

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, September 14, 2001**

**ONE HUNDRED TWENTY-EIGHTH SESSION DAY  
TWO HUNDRED EIGHTY-FIFTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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  
Friday, September 14, 2001

The Assembly met at 10:31 a.m.  
Hon. Fred Keeley, 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 Bill Campbell moved a quorum call of the Assembly.

Motion carried. Time, 10:32 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 10:52 a.m., Speaker pro Tempore Keeley declared a quorum of the Assembly present.

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

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

**PRAYER**

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

In 1855 Walt Whitman spoke these words which still ring true today. He said: "The genius of the United States is not best nor most in its executives or legislatures nor in its ambassadors or authors, nor colleges or churches or parlors, nor even in its newspapers or inventors—but always most in the common people, south, north, west, east, in all its states, through all its mighty amplitude."

This week we have seen the greatness of our nation. It lies not in our wealth nor in our power, nor in our tall buildings, but in our people. Our President has declared today to be a day of national prayer. We stand together, united as a single people, and we pray to God to care for the souls of those who were murdered, and we pray to God to continue to look over those courageous men and women who have been risking their own lives to rescue others, and we pray to God to bring comfort for those in mourning.

Let us take a moment of silence to add the prayers that are in our own hearts, to pray in our own way, with our words.

O God of all humanity, bless the inhabitants of our country with Your spirit, grant us a healing from our pain, peace within our borders and may we never take our freedom for granted. May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

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

**COMMUNICATIONS**

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

**Explanation of Vote—Senate Bill No. 771**

September 14, 2001

*Mr. Dotson Wilson*  
*Chief Clerk*

*California State Assembly*  
*State Capitol, Room 3196*  
*Sacramento, California*

Dear Chief Clerk: When the roll call vote for Senate Bill 771 (Figueroa) was taken on September 12, 2001, I inadvertently voted no and would like the record to reflect my intention to abstain from voting on this measure. Thank you.

Sincerely,

BARBARA S. MATTHEWS, Assembly Member  
Seventeenth District

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, September 14, 2001

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

Assembly Bill No. 383

Assembly Bill No. 716

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO  
JOINT RULE 54**

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

*Dear Mr. Clerk:* Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Maldonado to introduce a bill relating to vehicles. Request No. 01 22482.ROBERT M. HERTZBERG  
Speaker of the Assembly**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1742—Maldonado.** An act to amend Section 35401 of the Vehicle Code, relating to vehicles.**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 120—Runner.** Relative to the Aerospace Industry Monument.**AUTHOR'S AMENDMENTS  
Committee on Judiciary**

September 14, 2001

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

Senate Bill No. 169

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

STEINBERG, Chairman

**SENATE BILL NO. 169—**An act to add Title 1.81.2 (commencing with Section 1798.87) to Part 4 of Division 3 of the Civil Code, relating to personal information.

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 Water, Parks and Wildlife**

Date of Hearing: September 14, 2001

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

Senate Bill No. 107

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

FLOREZ, Chairman

Above bill re-referred to the Committee on Appropriations.

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 60   | Assembly Bill No. 1160 |
| Assembly Bill No. 128  | Assembly Bill No. 1374 |
| Assembly Bill No. 293  | Assembly Bill No. 1429 |
| Assembly Bill No. 343  | Assembly Bill No. 1700 |
| Assembly Bill No. 674  | Assembly Bill No. 673  |
| Assembly Bill No. 715  | Assembly Bill No. 344  |
| Assembly Bill No. 1084 |                        |

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 13, 2001

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

Senate Joint Resolution No. 26

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. 26**—Relative to terrorist attacks.

**RECESS**

By unanimous consent, at 11:01 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**RECONVENED**

At 11:07 a.m., the Assembly reconvened.

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

**CONSIDERATION OF DAILY FILE  
UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 491 (Frommer)**—An act to amend Section 1936 of the Civil Code, relating to rental vehicles.

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

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

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

**AYES—75**

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

**NOES—1**

Havice

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 491: Assembly Member Liu, from "Aye" to "Not Voting".

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 357 (Correa)**—An act to amend Sections 1812.81 and 1812.86 of, and to add Sections 1812.96 and 1812.97 to, the Civil Code, relating to health studio 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—78**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1132 (Canciamilla)**—An act to amend Sections 2557.5, 2558, 37252, 37253, and 42241.7 of, to amend and repeal Section 14002.1 of, to add Sections 14002.2, 14002.4, 37252.9, 37252.10, 37252.11, and 42238.125 to, to add and repeal Section 42238.146 of, and repeal Section 14002.3 and to repeal Section 42238.146 of, the Education Code, and to amend Section 62 of Chapter 78 of the Statutes of 1999, as amended by Chapter 76 of the Statutes of 2000, relating to charter 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—74**

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

**NOES—2**

Campbell, John      La Suer

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1132: Assembly Member John Campbell, from "Aye" to "No".

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 620 (Wayne)**—An act to add and repeal Article 3.5 (commencing with Section 51725) of Chapter 5 of Part 28 of the Education Code, relating to high-tech high 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—80**

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

**NOES—None**

Above bill ordered enrolled.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 759 (Murray)**—An act to add Sections 13103.5 and 14532 to the Government Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—77**

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

**NOES—None**

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

**AYES—77**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 523 (Alpert)**—An act to amend Section 1329 of the Unemployment Insurance Code, relating to unemployment insurance.

**Bill read third time, and presented by Assembly Member Briggs:**

**Bill passed by the following vote:**

**AYES—78**

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

**NOES—None**

**Bill ordered transmitted to the Senate:**

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 523 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3997.)

**SENATE BILL NO. 124 (Johnson)**—An act relating to state property.

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

**AYES—80**

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

**NOES—None**

**Bill ordered transmitted to the Senate.**

**SENATE BILL NO. 1226 (Committee on Health and Human Services)**—An act to amend Sections 109935, 109951, and 109971 of the Health and Safety Code, relating to health.

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

**AYES—75**

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

**NOES—1**

Briggs

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1226: Assembly Member Cohn, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**BILLS REMOVED FROM SPECIAL CONSENT CALENDAR**

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

**Assembly Bill No. 67**, on request of Assembly Member Cogdill.

**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. 376 to the Committee on Appropriations.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Senate Bill No. 234**, on request of Assembly Member Strom-Martin.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 631 (Polanco)**—An act relating to postsecondary education, and making an appropriation therefor.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 11:17 a.m.

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

**SENATE BILL NO. 168 (Bowen)**—An act to amend Section 1785.15 of, to add Sections 1785.11.1, 1785.11.2, 1785.11.3, 1785.11.4, and 1785.11.6 to, and to add Title 1.81.1 (commencing with Section 1798.85) to Part 4 of Division 3 of, the Civil Code, relating to personal information.

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, 11:31 a.m.

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

**DEBATE LIMITED BY UNANIMOUS CONSENT**

Speaker pro Tempore Keeley announced that in the absence of objection, debate on this day’s file would be limited to two proponents and two opponents, and time would be limited to two minutes.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1547 (Vargas)**—An act to add Chapter 16 (commencing with Section 18998) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to health care access, and making an appropriation therefor.

