |
| Assembly Bill No. 1551 | Assembly Bill No. 1719 |
| Assembly Bill No. 1587 | Assembly Bill No. 1771 |
| Assembly Bill No. 1640 | |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, September 9, 2003

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1326 | Assembly Bill No. 1485 |
| Assembly Bill No. 1410 | Assembly Bill No. 1492 |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, September 10, 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. 5
Senate Bill No. 56
Senate Bill No. 81
Senate Bill No. 87
Senate Bill No. 130
Senate Bill No. 157
Senate Bill No. 168

Senate Bill No. 187
Senate Bill No. 680
Senate Bill No. 748
Senate Bill No. 763
Senate Bill No. 970
Senate Bill No. 1008

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

Senate Chamber, September 10, 2003

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

Assembly Bill No. 49

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, September 10, 2003

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

Assembly Joint Resolution No. 40
Assembly Joint Resolution No. 46

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

Above resolutions ordered enrolled.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

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

Assembly Bills Nos. 903, 1008, and 1131.

UNANIMOUS CONSENT WITHHELD

Assembly Member Haynes withheld unanimous consent on the following:

ALL motions to "Pass and Retain" on every single bill which is taken up by the Assembly today, such that the failure of either an author or Floor author to take up a bill which appears on today's Assembly Third Reading File will in fact constitute a "Pass On File;"

ALL motions to "Pass Temporarily" on every single bill which comes before the Assembly today, such that while throughout the course of the day's proceedings the Presiding Officer may return to a measure for purposes of taking that measure up for a vote, upon adjournment of today's session the failure of either an author or Floor author to take up a bill which appears on today's Assembly Third Reading File will in fact constitute a "Pass On File."

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 96, on request of Assembly Member Chan.

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. 1501, 366, and 1498, on request of Assembly Member Plescia.

ACTION RESCINDED ON SENATE BILL NO. 602

Assembly Member Chan was granted unanimous consent to rescind the action whereby the Assembly, on September 8, 2003 (Assembly Journal, page 3543), passed Senate Bill No. 602, and whereby the bill was ordered transmitted to the Senate.

**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 No. 534 and 933, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 18—An act to amend Section 815.3 of the Civil Code, to amend Sections 65040.2, 65351, 65453, and 65560 of, and to add Sections 65351.1 and 65562.5 to, the Government Code, to amend Sections 7050.5 and 7054 of the Health and Safety Code, and to amend Sections 5097.9, 5097.91, 5097.92, 5097.94, 5097.96, 5097.97, 5097.98, 5097.99, and 5097.995 of, to add Sections 5097.10, 5097.96.1, 5097.96.2, 5097.96.3, 5097.96.4, 5097.96.5, 5097.993, 21084.3, 21097, and 21097.5 to, and to amend the heading of Chapter 1.75 (commencing with Section 5097.9) of Division 5 of, the Public Resources Code, relating to Traditional Tribal Cultural Sites.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 570—An act to amend Sections 24011, 25502.3, and 25502.5 of the Government Code, to amend Section 830.1 of the Penal Code, and to amend Section 16809.4 of the Welfare and Institutions Code, relating to local government.

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

THIRD READING OF SENATE BILLS

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

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

Bill passed by the following vote:

AYES—44

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

NOES—33

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 331 (Romero)—An act to add Section 340.8 to the Code of Civil Procedure, relating to toxic injuries.

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

Bill passed by the following vote:

AYES—47

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

NOES—31

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	Strickland
Cox	Keene	Mountjoy	Wyland
Daucher	La Malfa	Nakanishi	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 627 (Committee on Public Employment and Retirement)—An act to amend Sections 22109.5, 22138.5, 22146, 22203.5, 22213, 22503, 22663, 22713, 22714, 22801, 22801.5, 22820, 22823, 22826, 22905, 23203, 23300, 24002, 24012, 24111, 24214, 24216.6, 24221, 24300, 24606, 24615, 24616, 24617, 24975, 25000.9, 25018.5, 25100, 25101, and 25940 of the Education Code, relating to state teachers' retirement.

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

Bill passed by the following vote:

AYES—55

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

NOES—24

Aghazarian	Cox	Keene	Pacheco
Bates	Dutton	La Malfa	Plescia
Benoit	Harman	Leslie	Richman
Bogh	Haynes	Maze	Runner
Campbell	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 892 (Murray)—An act to add Section 35292.5 to the Education Code, relating to schools.

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

Bill passed by the following vote:

AYES—48

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

NOES—28

Aghazarian	Correa	La Malfa	Pacheco
Bates	Cox	La Suer	Plescia
Benoit	Dutton	Leslie	Runner
Bogh	Harman	Maze	Samuelian
Campbell	Haynes	McCarthy	Spitzer
Canciamilla	Houston	Mountjoy	Strickland
Cogdill	Keene	Nakanishi	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 611 (Ducheny)—An act to amend Section 99200 of the Education Code, relating to instructional strategies.

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

Bill passed by the following vote:

AYES—51

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

NOES—26

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 614 (Cedillo)—An act to amend Sections 18628, 19116, 19164, 19166, 19173, 19177, 19179, 19504, 19715, and 21028 of, to add Section 18407 to, to add Chapter 9.5 (commencing with Section 19751) to Part 10.2 of Division 2 of, and to repeal and add Section 18648 of, the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—47

Berg	Dymally	Longville	Pavley
Bermudez	Frommer	Lowenthal	Reyes
Calderon	Goldberg	Maldonado	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	Levine	Nunez	Yee
Diaz	Lieber	Oropeza	Mr. Speaker
Dutra	Liu	Parra	

NOES—31

Aghazarian	Dutton	La Suer	Plescia
Bates	Garcia	Leslie	Richman
Benoit	Harman	Maddox	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.

**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 Bill No. 1685, to the Committee on Utilities and Commerce;

Assembly Bill No. 1532, to the Committee on Jobs, Economic Development and the Economy;

~~Assembly Bill No. 278, to the Committee on Governmental Organization.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 278 was re-referred to the Committee on Governmental Organization pursuant to Assembly Rule 77.2. See page 3711.)

CAUCUS ANNOUNCEMENTS

At 11:57 a.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:57 a.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 1:41 p.m., the Assembly reconvened.

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

**AUTHOR'S AMENDMENTS
Committee on Veterans Affairs**

September 10, 2003

Mr. Speaker: The Chair of your Committee on Veterans Affairs reports:

Assembly Bill No. 1592

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

PARRA, Chair

ASSEMBLY BILL NO. 1592—An act to amend Section 890 of the Military and Veterans Code, relating to veterans.

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

**AUTHOR'S AMENDMENTS
Committee on Business and Professions**

September 10, 2003

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 1388

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

CORREA, Chair

ASSEMBLY BILL NO. 1388—An act to amend Section 144 of, and to add Chapter 10.5 (commencing with Section 4600) to Division 2 of, the Business and Professions Code, relating to massage therapy.

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

AUTHOR'S AMENDMENTS
Committee on Education

September 10, 2003

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 152

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

GOLDBERG, Chair

ASSEMBLY BILL NO. 152—An act to Amend Section 17280.5 of the Education Code, relating to school facilities.

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

REPORTS OF STANDING COMMITTEES

Committee on Public Employees, Retirement and Social Security

Date of Hearing: September 10, 2003

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

Senate Bill No. 53
Senate Bill No. 269
Senate Bill No. 1056

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: September 10, 2003

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1009
Senate Bill No. 1064

With the recommendation: Do pass.