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

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

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

**AYES—76**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1621 (Cardenas)**—An act to add Section 4601.5 to 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—78**

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

**NOES—None**

Above bill ordered enrolled.

**THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 527 (Sher)**—An act to amend Sections 42400.4, 42801, 42810, 42821, 42822, 42823, 42824, 42840, 42841, 42842, 42843, 42860, 42870, and 43021, and to add Sections 42410, 42801.1, and 43023 to, the Health and Safety Code, relating to air pollution.

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

Bill passed by the following vote:

**AYES—53**

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

**NOES—27**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 187 (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 Goldberg. The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 11:43 a.m.

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

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

**ASSEMBLY BILL NO. 49 (Washington)**—An act to add Article 4.6 (commencing with Section 18736) to Chapter 4 of Part 11 of the Education Code, relating to library services, and making and 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—59**

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

**NOES—18**

Aanestad	Cogdill	Leslie	Strickland
Ashburn	Cox	Maddox	Wyman
Bogh	Harman	Mountjoy	Zettel
Campbell, Bill	Hollingsworth	Pacheco, Rod	
Campbell, John	Leonard	Runner	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 495 (Diaz)**—An act to add Part 6.4 (commencing with Section 12699.50) to Division 2 of the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—63**

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

**NOES—15**

Aanestad	Campbell, Bill	Leonard	Pescetti
Ashburn	Campbell, John	Leslie	Strickland
Bogh	Cox	Mountjoy	Wyman
Briggs	Hollingsworth	Pacheco, Rod	

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

**AYES—63**

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

**NOES—15**

Aanestad	Campbell, Bill	Leonard	Pescetti
Ashburn	Campbell, John	Leslie	Strickland
Bogh	Cox	Mountjoy	Wyman
Briggs	Hollingsworth	Pacheco, Rod	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 769 (Goldberg)**—An act to add Chapter 17.1 (commencing with Section 53085) to Part 28 of the Education Code, relating to instructional programs.

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

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



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

**AYES—52**

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

**NOES—27**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 769: Assembly Member Zettel, from “Aye” to “No”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1390 (Firebaugh)**—An act to amend Section 44260 of, and to add and repeal Section 43023.5 of, the Health and Safety Code, relating to air pollution.

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

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

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

**AYES—54**

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

**NOES—23**

Aanestad	Campbell, John	La Suer	Pescetti
Ashburn	Cogdill	Leonard	Strickland
Bates	Cox	Leslie	Wyland
Bogh	Daucher	Maddox	Wyman
Briggs	Dickerson	Mountjoy	Zettel
Campbell, Bill	Hollingsworth	Pacheco, Robert	

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1390: Assembly Member Thomson, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1675 (Koretz)**—An act to add Part 12 (commencing with Section 2695.1) to Division 2 of the Labor Code, relating to sheepherders.

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—41**

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

**NOES—33**

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

**Vote Changes**

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1675: Assembly Member Thomson, from "Aye" to "No"; Assembly Member Cedillo, from "Aye" to "Not Voting".

Above bill ordered enrolled.

**At 12:02 p.m., Assistant Speaker pro Tempore Kehoe,  
76th District, presiding**

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 187**

At 12:03 p.m., on motion of Assembly Member Goldberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 187 passed by the following vote:

**AYES—41**

Alquist	Daucher	Liu	Strom-Martin
Aroner	Diaz	Longville	Thomson
Calderon	Dutra	Lowenthal	Vargas
Canciamilla	Firebaugh	Migden	Washington
Cardenas	Frommer	Nation	Wayne
Cedillo	Goldberg	Oropeza	Wesson
Chan	Horton	Pavley	Wiggins
Chavez	Jackson	Salinas	Wright
Chu	Keeley	Shelley	
Cohn	Kehoe	Simitian	
Corbett	Koretz	Steinberg	

**NOES—30**

Aanestad	Cox	Leslie	Pescetti
Ashburn	Florez	Maddox	Reyes
Bates	Harman	Maldonado	Runner
Briggs	Havice	Matthews	Strickland
Campbell, Bill	Hollingsworth	Mountjoy	Wyland
Cardoza	Kelley	Pacheco, Robert	Zettel
Cogdill	Leach	Pacheco, Rod	
Correa	Leonard	Papan	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 87: Assembly Member La Suer, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1564 (Cardenas)**—An act to amend Section 114 of the Streets and Highways Code, relating to transportation.

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

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

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

**AYES—69**

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

**NOES—1**

Leslie

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1612 (Matthews)**—An act to amend Sections 63901 and 63902 of, and to add Sections 63901.3, 63901.4, and 63905 to, the Food and Agricultural Code, relating to agricultural and seafood industries.

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

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

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

**AYES—74**

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

**NOES—None**

Bill ordered enrolled.

**ASSEMBLY BILL NO. 780 (Thomson)**—An act to amend Sections 12841 and 12841.1 of, and to add Section 12847.5 to, the Food and Agricultural Code, relating to pesticides, and making an appropriation therefor.

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

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

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

**AYES—77**

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

**NOES—2**

Havice Pacheco, Rod

Above bill ordered enrolled.

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 242	Assembly Bill No. 1301
Assembly Bill No. 699	Assembly Bill No. 1428
Assembly Bill No. 867	Assembly Bill No. 1574
Assembly Bill No. 1176	Assembly Bill No. 1718
Assembly Bill No. 1233	

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.

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

**Senate Bill No. 238**, on request of Assembly Member Steinberg;

**Senate Bill No. 510**, on request of Assembly Member Lowenthal.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 168**

At 12:18 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 John Campbell moved to continue the call of the Assembly.

Motion carried. Time, 12:18 p.m.

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

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Shelley was granted unanimous consent that measures on this day's First Legislative Day Consent Calendars, be ordered to Second Legislative Day, for purpose of consideration.

**BILLS REMOVED FROM CONSENT CALENDAR**

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

**House Resolution No. 29**, on request of Assembly Member Reyes.

**CONSIDERATION OF CONSENT CALENDAR**

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

**Consent Calendar—Assembly Resolutions**

**ASSEMBLY CONCURRENT RESOLUTION NO. 115 (John Campbell)**—Relative to Certified Public Accountants Week.

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

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

**HOUSE RESOLUTION NO. 28 (Bill Campbell)**—Relative to food safety.

Resolution read, and adopted.

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

**HOUSE RESOLUTION NO. 26 (Pescetti)**—Relative to breast cancer awareness.

Resolution read, and adopted.

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

**Consent Calendar—Senate Bills**

**SENATE BILL NO. 1055 (Morrow)**—An act to amend Section 2772 of the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

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

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

**SENATE CONCURRENT RESOLUTION NO. 1 (Karnette)**—Relative to the adoption of the Joint Rules of the Senate and Assembly for the 2001-02 Regular Session.

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

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

**SENATE CONCURRENT RESOLUTION NO. 42 (Poochigian)**—Relative to Christianity in Armenia.

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

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

**SENATE CONCURRENT RESOLUTION NO. 44 (Costa)**—Relative to the Ten Year Anniversary of the California Urban Water Conservation Council.

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

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

#### **Consent Calendar Roll Call**

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

#### **AYES—80**

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

#### **NOES—None**



**CONSIDERATION OF SPECIAL CONSENT CALENDAR**

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

**Consideration of Senate Amendments to Assembly Bills**

**ASSEMBLY BILL NO. 4 (Bates)**—An act to amend Section 290 of, and to add Section 290.01 to, the Penal Code, relating to sex offenders.

The Assembly concurred in the above Senate amendments by the following vote:

**AYES—79**

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

**NOES—None  
Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 4: Assembly Member Goldberg, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 258 (La Suer)**—An act to amend Sections 11054, 11055, 11056, 11100, 11377, 11378, 11379, 11380, and 11382 of the Health and Safety Code, relating to controlled substances.

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

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

**ASSEMBLY BILL NO. 1432 (Corbett)**—An act to amend Sections 8680.9, 8685, 8685.2, 8685.4, 8686.4, 8686.8, 8687, 8687.6, and 8690.6 of, and to repeal Section 8686.1 of, the Government Code, and to amend Section 2774.5 of the Public Utilities Code, relating to emergency services, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 70 (Wright)**—An act to add to Article 5.7 (commencing with Section 8590) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to fire safety, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

**ASSEMBLY BILL NO. 206 (Wyland)**—An act to amend Sections 11504 and 11561 of, and to add Section 11510 to, the Public Utilities Code, relating to municipal utilities.

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

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

**ASSEMBLY BILL NO. 1490 (Thomson)**—An act to amend Section 123148 of the Health and Safety Code, relating to health records.

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

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

**ASSEMBLY BILL NO. 1502 (Rod Pacheco)**—An act to amend Sections 20731 and 21541 of, and to add Sections 20638.5, 21541.2, 31461.31, 31831.3, and 31835.03 to, the Government Code, relating to public employees' retirement.

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

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

**ASSEMBLY BILL NO. 1603 (Alquist)**—An act to add Section 71027.5 to the Education Code, relating to community colleges.

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

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

**ASSEMBLY BILL NO. 249 (Matthews)**—An act to amend Section 6369 of, and to add Section 6018.3 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

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

**ASSEMBLY BILL NO. 524 (Aroner)**—An act to amend Sections 12300, 12304, and 14132.95 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 586 (Nation)**—An act to amend Section 1206.5 of, to add Section 4052.1 to, and to repeal Section 4102 of, the Business and Professions Code, relating to pharmacists.

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

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

**ASSEMBLY BILL NO. 843 (Chan)**—An act to amend Sections 14087.305 and 14089 of the Welfare and Institutions Code, relating to Medi-Cal.

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

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

**ASSEMBLY BILL NO. 852 (Maldonado)**—An act to add Section 38047.6 to the Education Code, and to add Section 27316.5 to the Vehicle Code, relating to vehicles.

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

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

**ASSEMBLY BILL NO. 1182 (Calderon)**—An act to amend Section 10089.10 of the Insurance Code, relating to the California Earthquake Authority.

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

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

(NOTE: Later this day, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1182 and whereby the bill was ordered enrolled. See page 4012.)

**ASSEMBLY BILL NO. 50 (Hertzberg)**—An act to amend Sections 60451.5, 60452.5, and 60453 of the Education Code, relating to school finance, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 98 (Zettel)**—An act to amend Sections 11375 and 11377 of the Health and Safety Code, relating to controlled substances.

The Assembly concurred in the above Senate amendments by the following vote:

**AYES—79**

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

**NOES—None  
Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 98: Assembly Member Goldberg, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 99 (Zettel)**—An act to amend Section 52262 of the Education Code, relating to education technology.

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

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

**ASSEMBLY BILL NO. 304 (Committee on Agriculture)**—An act to amend Sections 2221, 2222, 2223, and 2224 of the Food and Agricultural Code, relating to county agricultural commissioners.

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

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

**ASSEMBLY BILL NO. 306 (Frommer)**—An act to amend Sections 56352 and 60061 of, and to add Section 56351.5 to, the Education Code, relating to special education, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 984 (Papan)**—An act to add and repeal Section 6368.8 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

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

**ASSEMBLY BILL NO. 1078 (Jackson)**—An act to amend Section 23550.5 of the Vehicle Code, relating to vehicles.

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

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

**ASSEMBLY BILL NO. 1295 (Thomson)**—An act to amend Sections 52052, 52053, 52054, and 52055.5 of, and to add Sections Section 52052.2 to, the Education Code, relating to school performance.

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

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

**ASSEMBLY BILL NO. 466 (Strom-Martin)**—An act to amend Sections 99220, 99221, 99222, 99223, 99224, 99225, and 99226 of, to add Sections 44579.5 and 99227 to, and to add and repeal Article 3 (commencing with Section 99230) of Chapter 5 of Part 65 of, the Education Code, relating to schools, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 646 (Horton)**—An act to amend Section 6369 of the Revenue and taxation Code, relating to taxation, to take effect immediately, tax levy.

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

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

**ASSEMBLY BILL NO. 901 (Daucher)**—An act to amend Sections 10610.2 and 10631 of, and to add Section 10634 to, the Water Code, relating to water.

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

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

**ASSEMBLY BILL NO. 1637 (Dickerson)**—An act relating to the Klamath River Water Crisis Economic Assistance and Mitigation Program, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

**ASSEMBLY BILL NO. 1725 (Reyes)**—An act to add Section 35178.4 to the Education Code, relating to school board members, and declaring the urgency thereof, to take effect immediately.

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

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

**ASSEMBLY BILL NO. 44 (Wiggins)**—An act to amend Sections 17207 and 24347.5 of the Revenue and Taxation Code, relating to disaster relief, and declaring the urgency thereof, to take effect immediately.

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

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

**ASSEMBLY BILL NO. 215 (Cohn)**—An act to amend Section 22828 of, and to add Section 22821.2 to, the Government Code, relating to the public employee health benefits, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 303 (Dickerson)**—An act to add Section 56213 to the Education Code, relating to special education.

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

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

**ASSEMBLY BILL NO. 399 (Havice)**—An act to amend Section 31494 of, and to add Sections 31461.45, 31462.3, 31491.3, 31492.1, 31492.2, 31494.2, 31494.5, 31495.5, 31760.12, 31760.13, 31765.2, 31765.3, 31781.12, 31781.13, 31785.4, and 31785.5 to, the Government Code, relating to county employees' retirement, and declaring the urgency thereof, to take effect immediately.

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

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

**ASSEMBLY BILL NO. 530 (Reyes)**—An act to amend Section 14175 of the Penal Code, and Section 15660 of the Welfare and Institutions Code, relating to crime prevention.

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

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

**ASSEMBLY BILL NO. 548 (Runner)**—An act to add and repeal Chapter 5 (commencing with Section 127630) of Part 2 of Division 107 of the Health and Safety Code, relating to health.