CHAVEZ, Chair

Above bills ordered to second reading.

Date of Hearing: September 10, 2003

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 103
Senate Bill No. 808

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CHAVEZ, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: September 10, 2003

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

Senate Bill No. 906

With the recommendation: Do pass.

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: September 10, 2003

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 49

With the recommendation: Be adopted.

NATION, Chair

Above resolution ordered to third reading.

Committee on Water, Parks and Wildlife

Date of Hearing: September 9, 2003

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1004

With the recommendation: Do pass.

CANCIAMILLA, Chair

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: September 10, 2003

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 666

With the recommendation: Do pass.

JACKSON, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, September 10, 2003

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

Senate Joint Resolution No. 23

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

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE JOINT RESOLUTION NO. 23—Relative to Military base closures.

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

SENATE BILL NO. 719 (Kuehl)—An act to amend Sections 32261, 32262, 35183, 35294.10, 35294.11, 35294.12, 35294.13, 35294.21, 35294.22, 51263, and 51264 of, to amend and renumber Sections 32280, 32290, 32295, 35294, 35294.1, 35294.2, 35294.3, 35294.4, 35294.5, 35294.6, 35294.7, and 35294.8 of, to amend and renumber the headings of Article 3 (commencing with Section 32280) of, Article 4 (commencing with Section 32290) of, and Article 5 (commencing with Section 32295) of Chapter 2.5 of Part 19 of, and Article 10.3 (commencing with Section 35294) to Chapter 2 of Part 21 of, to add Article 5.3 (commencing with Section 32290) of Chapter 2.5 of Part 19 of, to repeal Section 35294.9 of, and to repeal Article 2 (commencing with Section 32270) of Chapter 2.5 of Part 19 of, the Education Code, relating to school safety.

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

Bill passed by the following vote:

AYES—52

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

NOES—21

Aghazarian	Harman	Leslie	Samuelian
Bates	Haynes	Maze	Strickland
Bogh	Houston	McCarthy	Wyland
Campbell	Keene	Nakanishi	
Cox	La Malfa	Pacheco	
Dutton	La Suer	Plescia	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 923 (Sher)—An act to amend Section 13269 of the Water Code, relating to water.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:07 p.m.

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

SENATE BILL NO. 25 (Bowen)—An act to amend Sections 1785.11.1, 1785.11.6, 1786.60, and 1798.85 of the Civil Code, relating to personal information.

Bill read third time.

Motion to Amend

Assembly Member Jackson moved the adoption of amendments.

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

SENATE BILL NO. 590 (Speier)—An act to add Section 1798.80.5 to the Civil Code, relating to personal information.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:25 p.m.

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

**REQUEST FOR UNANIMOUS CONSENT TO WAIVE
JOINT RULE 62(a)**

Assembly Member Chan requested unanimous consent to waive Joint Rule 62(a) to permit the Committee on Jobs, Economic Development and the Economy to hear Senate Bill No. 623 and Assembly Bill No. 1532 during a recess or upon adjournment of session today.

Assembly Member Cogdill withheld unanimous consent.

Motion to Waive Joint Rule 62(a)

Assembly Member Chan moved to waive Joint Rule 62(a) to permit the Committee on Jobs, Economic Development and the Economy to hear Senate Bill No. 623 and Assembly Bill No. 1532 today, during a recess or upon adjournment of session.

Assembly Member Vargas seconded the motion.

Motion 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—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

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 78**

Assembly Member Chan requested unanimous consent to suspend Assembly Rule 78 to permit Senate Bill No. 796 to be removed from the Inactive File for purpose of consideration.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Assembly Rule 78

Assembly Member Chan moved to suspend Assembly Rule 78 to permit Senate Bill No. 796 to be removed from the Inactive File for purpose of consideration.

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—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

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

SENATE BILL NO. 219 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given by Assembly Member Chavez, Assembly Member Chan was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 219 was refused passage, and that the bill be placed upon the inactive file.

RULES TEMPORARILY SUSPENDED

Assembly Member Chan was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bills Nos. 700, 704, and 705 and that the bills be taken up out of file order.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 923**

At 2:29 p.m., on motion of Assembly Member Pavley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 923 passed by the following vote:

AYES—43

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

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	

Bill ordered transmitted to the Senate.

ACTION RESCINDED ON ASSEMBLY BILL NO. 278

Assembly Member Bermudez was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 3705), Assembly Bill No. 278 was re-referred to the Committee on Governmental Organization pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

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

SENATE BILL NO. 9 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Strickland was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 9 was refused passage; and that the bill be placed upon the inactive file.

**At 2:33 p.m., Assistant Speaker pro Tempore Leland Y. Yee,
12th District, presiding**

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 700 (Florez)—An act to amend Section 42310 of, and to add Sections 39011.5, 39023.3, 40724, 40724.5, 40724.6, 40724.7, 40731, 42301.16, 42301.17, 42301.18, and 44559.9 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 Maze moved a call of the Assembly.

Motion carried. Time, 2:56 p.m.

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

At 2:58 p.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

SENATE BILL NO. 704 (Florez)—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 third time, and presented by Assembly Member Reyes.

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 immediately.

SENATE BILL NO. 705 (Florez)—An act to add Sections 41855.5 and 41855.6 to the Health and Safety Code, relating to air quality.

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

Bill passed 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—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 transmitted to the Senate immediately.

SENATE BILL NO. 709 (Florez)—An act to add Chapter 5.7 (commencing with Section 40600) to Part 3 of Division 26 of the Health and Safety Code, to add Section 9250.16 to the Vehicle Code, and to repeal Section 5 of Chapter 915 of the Statutes of 1994, relating to air quality.

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

Bill passed by the following vote:

AYES—43

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

NOES—34

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 262 (Kuehl)—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 third time, and presented by Assembly Member Dutra.

Bill passed by the following vote:

AYES—45

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

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	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 556 (Sher)—An act to amend, add, and repeal Section 52124 of the Education Code, relating to class size.

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

Bill passed by the following vote:

AYES—75

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

NOES—1

Bogh

Bill ordered transmitted to the Senate.

At 3:20 p.m., Assistant Speaker pro Tempore Leland Y. Yee, 12th District, presiding

SENATE BILL NO. 288 (Sher)—An act to add Chapter 4.5 (commencing with Section 42500) to Part 4 of Division 26 of, the Health and Safety Code, and to amend Section 9250.11 of the Vehicle Code, relating to air quality.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:32 p.m.

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

SENATE BILL NO. 476 (Florez)—An act to amend Sections 1797.98a, 1797.98b, 1797.98c, and 1797.98e, of the Health and Safety Code, relating to health.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 868 (Dunn)—An act to amend Section 1773.1 of the Labor Code, relating to public works.

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

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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 288**

At 3:51 p.m., on motion of Assembly Member Laird, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 288 passed by the following vote:

AYES—43

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

NOES—35

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 590**

At 3:52 p.m., on motion of Assembly Member McCarthy, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 590 passed by the following vote:

AYES—48

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

NOES—31

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

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES**

Assembly Member Chan requested unanimous consent that Assembly Rule 77 be temporarily suspended for the purpose of permitting consideration of concurrence items on today's file.

Assembly Member Cogdill withheld unanimous consent.