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

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

**ASSEMBLY BILL NO. 585 (Nation)**—An act to amend Sections 5081, 5082, 5082.1, 5082.3, 5082.4, 5087, and 5088 of, to amend and repeal Sections 5081.1, 5082.2, 5083, and 5084 of, and to add Sections 5076, 5082.5, 5090, 5091, 5092, 5093, 5094, and 5095 to, the Business and Professions Code, relating to accountants.

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

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

**ASSEMBLY BILL NO. 635 (Bates)**—An act to amend Sections 301 and 426 of the Streets and Highways Code, relating to highways.

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

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

**ASSEMBLY BILL NO. 876 (Wyland)**—An act relating to pupil performance, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 891 (Goldberg)**—An act to amend Sections 4504, 5246, and 17500 of, and to add Section 17400.5 to, the Family Code, and to amend Section 19271 of the Revenue and Taxation Code, relating to child support.

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

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

**ASSEMBLY BILL NO. 941 (Florez)**—An act to amend Sections 999.2, 999.7, and 999.11 of, and to amend, renumber, and add Section 999.12 of, the Military and Veterans Code, relating to veterans affairs.

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

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

**ASSEMBLY BILL NO. 1017 (Jackson)**—An act to amend Sections 13961, 13961.01, 13965, and 13965.5 of, to amend and repeal Sections 13960 and 13964 of, and to add and repeal Section 13960.6 of, the Government Code, relating to victims of crime, and making an appropriation therefor.

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

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

**ASSEMBLY BILL NO. 1115 (Committee on Revenue and Taxation)**—An act to amend Sections 17039, 17041, 17055, 17062, 17063, 17301, 17734, 17854, 17935, 17951, 17952, 17952.5, 17953, 17954, 17955, 23036, and 23453 of, to add Sections 17015.5, 17301.3, 17301.4, 17301.5, 17304, 17306, 17307, 19322.1, and 19556 to, and to repeal Sections 17303, 17310, and 17554 of, the Revenue and Taxation Code, relating to taxation.

The Assembly concurred in the above Senate amendments by the following vote:

**AYES—79**

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

**NOES—None**  
**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1115: Assembly Member Goldberg, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1129 (Liu)**—An act to amend Section 213.5 of the Welfare and Institutions Code, relating to juvenile court proceedings.

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

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

**ASSEMBLY BILL NO. 1457 (Keeley)**—An act to amend Section 62.1 of the Revenue and Taxation Code, relating to taxation.

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

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

**ASSEMBLY BILL NO. 1706 (Committee on Transportation)**—An act to amend Section 13401.3 of the Corporations Code, to amend Sections 14036 and 65089 of, to repeal Sections 14529.5 and 14529.14 of, and to repeal Chapter 5 (commencing with Section 14560) of Part 5.3 of Division 3 of Title 2 of, the Government Code, to amend Section 39 of the Harbors and Navigation Code, to amend Sections 98005, 99317.1, 99317.8, 99317.9, 99317.10, 99318.1, and 99319 of, and to repeal Sections 99317.2 and 99318.4 of, the Public Utilities Code, and to amend Sections 182.7, 182.8, 319, 2108, and 2121 of, and to repeal Sections 172, 183.3, 188.6, and 2105.1 of, the Streets and Highways Code, relating to transportation.

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

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



**ASSEMBLY BILL NO. 1707 (Committee on Transportation)**—An act to amend Section 635 of the Streets and Highways Code, and to amend Sections 545.1, 1675, 1677, 11212, 11222, 11715, 14900.1, 16000, 16050, 16051, 16052, 16054, 16054.2, 16055, 16070, 23103, and 25108 of, and to amend the heading of Article 3 (commencing with Section 16050) of Chapter 1 of Division 7 of, to add Section 24616 to, and repeal Sections 15250.5 and 15255 of, the Vehicle Code, relating to transportation.

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

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

**ASSEMBLY BILL NO. 1739 (Reyes)**—An act to amend Section 50801.5 of the Health and Safety Code, and to add Section 16006 to the Welfare and Institutions Code, relating to age restrictions, and declaring the urgency thereof, to take effect immediately.

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

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

**Special Consent Calendar Roll Call**

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

**AYES—80**

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

**NOES—None**

**At 12:24 p.m., Speaker Robert M. Hertzberg, 40th District, presiding**

**NATIONAL DAY OF PRAYER AND REMEMBRANCE**

A special ceremony was held in response to President Bush's call for a National Day of Prayer and Remembrance and the proceedings were printed as a separate appendix to the Assembly Journal.

**CONSIDERATION OF SPECIAL ORDER—  
ASSEMBLY CONCURRENT RESOLUTION NO. 118**

The hour having arrived, Assembly Concurrent Resolution No. 118 was taken up.

(NOTE: Special Order set for 10:30 a.m.)

**ASSEMBLY CONCURRENT RESOLUTION NO. 118 (Cardoza)**—Relative to terrorism in New York City and the Pentagon.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 118**

Assembly Member Cardoza was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 118.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

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

**Request for Unanimous Consent**

Assembly Member Cardoza was granted unanimous consent to take up Assembly Concurrent Resolution No. 118, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 118, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 118**—Relative to terrorism in New York City and the Pentagon.

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

**AYES—80**

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

**NOES—None**

Resolution ordered printed and transmitted to the Senate.

**At 1:02 p.m., Hon. Anthony Pescetti, 10th District, presiding**

**CAUCUS ANNOUNCEMENTS**

At 1:03 p.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 1:03 p.m., Acting Speaker Pescetti declared the Assembly recessed.

**RECONVENED**

At 2:22 p.m., the Assembly reconvened.

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

**RECESS**

By unanimous consent, at 2:25 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**RECONVENED**

At 2:27 p.m., the Assembly reconvened.

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

**MESSAGES FROM THE SENATE**

September 14, 2001

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 1027 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT  
 Secretary of the Senate

Above bill held at the Desk.

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

**HOUSE RESOLUTION NO. 7 (Wiggins)**— Relative to offshore oil drilling.  
 Resolution read.

**Members Made Coauthors of House Resolution No. 7**

Assembly Member Wiggins was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 7.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Alquist, Aroner, Calderon, Canciamilla, Cardoza, Cedillo, Chan, Chavez, Chu, Cohn, Corbett, Diaz, Dutra, Firebaugh, Frommer, Goldberg, Harman, Havice, Hertzberg, Horton, Keeley, Kehoe, Koretz, Liu, Longville, Lowenthal, Maldonado, Matthews, Nakano, Nation, Negrete McLeod, Oropeza, Pavley, Reyes, Richman, Salinas, Shelley, Simitian, Steinberg, Strom-Martin, Thomson, Vargas, Wayne, Wesson, and Wright.

**Request for Unanimous Consent**

Assembly Member Wiggins was granted unanimous consent to take up House Resolution No. 7, as amended, without reference to print or file.

**Consideration of House Resolution No. 7, as Amended**

**HOUSE RESOLUTION NO. 7**—Relative to offshore drilling.  
 Resolution read, as amended, and adopted.

**THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 1 (Alpert)**—An act to amend Sections 6420, 6421, and 6423 of, to add Article 2.5 (commencing with Section 6426) to Chapter 5 of Part 1 of Division 6 of, and to repeal and add Section 6425 of, the Fish and Game Code, and to add Division 20.55 (commencing with Section 30951) and Division 20.6 (commencing with Section 30960) to the Public Resources Code, relating to marine preservation, and making an appropriation therefor.