MOTION TO TEMPORARILY SUSPEND ASSEMBLY RULE 77

Assembly Member Chan moved that Assembly Rule 77 be temporarily suspended for the purpose of permitting consideration of Assembly Bills Nos. 1669, 1458, 1469, 1541, 1548, 1627, 66, 47, 68, 121, 161, 260, 356, 509, 526, 692, 906, 935, 1666, 1685, 163, 170, 1532, 71, 105, 118, 231, 253, 264, 274, 278, 304, 319, 1093, 1238, 1479, and 561; and Assembly Joint Resolution No. 3.

Assembly Member Vargas seconded the motion.

Rules temporarily suspended by the following vote:

AYES—46

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

NOES—30

Aghazarian	Dutton	Maddox	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	
Daucher	La Suer	Plescia	

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

ASSEMBLY BILL NO. 1458 (Reyes)—An act to amend Section 18824 of, and to add Section 18640.5 to the Business and Professions Code, relating to boxing.

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

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

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

AYES—73

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

NOES—3

Campbell	Haynes	Maze
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1469 (Negrete McLeod)—An act to add Sections 364.05 and 366.05 to the Welfare and Institutions Code, relating to minors.

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

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

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

AYES—58

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

NOES—21

Aghazarian	Dutton	McCarthy	Spitzer
Bates	Haynes	Mountjoy	Strickland
Bogh	Keene	Nakanishi	Wyland
Campbell	La Malfa	Plescia	
Cogdill	La Suer	Runner	
Cox	Maze	Samuelian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1541 (Montanez)—An act to add Section 13385.1 to the Water Code, relating to water.

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

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

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

AYES—44

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

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	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1541: Assembly Member Matthews, from "Aye" to "No"; Assembly Member Negrete McLeod, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1548 (Pavley)—An act to amend Sections 33541, 51226.4, and 60041 of the Education Code, to amend Sections 40507, 42622, 42645, and 42647 of, and to add Part 4 (commencing with Section 71300) to Division 34 of, to repeal Section 42603 of, the Public Resources Code, relating to environmental education.

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

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

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

AYES—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—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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1627 (Frommer)—An act to amend Sections 1971, 2154.2, 2201, and 3516.1 of the Business and Professions Code, to amend Section 92725 of the Education Code, and to amend Sections 124425, 124760, 124765, 127755, 127928, 128040, 128205, 128215, 128235, 128260, 128330, and 128385 of, to add Section 128207 to, and to add Article 11 (commencing with Section 1339.50) to Chapter 2 of Division 2 of, the Health and Safety Code, relating to health care.

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

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

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

AYES—62

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

NOES—15

Aghazarian	Houston	Leslie	Samuelian
Campbell	Keene	Mountjoy	Spitzer
Cox	La Malfa	Nakanishi	Strickland
Haynes	La Suer	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1627: Assembly Member Koretz, from "Aye" to "Not Voting".

Above bill ordered enrolled.

At 4:10 p.m., Hon. Sarah Reyes, 31st District, presiding

ASSEMBLY BILL NO. 66 (Leslie)—An act to amend Section 7270.5 of, and to add Sections 7275 and 7276 to, the Food and Agricultural Code, and to add Division 2.7 (commencing with Section 1970) to the Streets and Highways Code, relating to riparian habitat.

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

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

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

AYES—78

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 260 (Jackson)—An act to amend Section 91.5 of, and to add Section 91.6 to, the Streets and Highways Code, relating to highways.

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

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

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

AYES—56

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

NOES—22

Benoit	Haynes	Maddox	Runner
Cogdill	Houston	Maze	Samuelian
Correa	Keene	McCarthy	Spitzer
Cox	La Malfa	Mountjoy	Strickland
Daucher	La Suer	Nakanishi	
Harman	Leslie	Pacheco	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 526 (Chan)—An act to add and repeal Section 2107.5 of the Elections Code, relating to registration.

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

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

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

AYES—43

Berg	Dutra	Liu	Reyes
Bermudez	Dymally	Longville	Ridley-Thomas
Calderon	Frommer	Lowenthal	Salinas
Canciamilla	Goldberg	Montanez	Simitian
Chan	Hancock	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	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	

Above bill ordered enrolled.

At 4:20 p.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

ASSEMBLY BILL NO. 692 (Dutra)—An act to add and repeal Article 6.9 (commencing with Section 20209.20) of Chapter 1 of Part 3 of Division 2 of the Public Contract Code, relating to public contracts.

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

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

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

AYES—45

Berg	Dymally	Longville	Reyes
Bermudez	Frommer	Lowenthal	Ridley-Thomas
Calderon	Goldberg	Maldonado	Salinas
Canciamilla	Hancock	Matthews	Simitian
Chan	Horton, Jerome	Montanez	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—31

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

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Chan was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1685 for hearing in the Committee on Utilities and Commerce, today.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 700**

At 4:34 p.m., on motion of Assembly Member Maze, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 700 passed by the following vote:

AYES—49

Berg	Dymally	Longville	Richman
Bermudez	Frommer	Lowenthal	Ridley-Thomas
Calderon	Goldberg	Matthews	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
Daucher	Levine	Parra	
Diaz	Lieber	Pavley	
Dutra	Liu	Reyes	

NOES—30

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

Bill ordered transmitted to the Senate immediately.

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

ASSEMBLY BILL NO. 906 (Nakano)—An act to add Division 39 (commencing with Section 72500) to the Public Resources Code, relating to vessels.

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

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

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

AYES—61

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

NOES—18

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

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 906: Assembly Members Bates and Shirley Horton, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 935 (Diaz)—An act to add Chapter 9 (commencing with Section 100600) to Part 12 of Division 10 of the Public Utilities Code, relating to transportation.

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

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

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

AYES—47

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

NOES—30

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

Above bill ordered enrolled.

BILL RETURNED TO SENATE

Assembly Member Cogdill was granted unanimous consent that Assembly Bill No. 1666 be returned to the Senate for further action.

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

ASSEMBLY BILL NO. 170 (Reyes)—An act to add Section 65302.1 to the Government Code, relating to local planning.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:41 p.m.

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

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 4:41 p.m., by unanimous consent, the members of the Committee on Utilities and Commerce were excused for the propose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

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

ASSEMBLY BILL NO. 231 (Steinberg)—An act to amend Sections 11155 and 18901.6 of, and to add Sections 18901.9 and 18901.10 to, the Welfare and Institutions Code, relating to public social services.

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

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

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

AYES—48

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

NOES—29

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 170**

At 4:55 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 170 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	

Above bill ordered enrolled immediately.

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

ASSEMBLY BILL NO. 253 (Steinberg)—An act to add Section 1276.41 to the Health and Safety Code, relating to health facilities.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:36 p.m.

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

ASSEMBLY BILL NO. 264 (Mullin)—An act to add Section 17462.7 to, and add and repeal Section 17462.5 of, the Education Code, relating to public schools.

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

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

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

AYES—76

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 274 (Koretz)—An act to add Section 1182.9 to the Labor Code, relating to employment.

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

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

The roll was opened, and the Assembly concurred in Senate amendments 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	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 304 (Mullin)—An act to amend Sections 51541.5, 51505, 51615, 51628, 51642, 51643.5, 51648, 51650, 51651, 51652, 51654, 51670, and 53533 of, and to repeal Section 51646 of, the Health and Safety Code, relating to housing, and making an appropriation therefor.