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

**Demand for Previous Question**

Assembly Members Vargas, Reyes, Cohn, Papan, and Richman demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 2:49 p.m.

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

**HOUSE RESOLUTION NO. 29 TAKEN UP BY UNANIMOUS CONSENT**

Assembly Member Reyes was granted unanimous consent to take up House Resolution No. 29, without reference to file.

**HOUSE RESOLUTION NO. 29**—Relative to Bracero Workers' Day.

Resolution read.

**Members Made Coauthors of House Resolution No. 29**

Assembly Member Reyes was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 29.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

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

**Request for Unanimous Consent**

Assembly Member Reyes was granted unanimous consent to take up House Resolution No. 29, as amended, without reference to print or file.

**Consideration of House Resolution No. 29, as Amended**

**HOUSE RESOLUTION NO. 29**—Relative to Bracero Workers' Day.

Resolution read, as amended, and adopted.

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

**SENATE BILL NO. 40 (Alarcón)**—An act to amend Sections 1222, 1275, 1280, and 1327 of, to add Section 1265.1 to, and to repeal and add Section 1253.8 of, the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—50**

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

**NOES—30**

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

Bill ordered transmitted to the Senate immediately.

**At 3:02 p.m., Assistant Speaker pro Tempore Kehoe,  
76th District, presiding**

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 168**

At 3:05 p.m., on motion of Assembly Member John Campbell, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 168 passed by the following vote:

**AYES—47**

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

**NOES—31**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1**

At 3:06 p.m., on motion of Assembly Member Maldonado, 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 Jackson moved to continue the call of the Assembly.

Motion carried. Time, 3:06 p.m.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 56  
Assembly Bill No. 104  
Assembly Bill No. 439  
Assembly Bill No. 804

Assembly Bill No. 1098  
Assembly Bill No. 1287  
Assembly Bill No. 1602

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.

September 14, 2001

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 523 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT  
Secretary of the Senate

Above bill held at the Desk.



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

**ASSEMBLY BILL NO. 128 (Goldberg)**—An act to amend Sections 45113 and 88013 of the Education Code, relating to public school employees.

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

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

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

**AYES—79**

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

**NOES—None**

Above bill ordered enrolled.

**ACTION RESCINDED ON SENATE BILL NO. 523**

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3967), passed Senate Bill No. 523, and whereby the bill was ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1**

At 3:17 p.m., on motion of Assembly Member Calderon, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1 passed by the following vote:

**AYES—46**

Aanestad	Correa	Kelley	Richman
Alquist	Cox	La Suer	Runner
Ashburn	Daucher	Leach	Thomson
Bates	Diaz	Leonard	Vargas
Bogh	Dickerson	Leslie	Washington
Briggs	Dutra	Maddox	Wiggins
Calderon	Firebaugh	Matthews	Wright
Campbell, Bill	Florez	Mountjoy	Wyland
Campbell, John	Harman	Pacheco, Robert	Wyman
Canciamilla	Havice	Pacheco, Rod	Zettel
Cardoza	Hollingsworth	Papan	
Chavez	Horton	Pescetti	

**NOES—9**

Aroner	Cohn	Maldonado
Chan	Jackson	Pavley
Chu	Koretz	Strom-Martin

Bill ordered transmitted to the Senate immediately.

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

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bills Nos. 1374 and 1176 to the Committee on Insurance.

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

**ASSEMBLY BILL NO. 293 (Shelley)**—An act to add Chapter 19 (commencing with Section 21710) to Part 3 of Division 5 of Title 2 of, and to repeal Section 21465 of, the Government Code, relating to public employees' retirement.

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

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

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

**AYES—79**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 343 (Bates)**—An act to amend Sections 31013 and 31400.1 of, and to add Section 31119 to, the Public Resources Code, relating to coastal resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—78**

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

**NOES—1**

Mountjoy

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

**AYES—78**

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

**NOES—1**

Mountjoy

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 674 (Dutra)**—An act to add Section 7034.1 to the Business and Professions Code, and to add Section 21162 to the Public Contract Code, relating to contracts.

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

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

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

**AYES—77**

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

**NOES—1**

Mountjoy

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 674: Assembly Member Liu, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 715 (Wayne)**—An act to amend Sections 8574.9, 8574.10, 8670.2, 8670.3, 8670.9, 8670.10, 8670.14, 8670.16, 8670.17, 8670.17.2, 8670.20, 8670.21, 8670.23, 8670.23.1, 8670.25, 8670.25.5, 8670.27, 8670.28, 8670.30.5, 8670.31, 8670.33, 8670.34, 8670.36.1, 8670.37, 8670.37.5, 8760.37.51, 8670.37.53, 8670.37.55, 8670.55, 8670.56.5, 8670.56.6, and 8670.64 of, to add Sections 8670.56.7 and 8670.68.1 to, to add, repeal, and add Section 8670.37.58 of, to repeal Section 8670.32 of, and to repeal and add Sections 8670.29 and 8670.30 of, the Government Code, relating to marine resources.

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

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

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

**AYES—77**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1084 (Wesson)**—An act to amend Sections 14836, 14837, 14838.5, 14839, 14839.1, 14840, 14842, and 14842.5 of, and to repeal and add Section 14838 of, the Government Code, and to amend Sections 2000 and 2001 of, and to add Sections 2002 and 10116 to, 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—76**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1160 (Florez)**—An act to amend Section 827 of the Civil Code, and to amend Section 50517.5 of the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—77**

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

**NOES—None**

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

**AYES—77**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1429 (Committee on Governmental Organization)**—An act to amend Sections 23373, 24045.7, 25000, 25000.6, 25502.1, 25503.8, 25503.16, 25503.24, 25503.26, and 25503.85 of, and to amend and repeal Section 25500.2 of, the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—78**

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

**NOES—None**

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

**AYES—78**

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

**NOES—None**

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 673 (Migden)**—An act to amend Sections 296, 299.5, and 299.6 of the Penal Code, relating to forensic identification.

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

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

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

**AYES—80**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 242 (Thomson)**—An act to add Article 3.5 (commencing with Section 1360) to Chapter 4 of Division 2 of and to add and repeal Section 1363.5 of, the Fish and Game Code, relating to oak woodlands conservation.

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

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

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

**AYES—75**

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

**NOES—3**

Ashburn                      Campbell, Bill                      Mountjoy

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 699 (Canciamilla)**—An act to amend Sections 60451 and 62000.4 of the Education Code, relating to instructional materials.

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

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

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

**AYES—78**

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

**NOES—2**

Ashburn                      Campbell, Bill

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 867 (Cardoza)**—An act to amend Sections 30070 and 31499.17 of, and to add Sections 31621.9 and 53216.2 to, the Government Code, relating to county employee funding, and declaring the urgency thereof, to take effect immediately.

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

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

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

**AYES—80**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1233 (Pescetti)**—An act to add Section 785.2 to the Public Utilities Code, relating to public utilities.

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

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

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

**AYES—79**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1301 (Goldberg)**—An act relating to school facilities.

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

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

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

**AYES—79**

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

**NOES—1**

Mountjoy

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1428 (Aanestad)**—An act to add Section 1635.5 to the Business and Professions Code, relating to dentistry, 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—80**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1718 (Committee on Higher Education)**—An act to amend Sections 89030.1 and 92850 of the Education Code, relating to public postsecondary 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—79**

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

**NOES—1**

Mountjoy

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 344 (Migden)**—An act to amend Sections 4970, 4973, 4974, 4975, 4977, 4978, 4978.6, 4979, and 4979.7 of the Financial Code, as added by Assembly Bill 489 of the 2001-02 Regular Session, relating to lending.

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

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

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

**AYES—53**

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

**NOES—18**

Aanestad	Campbell, Bill	Leonard	Pescetti
Ashburn	Daucher	Maddox	Runner
Bates	Harman	Mountjoy	Zettel
Bogh	Hollingsworth	Pacheco, Robert	
Briggs	La Suer	Pacheco, Rod	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 67 (Firebaugh)**—An act to amend Sections 12804.9, 14100, and 35400 of, and to add Sections 2429.3, 12804.10, and 12804.15 to, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

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

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

**AYES—75**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1574 (Lowenthal)**—An act to amend Section 7195 of the Business and Professions Code, and to add Sections 25401.5 and 25401.7 to the Public Resources Code, relating to energy resources.

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**

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

**NOES—20**

Aanestad	Campbell, Bill	La Suer	Richman
Ashburn	Campbell, John	Leonard	Runner
Bates	Cox	Leslie	Strickland
Bogh	Daucher	Mountjoy	Wyland
Briggs	Harman	Pacheco, Rod	Zettel

Above bill ordered enrolled.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Assembly Bill No. 432**, on request of Assembly Member Cardenas.

**BILL RETURNED TO SENATE**

Upon request of Assembly Member Shelley, Assembly Member Steinberg was granted unanimous consent that Assembly Bill No. 1700 be returned to the Senate for further action.

**ASSEMBLY BILL NO. 1182 WITHDRAWN FROM ENROLLMENT AND PLACED UPON INACTIVE FILE**

Upon request of Assembly Member Shelley, Assembly Member Calderon was granted unanimous consent that Assembly Bill No. 1182 be withdrawn from enrollment and that the action be rescinded whereby earlier this day (Assembly Journal, page 3983), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be placed upon the inactive file.



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

**ASSEMBLY BILL NO. 961 (As proposed by the Conference Committee)**—An act to amend Sections 51101, 52054, and 52058 of, to add Sections 52054.3 and 52055.51 to, and to add Article 3.5 (commencing with Section 52055.600) to Chapter 6.1 of Part 28 of, the Education Code and to amend Item 6110-123-0001 of Section 2.00 of the Budget Act of 2001, relating to schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Steinberg.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—79**

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

**NOES—None**

The question being on the adoption of the Conference Report.  
Report adopted by the following vote:

**AYES—79**

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

**NOES—None**

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 631**

At 4:29 p.m., on motion of Assembly Member Firebaugh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 631 passed by the following vote:

**AYES—63**

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

**NOES—13**

Aanestad	Cogdill	Mountjoy	Zettl
Bates	Cox	Runner	
Campbell, Bill	La Suer	Strickland	
Campbell, John	Maddox	Wyland	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 631: Assembly Member John Campbell, from "Aye" to "No".

Bill ordered transmitted to the Senate immediately.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 4:36 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room.

**SPECIAL COMMITTEE MEETINGS**

Assembly Member Calderon was granted unanimous consent that the Committee on Insurance be permitted to hold a special meeting at this time, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1374 and 1176 for hearing.

**At 4:52 p.m., Speaker Hertzberg, 40th District, presiding**

**At 5:10 p.m., Speaker pro Tempore Keeley, 27th District, presiding**

**REFERENCE OF BILLS TO COMMITTEE**

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

<i>Assembly Joint</i>	
<i>Resolution No.</i>	<i>Committee</i>
<b>29</b> -----	Rls.

<i>Senate Joint</i>	
<i>Resolution No.</i>	<i>Committee</i>
<b>26</b> -----	Rls.

**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 26

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolution ordered on file.

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 29

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolution ordered on file.

September 14, 2001

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(a)(10) and (11)(a), as it relates to the following bills be granted:

Assembly Concurrent Resolution No. 81; Senate Bills Nos. 65, 196, 480, and 711.

CARDOZA, Chairman

September 14, 2001

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(a)(11), as it relates to the following bills be granted:

Assembly Concurrent Resolution No. 114; Senate Bills Nos. 65 and 711; Senate Concurrent Resolutions Nos. 15, 39, 41, and 37.

CARDOZA, Chairman

September 14, 2001

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(10) and (a)(11), as it relates to the following bill be granted:

Senate Bill No. 107

CARDOZA, Chairman

**RESOLUTIONS**

The following resolutions were offered:

**Resolutions to Suspend Joint Rules**

By Assembly Member Migden:

*Resolved*, That Joint Rule 61(a)(10) and (a)(11) to permit the Committee on Appropriations to meet, consider, and report Senate Bills Nos. 65, 196, 480, and 711; and Assembly Concurrent Resolution No. 81 for further action.

By Assembly Member Alquist:

*Resolved*, That Joint Rule 61(a)(11) be suspended to permit the Committee on Higher Education to meet, consider, and report Senate Concurrent Resolution No. 37 for further action.

By Assembly Member Havice:

*Resolved*, That Joint Rule 61 be suspended to permit the Committee on Public Employees, Retirement and Social Security to meet, consider, and report Senate Bills Nos. 65 and 711; Senate Concurrent Resolutions Nos. 15, 39, and 41; and Assembly Concurrent Resolution No. 114 for further action.

Resolutions read, and adopted by the following vote:

**AYES—80**

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

**NOES—None****JOINT RULE 62(a) WAIVED**

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 65 and 711; Senate Concurrent Resolutions Nos. 15, 39, and 41; and Assembly Concurrent Resolution No. 114 for hearing in the Committee on Public Employees, Retirement and Social Security at this time in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 5:32 p.m., by unanimous consent, the members of the Committees on Higher Education and Public Employees, Retirement and Social Security were excused for the purpose of attending a meeting of the committee at this time, and without objection, the House was permitted to continue in Floor session.

**RECESS**

By unanimous consent, at 5:32 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 5:48 p.m., the Assembly reconvened.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 961

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

Above bill ordered enrolled.

Senate Chamber, September 14, 2001

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

Assembly Bill No. 59

Assembly Bill No. 936

Assembly Bill No. 1614

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 14, 2001

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

Assembly Bill No. 370

Assembly Bill No. 1389

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 14, 2001

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

Assembly Constitutional Amendment No. 8

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

**RECESS**

By unanimous consent, at 5:49 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 6:06 p.m., the Assembly reconvened.

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

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

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 439 to the Committee on Appropriations.