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

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

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

AYES—48

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

NOES—30

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 319 (Frommer)—An act to amend Section 12021 of the Penal Code, relating to firearms.

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

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

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

AYES—78

Aghazarian	Dutton	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
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	Oropeza	Mr. Speaker
Diaz	Leslie	Pacheco	
Dutra	Levine	Parra	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1093 (Lieber)—An act to add Section 19830.5 to the Government Code, and to add Article 13 (commencing with Section 10480) to Chapter 2 of Part 2 of the Public Contract Code, relating to living wages.

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

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

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

AYES—45

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

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1238 (Firebaugh)—An act to amend Section 11580.9 of the Insurance Code, to add and repeal Section 97.1 of the Streets and Highways Code, and to amend Sections 34501.12, 34620, and 34621 of the Vehicle Code, relating to vehicles.

Bill proposed by Assembly Member Oropeza.

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

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

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

AYES—58

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

NOES—19

Aghazarian	Correa	La Malfa	Pacheco
Bates	Dutton	Leslie	Samuelian
Bogh	Haynes	Maddox	Strickland
Campbell	Horton, Shirley	Maze	Wyland
Cogdill	Houston	Mountjoy	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1238: Assembly Member Keene, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1479 (Chu)—An act to amend Section 11205 of, to add Section 11205.2 to, and to repeal and add Section 11214 of, the Vehicle Code, relating to vehicles.

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

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

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

AYES—53

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

NOES—26

Aghazarian	Cox	Leslie	Richman
Bates	Dutton	Maddox	Runner
Benoit	Harman	Maldonado	Samuelian
Bogh	Haynes	Maze	Strickland
Campbell	Keene	McCarthy	Wyland
Cogdill	La Malfa	Mountjoy	
Correa	La Suer	Nakanishi	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 561 (Lieber)—An act to add Sections 14504, 14504.1, 14504.2, and 14504.3 to the Welfare and Institutions Code, relating to family planning.

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

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

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

AYES—50

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

NOES—27

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

Above bill ordered enrolled.

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

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

Assembly Bill No. 163, to the Committee on Education;
Senate Bill No. 328, to the Committee on Appropriations.

REQUEST TO SUSPEND RULES

Assembly Member Chan requested unanimous consent that Assembly Rule 69(d) be suspended for purpose of consideration of bills on the Senate third reading file.

Assembly Member Cox withheld unanimous consent.

CAUCUS ANNOUNCEMENTS

At 6:25 p.m., Assembly Member Cox was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 6:25 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 7:15 p.m., the Assembly reconvened.

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

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 47 (Simitian)—An act to add Section 4551.9 to the Public Resources Code, relating to forest practices.

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

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

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

AYES—44

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

NOES—32

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 68 (Simitian)—An act to add Chapter 22 (commencing with Section 22575) to Division 8 of the Business and Professions Code, relating to privacy.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:35 p.m.

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

ASSEMBLY BILL NO. 121 (Simitian)—An act to add Division 38 (commencing with Section 72400) to the Public Resources Code, relating to vessels.

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

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

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

AYES—58

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

NOES—21

Aghazarian	Dutton	Leslie	Runner
Bates	Haynes	Maze	Samuelian
Benoit	Houston	McCarthy	Strickland
Bogh	Keene	Mountjoy	
Cogdill	La Malfa	Nakanishi	
Cox	La Suer	Pacheco	

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Steinberg was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Appropriations today:

Assembly Bills Nos. 1405, 1700, and 103; and Senate Bills Nos. 269, 407, 686, 808, 1056, and 328.

REQUEST TO SUSPEND ASSEMBLY RULE 69(d)

Assembly Member Chan requested unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bills.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Assembly Rule 69(d)

Assembly Member Chan moved to suspend Assembly Rule 69(d) to permit consideration of the following bills on Senate third reading:

Senate Bills Nos. 1055, 1057, 1058, 915, 274, 278, 1074, 605, 328, 279, 631, 973, 268, 566, 879, 306, 403, 926, 966, 364, 578, 98, 420, 700, 704, 971, 853, 814, 20, 362, 1043, 178, 294, 1049, and 1054.

Assembly Member Goldberg 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—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

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1055 (Committee on Budget and Fiscal Review)—An act to amend Section 488.385 of the Code of Civil Procedure, to amend Section 10902 of the Revenue and Taxation Code, to amend Sections 1685, 4064, 5014, 5036, 5066, 6700.25, 9102.5, 9250, 9250.8, 9250.13, 9252, 9254, 9258, 9261, 9265, 9400.1, 9554, 9702, 11515, 11515.2, 12814.5, 14900, 14900.1, 14901, 14902, 38121, 38225.4, 38225.5, 38232, 38255, 38260, and 38265 of, to add Section 1678 to, and to repeal Section 38225.4 of, the Vehicle Code, and to amend Item No. 2720-001-0044 of the Budget Act of 2003, relating to vehicles, and making an appropriation therefor.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:43 p.m.

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

SENATE BILL NO. 1058 (Torlakson)—An act to add and repeal Section 62027 to the Education Code, relating to children, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—45

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

NOES—33

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 915 (Perata)—An act to amend Sections 66540.14, 66540.16, 66540.20, 66540.40, and 66540.72 of, to add Sections 66540.21, 66540.27, and 66540.29 to, and to repeal Sections 66540.22 and 66540.23 of, the Government Code, relating to transportation.

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

Bill passed by the following vote:

AYES—46

Berg	Frommer	Longville	Reyes
Bermudez	Goldberg	Lowenthal	Ridley-Thomas
Calderon	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	
Dymally	Liu	Pavley	

NOES—33

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 278 (Ducheny)—An act to amend Section 3041 of, and to add Title 2.5 (commencing with Section 3550) to Part 3 of, the Penal Code, relating to prisoners.

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

Bill passed by the following vote:

AYES—50

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

NOES—29

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

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 118 to the Committee on Transportation.

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

SENATE BILL NO. 605 (McPherson)—An act to amend Section 8592.1 of, and to add Section 8592.6 to, the Government Code, relating to public safety.

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

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. 973 (Machado)—An act to add Section 14669.7 to the Government Code, relating to state property.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 268 (Soto)—An act to amend Sections 20751, 20776, 21037, 21050, 21293, and 21294 of, and to add Sections 20751.5, 20910, and 21251.15 to, the Government Code, relating to public employees' retirement.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill 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
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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 879 (Margett)—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read third time, and presented by Assembly Member La Suer.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 216 (Sher)—An act to amend Sections 2106, 2109, 2110, and 2111 of, to amend and renumber Section 2116 of, and to repeal Section 2106.5 of, the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—54

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

NOES—25

Aghazarian	Haynes	Maze	Samuelian
Benoit	Houston	McCarthy	Spitzer
Bogh	Keene	Mountjoy	Strickland
Campbell	La Malfa	Nakanishi	Wyland
Cogdill	La Suer	Pacheco	
Cox	Leslie	Plescia	
Dutton	Maddox	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 216: Assembly Member Bates, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 403 (Florez)—An act to amend Sections 11270, 13400, 13401, 13402, 13403, 13405, and 13406 of, and to add Chapter 5.5 (commencing with Section 11531) to Part 1 of, and to add Chapter 3.5 (commencing with Section 13343) to Part 3 of, Division 3 of Title 2 of, the Government Code, and to amend Sections 12101, 12102, and 12103 of, and to repeal Section 12105 of, the Public Contract Code, relating to information technology.

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

Bill passed by the following vote:

AYES—49

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

NOES—30

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1055**

At 8:08 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1055 passed by the following vote:

AYES—44

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

NOES—34

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

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 436 (Soto)—An act to amend Sections 22790, 22792, 22793, 22794, 22825.1, 22840, and 22850 of the Government Code, relating to the Public Employees' Medical and Hospital Care Act, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Negrete McLeod.

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	Harman	Maddox	Richman
Bogh	Haynes	Maldonado	Ridley-Thomas
Calderon	Horton, Jerome	Matthews	Runner
Campbell	Horton, Shirley	Maze	Salinas
Canciamilla	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Simitian
Chu	Keene	Mountjoy	Spitzer
Cogdill	Kehoe	Mullin	Steinberg
Cohn	Koretz	Nakanishi	Strickland
Corbett	La Malfa	Nakano	Vargas
Correa	La Suer	Nation	Wiggins
Cox	Laird	Negrete McLeod	Wolk
Daucher	Leno	Nunez	Wyland
Diaz	Leslie	Oropeza	Yee
Dutra	Levine	Pacheco	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 606 (Vasconcellos)—An act to amend Section 49455 of the Education Code, relating to pupil health.

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

Bill passed by the following vote:

AYES—48

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

NOES—27

Aghazarian	Cox	La Malfa	Nakanishi
Bates	Dutton	La Suer	Plescia
Benoit	Harman	Leslie	Richman
Bogh	Haynes	Maddox	Spitzer
Campbell	Horton, Shirley	Maze	Strickland
Cogdill	Houston	McCarthy	Wyland
Correa	Keene	Mountjoy	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 606: Assembly Member Wyland, from “Aye” to “No”; Assembly Member Maldonado, from “No” to “Aye”; Assembly Member Nation, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 966 (Alarcon)—An act to amend Section 1726 of, and to add Section 1781 to, the Labor Code, relating to prevailing wages.

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

Bill passed by the following vote:

AYES—78

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	Wolk
Correa	La Malfa	Nation	Wyland
Cox	La Suer	Negrete McLeod	Yee
Daucher	Laird	Nunez	Mr. Speaker
Diaz	Leno	Oropeza	
Dutra	Leslie	Pacheco	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 578 (Alarcon)—An act to amend Section 6108 of the Public Contract Code, relating to public contracts.

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

Point of Order

Assembly Member Vargas arose to the following point of order:

Assembly Member La Suer's question of Assembly Member Hancock was answered.

Ruling by Speaker pro Tempore Kehoe

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	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.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 68**

At 8:25 p.m., on motion of Assembly Member Simitian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 68 by the following vote:

AYES—42

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

NOES—32

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

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 68: Assembly Member Diaz, from “No” to “Aye”.

Above bill ordered enrolled.

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

SENATE BILL NO. 24 (Figueroa)—An act to add Sections 14148.03, 14148.04, and 14148.05 to the Welfare and Institutions Code, relating to health care.

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

Bill passed by the following vote:

AYES—67

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

NOES—11

Bates	Cogdill	La Malfa	Samuelian
Bogh	Cox	La Suer	Strickland
Campbell	Haynes	Mountjoy	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 420 (Vasconcellos)—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 third time, and presented by Assembly Member Leno.

Bill passed by the following vote:

AYES—42

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

NOES—32

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 814 (Vincent)—An act to amend Sections 19801, 19876, 19951, 19962, and 19963 of the Business and Professions Code, relating to gambling.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

**At 8:38 p.m., Assistant Speaker pro Tempore Leland Y. Yee,
12th District, presiding**

SENATE BILL NO. 20 (Sher)—An act to add Article 10.3 (commencing with Section 25214.9) to Chapter 6.5 of Division 20 of the Health and Safety Code, and to add Article 4 (commencing with Section 41516) to Chapter 3.5 of Part 2 of, and Chapter 8.5 (commencing with Section 42460) to Part 3 of, Division 30 of the Public Resources Code, relating to hazardous and solid waste.

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

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, 9 p.m.

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

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

Bill read third time.

Request for Unanimous Consent

Assembly Member Haynes requested unanimous consent to suspend Assembly Rule 69(e) for the purpose of consideration of amendments to Senate Bill No. 356.

Unanimous Consent Withheld

Assembly Member Kehoe withheld unanimous consent.

Motion to Suspend Assembly Rule 69(e)

Assembly Member Haynes moved to suspend Assembly Rule 69(e) for the purpose of consideration of amendments to Senate Bill No. 356.

Assembly Member Spitzer seconded the motion.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—32

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

NOES—43

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

Further Consideration of Senate Bill No. 356

Bill presented by Assembly Member Kehoe.

Point of Order

Assembly Member Vargas arose to the following point of order: Assembly Member Haynes is not limiting debate to the merits of Senate Bill No. 356.

Ruling by Assistant Speaker pro Tempore Yee

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

Parliamentary Inquiry

Assembly Member Bogh arose to the following parliamentary inquiry:

What specific Assembly Rule governs germaneness of debate on the Floor?

Reply by Assistant Speaker pro Tempore Yee

Assistant Speaker pro Tempore Yee replied that pursuant to Assembly Rule 10, Mason's Manual, Section 101, is the authority requiring that debate be confined to the question before the Body.

The question being on passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 362 (Figueroa)—An act to amend Sections 125.9, 1616.5, 1742, 1765, 1775, 7303.1, 7309, 7313, 7317, 7319.5, 7321, 7321.5, 7324, 7326, 7330, 7332, 7333, 7334, 7335, 7336, 7337, 7337.5, 7338, 7340, 7341, 7342, 7344, 7353, 7354, 7355, 7356, 7357, 7359, 7362, 7362.1, 7362.2, 7362.3, 7364, 7365, 7366, 7367, 7389, 7395.1, 7396, 7400, 7401, 7403, 7404, 7405, 7406, 7407, 7408, 7409, 7410, 7414.1, 7414.3, 7414.4, 7414.6, 7415, 7421, and 7422 of, and to amend and repeal Sections 1601.1, 7390, 7391, 7392, 7393, 7394, and 7395 of, to add Sections 7303.2 and 7403.5 to, to repeal Sections 7331.5, 7340.5, 7416, and 7423.5 of, and to repeal and add Sections 7331 and 7423 to, the Business and Professions Code, to amend Section 830.3 of the Penal Code, and to repeal Sections 3 and 4 of Chapter 859 of the Statutes of 2001, relating to business and professions.

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

Bill passed by the following vote:

AYES—76

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

NOES—2

Bogh Haynes

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 253**

At 9:10 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 Steinberg moved to continue the call of the Assembly.

Motion carried. Time, 9:10 p.m.

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

At 9:10 p.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

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

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

SENATE BILL NO. 294 (Soto)—An act to amend Sections 2850, 2851, 2852, 2853, 2854, 2855, and 17200 of, and to repeal Section 2856 of, the Probate Code, relating to conservators, guardians, and trustees.