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

**ASSEMBLY BILL NO. 56 (Shelley)**—An act to add Article 3 (commencing with Section 19230) to Chapter 3 of Division 19 of the Elections Code, relating to the financing of a program to modernize voting equipment by providing funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—71**

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

**NOES—7**

Aanestad	Daucher	Hollingsworth	Zettel
Bates	Dickerson	Mountjoy	

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

**AYES—71**

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

**NOES—7**

Aanestad	Daucher	Hollingsworth	Zettel
Bates	Dickerson	Mountjoy	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 104 (Nation)**—An act to amend Section 31164 of, and to add Sections 31165, 31166, and 31167 to, the Public Resources Code, and to add Section 9250.20 to the Vehicle Code, relating to the State Coastal Conservancy.

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

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

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

**AYES—47**

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

**NOES—27**

Aanestad	Cogdill	Leonard	Richman
Ashburn	Cox	Leslie	Runner
Bates	Daucher	Maddox	Strickland
Bogh	Havice	Mountjoy	Wyland
Briggs	Hollingsworth	Pacheco, Robert	Wyman
Campbell, Bill	Kelley	Pacheco, Rod	Zettel
Campbell, John	Leach	Pescetti	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 804 (Committee on Education)**—An act to amend Sections 8208, 8264.5, 8278.3, 8951, 10901, 11023, 11024.5, 17070.75, 17150, 17582, 17584, 22303.5, 32228, 32228.1, 33533, 37220.6, 41374, 41409, 42238.44, 42239.15, 42650, 42850, 44503, 47773, 48264.5, 51210, 51220, 51224.5, 51511, 51810, 51874, 52066, 52067, 52334, 52523, 52761, 53029, 54746, 54749, 56026, 56029, 56200, 56207, 56366.1, 56391, 56836.02, 60061, 60240, 60313, 60400, 63051, 69995, 69996, 69997, 69998, 78300, 89230, and 99223 of, to amend and renumber the heading of Chapter 17 (commencing with 53081) of Part 28 of, to amend and renumber Sections 53081, 53082, 53083, and 53084 of, to add Sections 44395.5, 47661.5, and 54746.5 to, to add Article 3.7 (commencing with Section 56055) to Chapter 1 of Part 30 of, to repeal Section 56044 of, and to repeal Article 19 (commencing with Section 8420) and Article 19.5 (commencing with Section 8430) of Chapter 2 of Part 6 of, the Education Code, and to amend Sections 3540.2, 4420.5, 6516.6, and 8869.84 of the Government Code, to amend Section 3 of Chapter 1024 of the Statutes of 2000, and to amend Items 6100-001-0890, 6110-165-0001, 6110-210-0001, 6110-295-0001, and 6110-485 of Section 2.00 of the Budget Act of 2001, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Strom-Martin.

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

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

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

**AYES—78**

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

**NOES—None**

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 1098 (Havice)**—An act to amend Section 97.3 of the Revenue and Taxation Code, relating to local government finance.

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

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

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

**AYES—77**

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

**NOES—1**

La Suer

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1287 (Cardenas)**—An act to amend Item 6440-001-0001 of Section 2.00 of Chapter 106 of the Statutes of 2001, relating to higher education making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

#### Urgency Clause

Urgency clause read, and adopted by the following vote:

#### AYES—80

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

#### NOES—None

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

#### AYES—80

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

#### NOES—None

Above bill ordered enrolled.

**SENATE JOINT RESOLUTION NO. 26 TAKEN UP  
BY UNANIMOUS CONSENT**

Assembly Member Cardoza was granted unanimous consent to take up Senate Joint Resolution No. 26, without reference to file.

**SENATE JOINT RESOLUTION NO. 26**—Relative to terrorist attacks.

Resolution read, and adopted by the following vote:

**AYES—80**

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

**NOES—None**

Resolution ordered transmitted to the Senate.

**ASSEMBLY JOINT RESOLUTION NO. 29  
TAKEN UP BY UNANIMOUS CONSENT**

Assembly Member Florez was granted unanimous consent to take up Assembly Joint Resolution No. 29, without reference to file, and that the same be considered engrossed.

**ASSEMBLY JOINT RESOLUTION NO. 29**—Relative to flight training schools.

Resolution read.

**Members Made Coauthors of Assembly Joint Resolution No. 29**

Assembly Member Florez was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 29.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

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

**Request for Unanimous Consent**

Assembly Member Florez was granted unanimous consent to take up Assembly Joint Resolution No. 29, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Joint Resolution No. 29, as Amended**

**ASSEMBLY JOINT RESOLUTION NO. 29**—Relative to flight training schools.

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

**AYES—75**

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

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Joint Resolution No. 29: Assembly Member Liu, from “Aye” to “Not Voting”.

Resolution ordered transmitted to the Senate.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Assembly Bill No. 1600**, on request of Assembly Member Keeley.

**RECESS**

By unanimous consent, at 6:48 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 6:58 p.m., the Assembly reconvened.

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

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

**SENATE BILL NO. 1018 (Perata)**—An act to amend Section 31470.2 of, and to add Sections 20423.5, 31469.2, 45311, and 53217.6 to, the Government Code, relating to public employees' retirement, and making an appropriation therefor.

**Assembly Rule 69(b) Suspended**

Upon request of Assembly Member Shelley, Assembly Member Steinberg was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of amendments to Senate Bill No. 1018, without reference to file.

Bill read third time.

**Motion to Amend**

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

**ACTION RESCINDED ON SENATE BILL NO. 551**

Assembly Member Steinberg was granted unanimous consent to rescind the action whereby the Assembly, on September 10, 2001 (Assembly Journal, page 3653), passed Senate Bill No. 551, and whereby the bill was ordered transmitted to the Senate.

**Consideration of Senate Bill No. 551 by Unanimous Consent**

Assembly Member Steinberg was granted unanimous consent to take up Senate Bill No. 551 without reference to file, for purpose of amendment.

**SENATE BILL NO. 551 (Machado)**—An act to add and repeal Section 13961.5 of the Government Code, relating to victims of crime, and making an appropriation therefor.

Bill read third time.

**Motion to Amend**

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

**Further Consideration of Senate Bill No. 551 by Unanimous Consent**

Assembly Member Steinberg was granted unanimous consent to take up Senate Bill No. 551 without reference to file, for purpose of consideration.

**SENATE BILL NO. 551 (Machado)**—An act to add and repeal Sections 13961.6, 13965.6, 13965.7, and 13868.8 of the Government Code, relating to victims of crime, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—80**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—80**

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

**NOES—None**

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 Assistant Speaker pro Tempore re-referred Assembly Bill No. 1389 to the Committee on Water, Parks and Wildlife.

**CAUCUS ANNOUNCEMENTS**

At 7:12 p.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 7:12 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 8:25 p.m., the Assembly reconvened.

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

**CONSIDERATION OF SENATE BILL NO. 1018 BY UNANIMOUS CONSENT**

Assembly Member Steinberg was granted unanimous consent to take up Senate Bill No. 1018, without reference to file, for purpose of consideration.