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

Bill passed by the following vote:

AYES—58

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

NOES—20

Bogh	Haynes	Maddox	Richman
Campbell	Keene	Maze	Runner
Cogdill	La Malfa	McCarthy	Samuelian
Cox	La Suer	Mountjoy	Strickland
Harman	Leslie	Pacheco	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1049 (Committee on Budget and Fiscal Review)—An act to amend Sections 1103 and 1103.2 of the Civil Code, to amend Sections 714, 2536, 2540, 3031, 3031.2, 4654, 6596, 6596.1, 7145, 7147, 7149, 7149.05, 7149.2, 7149.8, 7360, 7360.1, 7361, 7363, 7380, 7852, 7881, 7921, 8032, 8033, 8033.2, 8033.5, 8034, 8035, 8036, 13005, 15101, and 15103 of, to amend the heading of Article 4 (commencing with Section 7360) of Chapter 2 of Part 2 of Division 6 of, to add Section 8039 to, and to repeal Sections 7149.1, 7149.15, 7362, 7852.21, 7852.3, and 7921.5 of, the Fish and Game Code, and to amend Sections 11502.5, 11703, 11704, 11707, 11903, 11904, 12021, 12103, 12104, 12105, 12201, 12202, 12252, 12401, 12404, 12818, 12841, 12841.1, and 14152 of, to add Section 12841.2 to, to repeal Sections 11515 and 11516 of, and to repeal and add Section 12812 of, the Food and Agricultural Code, to amend Section 8589.4 of, and to add Section 8589.5 to, the Government Code, to amend Sections 12975.7 and 12975.8 of, and to add and repeal Section 10089.45 of, the Insurance Code, to amend Section 25534 of, to add Section 25806 to, and to add Article 3.5 (commencing with Section 4138) to Chapter 1 of Part 2 of Division 4 of, the Public Resources Code, to amend Sections 1025.5, 1052, 1228.3, 1845, 2850, 5006, 5107, 6307, 6308, 6309, 13160.1, and 79505.5 of, to add Sections 1031, 2865, and 2868 to, to repeal Sections 1228.8 and 6308.5 of, and to repeal and add Chapter 8 (commencing with Section 1525) of Part 2 of Division 2 of, the Water Code, and to amend Section 1 of Chapter 240 of the Statutes of 2003 relating to resources, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1054 (Committee on Budget and Fiscal Review)—An act to amend Section 6817 of, to add Chapter 1.695 (commencing with Section 5096.500) and Chapter 3.8 (commencing with Section 5750) to Division 5 of, the Public Resources Code, and to add Section 79544.1 to the Water Code, relating to public resources, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—48

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

NOES—30

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

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1054: Assembly Members Maldonado and Shirley Horton, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1669 (Chu)—An act to add Sections 2247 and 2960.2 to the Business and Professions Code, to amend, repeal, and add Section 1031 of the Government Code, and to add Section 832.05 to the Penal Code, relating to peace officers.

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

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

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

AYES—75

Aghazarian	Dutton	Lieber	Pavley
Bates	Dymally	Liu	Plescia
Benoit	Frommer	Longville	Reyes
Berg	Garcia	Maddox	Richman
Bermudez	Goldberg	Maldonado	Ridley-Thomas
Bogh	Hancock	Matthews	Runner
Calderon	Harman	Maze	Salinas
Canciamilla	Horton, Jerome	McCarthy	Samuelian
Chan	Horton, Shirley	Montanez	Simitian
Chavez	Houston	Mountjoy	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	Leslie	Pacheco	Mr. Speaker
Dutra	Levine	Parra	

NOES—2

Campbell Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 71 (Jerome Horton)—An act to add and repeal Division 8.6 (commencing with Section 22970) of the Business and Professions Code, to add Section 15618.5 to the Government Code, to amend Section 104557 of the Health and Safety Code, to amend, repeal, and add Section 830.11 of the Penal Code, and to amend Sections 30436, 30449, 30471, 30473.5, 30474, and 30481 of, to add Sections 30019, 30165.1, 30166.1, 30177.5, and 30482 to, to add and repeal Sections 30435 and 30474.1 of, to add and repeal Article 2.5 (commencing with Section 30210) of Chapter 4 of Part 13 of Division 2 of, and to add and repeal Article 5 (commencing with Section 30355) of Chapter 5 of Part 13 of Division 2 of, the Revenue and Taxation Code, relating to cigarettes and tobacco products, and making an appropriation therefor.

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

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

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

AYES—51

Berg	Frommer	Longville	Richman
Bermudez	Goldberg	Lowenthal	Ridley-Thomas
Calderon	Hancock	McCarthy	Runner
Canciamilla	Harman	Montanez	Salinas
Chavez	Horton, Jerome	Mullin	Simitian
Chu	Jackson	Nakano	Spitzer
Cohn	Kehoe	Nation	Steinberg
Correa	Koretz	Nunez	Vargas
Cox	Laird	Oropeza	Wiggins
Daucher	Leno	Parra	Wolk
Diaz	Levine	Pavley	Yee
Dutra	Lieber	Plescía	Mr. Speaker
Dymally	Liu	Reyes	

NOES—15

Aghazarian	Garcia	Maddox	Nakanishi
Bates	Haynes	Maldonado	Pacheco
Bogh	Horton, Shirley	Maze	Samuelian
Dutton	La Malfa	Mountjoy	

Above bill ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 602 BY UNANIMOUS CONSENT

Assembly Member Montanez was granted unanimous consent to take up Senate Bill No. 602 without reference to file, for purpose of amendment.

SENATE BILL NO. 602 (Figueroa)—An act to amend Sections 1785.11.1 and 1785.11.2 of, to add Section 1799.1b to, to add Title 1.81.2 (commencing with Section 1798.90.1) to Part 4 of Division 3 to, the Civil Code, to amend Sections 530.6 and 530.8 of the Penal Code, and to amend Section 2891 of the Public Utilities Code, relating to personal information.

Bill read third time.

Motion to Amend

Assembly Member Montanez moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—76

Aghazarian	Dutra	Levine	Pacheco
Bates	Dutton	Lieber	Parra
Benoit	Dymally	Liu	Pavley
Berg	Garcia	Longville	Plescia
Bermudez	Goldberg	Lowenthal	Reyes
Bogh	Hancock	Maddox	Richman
Calderon	Harman	Maldonado	Ridley-Thomas
Campbell	Haynes	Matthews	Runner
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	La Malfa	Nakano	Wiggins
Correa	La Suer	Nation	Wolk
Cox	Laird	Negrete McLeod	Wyland
Daucher	Leno	Nunez	Yee
Diaz	Leslie	Oropeza	Mr. Speaker

NOES—None

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

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

SENATE BILL NO. 306 (Ducheny)—An act to amend Sections 17021.7, 17951, 18013.4, 18045.5, 18214, 18300, 18862.39, 18862.47, 18865, 19971, 50517.5, and 50786 of the Health and Safety Code, relating to mobilehomes and manufactured homes.

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

Bill passed by the following vote:

AYES—78

Aghazarian	Dutton	Lieber	Pavley
Bates	Dymally	Liu	Plescia
Benoit	Frommer	Longville	Reyes
Berg	Garcia	Lowenthal	Richman
Bermudez	Goldberg	Maddox	Ridley-Thomas
Bogh	Hancock	Maldonado	Runner
Calderon	Harman	Matthews	Salinas
Campbell	Haynes	Maze	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	Oropeza	Mr. Speaker
Diaz	Leslie	Pacheco	
Dutra	Levine	Parra	

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 20**

At 9:34 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 Steinberg moved to continued the call of the Assembly.

Motion carried. Time, 9:34 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 253**

At 9:36 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, 9:38 p.m.

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

BILL RETURNED TO SENATE

Assembly Member Yee was granted unanimous consent that Assembly Bill No. 1370 be returned to the Senate for further action.

JOINT RULE 62(a) WAIVED

Assembly Member Chan was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 163 for hearing in the Committee on Education, today; and for the purpose of setting Senate Bills Nos. 460 and 871 for hearing in the Committee on Transportation on Thursday, September 11, 2003, at 9:45 a.m., in the Rules Committee Room.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kehoe announced that the Committee on Jobs, Economic Development and the Economy would meet today, upon adjournment of Floor session.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 253**

At 9:45 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.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 253 by the following vote:

AYES—40

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

NOES—35

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

**Motion to Reconsider Assembly Bill No. 253
on Next Legislative Day**

Assembly Member Steinberg moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 253 was refused concurrence in Senate amendments.

Assembly Bill No. 253 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 20**

At 9:49 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 Cogdill moved to continue the call of the Assembly.

Motion carried. Time, 9:50 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. 439 (Committee on Public Employment and Retirement)—An act to amend Sections 20035.1 and 21363.4 of, and to add Sections 20035.2, 20035.3, and 22825.11 to, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Negrete McLeod moved the adoption of amendments.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 20**

At 9:54 p.m., on motion of Assembly Member Cogdill, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 9:55 p.m.

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

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 Edward Teller, of Palo Alto.

(Assembly Rule 45.5 suspended.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 20**

At 10:01 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. 20 passed by the following vote:

AYES—42

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

NOES—29

Aghazarian	Garcia	Maddox	Runner
Bogh	Haynes	Maldonado	Samuelian
Campbell	Horton, Shirley	Maze	Strickland
Cogdill	Houston	McCarthy	Wyland
Correa	Keene	Mountjoy	Yee
Cox	La Malfa	Nakanishi	
Dutra	La Suer	Pacheco	
Dutton	Leslie	Plescia	

**Motion to Reconsider Senate Bill No. 20
on Next Legislative Day**

Assembly Member Cox moved to reconsider on the next legislative day the vote whereby Senate Bill No. 20 was this day passed.

Senate Bill No. 20 ordered to the unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

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. 1072 and 1005 were continued until the next legislative day.

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. 217, on request of Assembly Member Simitian;

Senate Bill No. 131, on request of Assembly Member Longville.

COMMITTEE MEETING ANNOUNCEMENTS

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

Assembly Member Steinberg announced that the Committee on Appropriations would meet today, upon adjournment of the Education Committee, in the Tom Bane Rules Committee Meeting Room.

Assembly Member Ridley-Thomas announced that the Committee on Jobs, Economic Development and the Economy would meet today, upon adjournment of Floor session, in Room 447.

Assembly Member Jerome Horton announced that the Committee on Governmental Organization would meet today, upon adjournment of Floor session, in Room 4202.

Assembly Member Dutra announced that the Committee on Transportation would meet tomorrow, at 9:45 a.m., in the Tom Bane Rules Committee Room.

BILLS PASSED ON FILE

Senate Bills Nos. 1051, 1057, 279, 566, 971, 853, 256, 122, 458, 197, 118, 430, and 1043—Passed on file.

ADJOURN IN MEMORY

Assembly Member Bates was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gen. Raymond Davis, of Stockbridge, GA.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Ryan Carnegie, of Burbank.

Assembly Member Hancock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect of the memory of Professor Don Dahlsten, of Berkeley.

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. 67: Jerome Horton, Parra, and Simitian—Aye; Bates, Correa, Houston, Keene, Leslie, Maddox, Maldonado, Mountjoy, and Samuelian—No.

Senate Bill No. 331: Jerome Horton and Simitian—Aye; Bates, Houston, Keene, Leslie, and Maddox—No.

Senate Bill No. 627: Daucher, Garcia, Jerome Horton, Maddox, Maldonado, Simitian, and Spitzer—Aye; Aghazarian, Dutton, Houston, Keene, and Leslie—No.

Senate Bill No. 892: Simitian—Aye; Bates, Dutton, Haynes, and Houston—No.

Senate Bill No. 611: Bermudez, Daucher, Garcia, Maddox, and Maldonado—Aye; Bates, Dutton, Houston, Plescia, and Wyland—No.

Senate Bill No. 614: Bermudez, Calderon, Canciamilla, Chavez, Maldonado, and Simitian—Aye; Harman and Maddox—No.

Senate Bill No. 719: Frommer, Garcia, Shirley Horton, Maldonado, and Spitzer—Aye; Bates, Campbell, Haynes, Keene, Leslie, McCarthy, Plescia, Samuelian, and Wyland—No.

Chan Motion to Suspend Joint Rule 62(a): Correa—Aye; Benoit, Haynes, Maddox, Mountjoy, and Nakanishi—No.

Chan Motion to Suspend Assembly Rule 78: Haynes, Mountjoy, and Nakanishi—No.

Senate Bill No. 923: Bermudez and Calderon—Aye; Harman, Haynes, and Mountjoy—No.

Senate Bill No. 704: Bogh, Chan, Mountjoy, Nunez, and Strickland—Aye; Haynes—No.

Senate Bill No. 705: Canciamilla and Jerome Horton—Aye; Haynes and Strickland—No.

Senate Bill No. 709: Jerome Horton—Aye; Cox, Daucher, Haynes, Matthews, and Strickland—No.

Senate Bill No. 262: Calderon and Chavez—Aye; Haynes, Matthews, and Strickland—No.

Senate Bill No. 556: Calderon, Chavez, Correa, Haynes, Mountjoy, and Strickland—Aye; Bogh—No.

Senate Bill No. 476: Benoit, Berg, Campbell, Canciamilla, Haynes, Jackson, La Suer, Pacheco, Samuelian, and Simitian—Aye.

Senate Bill No. 868: Maddox, Nation, and Pavley—Aye; Campbell, Haynes, La Malfa, Maldonado, and Samuelian—No.

Senate Bill No. 288: Canciamilla and Negrete McLeod—Aye; Correa, Haynes, and Matthews—No.

Senate Bill No. 590: Calderon, Canciamilla, and Maldonado—Aye; Haynes—No.

Chan Motion to Suspend Assembly Rule 77: Garcia and Simitian—Aye; Campbell, Haynes, Maldonado, and Samuelian—No.

Assembly Bill No. 1458, Concurrence: Frommer, Garcia, Maldonado, Salinas, Samuelian, and Simitian—Aye; Campbell and Haynes—No.

Assembly Bill No. 1469, Concurrence: Garcia and Simitian—Aye; Bates, Campbell, Dutton, Haynes, Keene, La Malfa, Plescia, Samuelian, and Wyland—No.

Assembly Bill No. 1541, Concurrence: Simitian—Aye; Campbell, Garcia, Haynes, Maldonado, and Samuelian—No.

Assembly Bill No. 1548, Concurrence: Simitian—Aye; Aghazarian, Campbell, Garcia, Haynes, Maddox, Maldonado, Mountjoy, Samuelian, and Spitzer—No.

Assembly Bill No. 1627, Concurrence: Dutton, Garcia, Maddox, Plescia, and Simitian—Aye; Campbell, Haynes, Mountjoy, and Samuelian—No.

Assembly Bill No. 66, Concurrence: Campbell, Garcia, Haynes, Parra, Samuelian, and Simitian—Aye.

Assembly Bill No. 260, Concurrence: Campbell, Garcia, Maldonado, and Simitian—Aye; Correa, Haynes, Samuelian, and Spitzer—No.

Assembly Bill No. 526, Concurrence: Corbett and Correa—Aye; Campbell, Haynes, Maddox, Mountjoy, Plescia, Samuelian, and Wyland—No.

Assembly Bill No. 692, Concurrence: Correa and Simitian—Aye; Campbell, Haynes, Houston, Maddox, Mountjoy, Pacheco, Plescia, Samuelian, and Wyland—No.

Senate Bill No. 700: Jerome Horton—Aye; Haynes, Houston, Maddox, and Mountjoy—No.

Assembly Bill No. 906, Concurrence: Campbell, Correa, Plescia, and Wyland—Aye; Haynes, Houston, Pacheco, and Samuelian—No.

Assembly Bill No. 935, Concurrence: Jackson and Koretz—Aye; Campbell, Correa, Haynes, Houston, Maldonado, Pacheco, Plescia, Samuelian, and Wyland—No.

Assembly Bill No. 231, Concurrence: Garcia—Aye; Correa, Dutton, Houston, Maddox, Mountjoy, Pacheco, Plescia, Samuelian, and Wyland—No.

Assembly Bill No. 170, Concurrence: Correa—Aye; Matthews—No.

Assembly Bill No. 264, Concurrence: Correa, Dutton, Harman, Houston, Maze, Nakano, and Pacheco—Aye; Haynes—No.

Assembly Bill No. 274, Concurrence: Correa, Frommer, Simitian, and Wiggins—Aye; Daucher, Dutton, Harman, Haynes, Matthews, and Maze—No.

Assembly Bill No. 304, Concurrence: Calderon, Garcia, and Harman—Aye; Daucher, Dutton, Haynes, Maddox, Maze, McCarthy, Mountjoy, Plescia, Samuelian, and Wyland—No.

Assembly Bill No. 319, Concurrence: Daucher, Dutton, Harman, Haynes, Maze, Pavley, Plescia, and Wyland—Aye.

Assembly Bill No. 1093, Concurrence: Canciamilla and Correa—Aye; Aghazarian, Garcia, Harman, Haynes, Maze, Nakanishi, Plescia, Spitzer, and Wyland—No.

Assembly Bill No. 1238, Concurrence: Garcia, Harman, McCarthy, Nakanishi, Plescia, and Spitzer—Aye; Aghazarian, Correa, Dutton, Haynes, La Malfa, Maze, Samuelian, and Wyland—No.

Assembly Bill No. 1479, Concurrence: Berg, Canciamilla, Garcia, Plescia, and Spitzer—Aye; Aghazarian, Correa, Dutton, Harman, Haynes, Maze, McCarthy, Nakanishi, and Wyland—No.

Assembly Bill No. 561, Concurrence: Calderon, Chavez, Frommer, Jerome Horton, and Salinas—Aye; Maldonado—No.

Assembly Bill No. 47, Concurrence: Jerome Horton and Maldonado—Aye; Correa and Haynes—No.

Assembly Bill No. 121, Concurrence: Shirley Horton and Spitzer—Aye; Haynes—No.

Chan Motion to Suspend Assembly Rule 69(d): Haynes and Mountjoy—No.

Senate Bill No. 1058: Pavley and Simitian—Aye; Correa, Haynes, and Shirley Horton—No.

Senate Bill No. 915: Correa, Pavley, and Simitian—Aye; Haynes—No.

Senate Bill No. 278: Chavez, Frommer, Nation, Pavley, Simitian, and Yee—Aye; Correa, Garcia, Haynes, Houston, and Mountjoy—No.

Senate Bill No. 605: Correa, Garcia, Haynes, Nation, Simitian, and Yee—Aye.

Senate Bill No. 973: Haynes, Nation, Simitian, and Yee—Aye.

Senate Bill No. 268: Haynes, Montanez, and Simitian—Aye.

Senate Bill No. 879: Haynes and Simitian—Aye.

Senate Bill No. 216: Garcia, Maldonado, and Simitian—Aye;
Haynes—No.

Senate Bill No. 403: Maldonado, Matthews, and Simitian—Aye;
Haynes—No.

Senate Bill No. 1055: Cohn and Correa—Aye; Haynes—No.

Senate Bill No. 436: Cohn, Haynes, Maddox, Mountjoy, Plescia,
Simitian, and Wyland—Aye.

Senate Bill No. 606: Simitian—Aye; Haynes, Houston, Maddox,
McCarthy, Mountjoy, and Plescia—No.

Senate Bill No. 966: Daucher, Dymally, Haynes, Maddox, Mountjoy,
and Simitian—Aye.

Senate Bill No. 578: Levine—Aye; Garcia, Haynes, and
Mountjoy—No.

Assembly Bill No. 68, Concurrence: Haynes—No.

Senate Bill No. 24: Pacheco, Plescia, Simitian, and Wyland—Aye;
Haynes—No.

Senate Bill No. 420: Haynes—No.

Senate Bill No. 814: Campbell, Maldonado, and Simitian—Aye.

Senate Bill No. 356: Jerome Horton and Levine—Aye.

Senate Bill No. 362: Garcia and Jerome Horton—Aye.

Senate Bill No. 294: Jerome Horton and Spitzer—Aye;
Haynes—No.

Senate Bill No. 1049: Haynes—No.

Senate Bill No. 1054: Bermudez, Correa, Daucher, and
Matthews—Aye; Garcia, Harman, Haynes, Maze, and Plescia—No.

Assembly Bill No. 1669, Concurrence: Harman, Maze, McCarthy,
Samuelian, and Simitian—Aye; Campbell and Haynes—No.

Assembly Bill No. 71, Concurrence: Daucher and McCarthy—Aye;
Haynes, Maldonado, and Maze—No.

Senate Bill No. 602, Montanez Amendments: Daucher and
Dutton—Aye.

Senate Bill No. 20: Correa—No.

MOTION TO ADJOURN

At 10 p.m., Assembly Member Reyes moved that the Assembly do
now adjourn.

Assembly Member Bermudez seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Maze, La Suer, and Dymally arose to speak on
the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Reyes that
the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:10 p.m., Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES
Committee on Governmental Organization

Date of Hearing: September 10, 2003

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 621

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

JEROME HORTON, Chair

Above bill re-referred to the Committee on Appropriations.

INTRODUCTION OF GUESTS

Speaker Wesson introduced Frances Burt, of Los Angeles.

Assembly Member Cox, of the 5th Assembly District, introduced former Assembly Member Steve Kuykendall.

ADJOURNMENT

At 10:10 p.m., pursuant to the motion by Assembly Member Reyes, the Assembly adjourned until 10:30 a.m., Thursday, September 11, 2003, out of respect to the memory of Gen. Raymond Davis, on motion of Assembly Member Bates; out of respect to the memory of John Ryan Carnegie, on motion of Assembly Member Frommer; out of respect to the memory of Professor Don Dahlsten, on motion of Assembly Member Hancock; and out of respect to the memory of Edward Teller, on motion of Assembly Member Houston.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 10, 2003**

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

AB	RN
152	0319503
1388	0320060
1592	0319671

SB	RN
25	0320054
439	0320173
570	0319875
602	0320051

Daily Total:	7
Cumulative Total:	2910

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