**SENATE BILL NO. 1018 (Perata)**—An act to amend Section 31470.2 of, and to add Sections 20423.5, 31469.2, 45311, and 53217.6 to, the Government Code, relating to public employees' retirement, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—74**

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

**NOES—1**

Mountjoy

Bill ordered transmitted to the Senate.

**BILL RETURNED TO SENATE**

Assembly Member Vargas was granted unanimous consent that Senate Bill No. 1027 be returned to the Senate for further action.

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 61

Assembly Bill No. 1258

Assembly Bill No. 664

Assembly Bill No. 1700

Assembly Bill No. 1419

Assembly Bill No. 1712

Assembly Bill No. 1205

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.

**REPORTS OF STANDING COMMITTEES****Committee on Insurance**

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1176

Assembly Bill No. 1374

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

CALDERON, Chairman

Above bills ordered to unfinished business.

**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: September 14, 2001

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

Assembly Bill No. 1337

Assembly Bill No. 1554

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

HAVICE, Chairwoman

Above bills ordered to unfinished business.

Date of Hearing: September 14, 2001

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

Assembly Concurrent Resolution No. 114

With the recommendation: Be adopted.

HAVICE, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: September 14, 2001

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

Senate Concurrent Resolution No. 15

Senate Concurrent Resolution No. 39

Senate Concurrent Resolution No. 41

With the recommendation: Be adopted.

HAVICE, Chairwoman

Above resolutions ordered to third reading.

Date of Hearing: September 14, 2001

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

Senate Bill No. 711

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

HAVICE, Chairwoman

Above bill ordered to second reading.



**Committee on Higher Education**

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Higher Education reports:

Senate Concurrent Resolution No. 37

With the recommendation: Be adopted.

ALQUIST, Chairwoman

Above resolution ordered to third reading.

**SECOND READING OF BILLS BY UNANIMOUS CONSENT**

Pursuant to unanimous consent granted earlier this day, the following bill was taken up without reference to file for purpose of second reading and adoption of amendments:

**SENATE BILL NO. 711**—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be returned to the third reading file.

**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. 936 to the Committee on Appropriations.~~

(NOTE: Later this day (Assembly Journal, page 4031), the action was rescinded whereby Assembly Bill No. 936 was re-referred to committee pursuant to Assembly Rule 77.2.)

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

**ASSEMBLY BILL NO. 59 (Cedillo)**—An act to amend Sections 49075, 49557, and 49558 of, and to add Section 49557.2 to, the Education Code, and to add Sections 10618.5 and 14005.41 to, the Welfare and Institutions Code, relating to human 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—55**

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

**NOES—24**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1614 (Washington)**—An act to add and repeal Chapter 8.5 (commencing with Section 13875) of Title 6 of Part 4 of the Penal Code, relating to crime prevention.

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

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

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

**AYES—80**

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

**NOES—None**

Above bill ordered enrolled.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Assembly Bill No. 41**, on request of Assembly Member Washington.

**ACTION RESCINDED ON RE-REFERRAL OF ASSEMBLY BILL NO. 936**

Speaker pro Tempore Keeley was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 4029), Assembly Bill No. 936 was re-referred to the Committee on Appropriations pursuant to Assembly Rule 77.2.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 936**

**ASSEMBLY BILL NO. 936 (Vargas)**—An act relating to local public services, 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.)*

**Motion to Re-refer Assembly Bill No. 936 to Committee**

Assembly Member Wyman moved that Assembly Bill No. 936 be re-referred to the Committee on Appropriations.

Assembly Member Strickland seconded the motion.

Motion lost by the following vote:

**AYES—26**

Ashburn	Dickerson	Maddox	Runner
Bogh	Harman	Maldonado	Strickland
Briggs	Hollingsworth	Mountjoy	Wyland
Campbell, Bill	Kelley	Pacheco, Robert	Wyman
Campbell, John	Leach	Pacheco, Rod	Zettel
Cogdill	Leonard	Pescetti	
Cox	Leslie	Richman	

**NOES—46**

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

The question being on concurrence in Senate amendments.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 8:53 p.m.

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

**REPORTS OF STANDING COMMITTEES**  
**Committee on Water, Parks and Wildlife**

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:  
 Assembly Bill No. 1389

With the recommendation: That Senate amendments be concurred in.

FLOREZ, Chairman

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS TO**  
**ASSEMBLY BILL NO. 1389 BY UNANIMOUS CONSENT**

Assembly Member Shelley was granted unanimous consent to take up Assembly Bill No. 1389, without reference to file.

**ASSEMBLY BILL NO. 1389 (Shelley)**—An act relating to lands granted in trust to the City and County of San Francisco.

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

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

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

**AYES—52**

Alquist	Dickerson	Koretz	Salinas
Aroner	Dutra	La Suer	Shelley
Bogh	Firebaugh	Longville	Steinberg
Calderon	Florez	Matthews	Strom-Martin
Cardenas	Frommer	Migden	Thomson
Cardoza	Goldberg	Nakano	Vargas
Cedillo	Harman	Nation	Washington
Chan	Havice	Negrete McLeod	Wesson
Chavez	Horton	Pacheco, Rod	Wiggins
Chu	Jackson	Papan	Wright
Cogdill	Keeley	Pavley	Wyland
Cohn	Kehoe	Reyes	Wyman
Diaz	Kelley	Runner	Mr. Speaker

**NOES—18**

Aanestad	Campbell, John	Leonard	Pescetti
Ashburn	Canciamilla	Leslie	Wayne
Bates	Cox	Maddox	Zettel
Briggs	Daucher	Maldonado	
Campbell, Bill	Leach	Mountjoy	

Above bill ordered enrolled.

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

**ASSEMBLY BILL NO. 370 (Wright)**—An act to amend and repeal Section 1808.25 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—74**

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

**NOES—4**

Bates	Campbell, John	Daucher	Leonard
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 60 (Cedillo)**—An act to amend Sections 1653.5, 12800, 12801, 12801.5, and 12801.8 of, and to add Section 15201.1 to, the Vehicle Code, relating to the Department of Motor Vehicles.

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

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

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

**AYES—52**

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

**NOES—20**

Aanestad	Cogdill	Leach	Pescetti
Ashburn	Dickerson	Leonard	Richman
Bates	Harman	Leslie	Runner
Bogh	Hollingsworth	Maddox	Wyman
Campbell, Bill	La Suer	Mountjoy	Zettel

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH  
ON CONCURRENCE IN SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 936**

At 9:20 p.m., on motion of Assembly Member Vargas, 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. 936 by the following vote:

**AYES—55**

Aanestad	Diaz	Longville	Simitian
Alquist	Dickerson	Lowenthal	Steinberg
Aroner	Dutra	Maddox	Strom-Martin
Bogh	Firebaugh	Migden	Thomson
Calderon	Florez	Nakano	Vargas
Cardenas	Frommer	Nation	Washington
Cardoza	Goldberg	Negrete McLeod	Wayne
Cedillo	Havice	Oropeza	Wesson
Chan	Horton	Pacheco, Rod	Wiggins
Chavez	Keeley	Papan	Wright
Chu	Kehoe	Pavley	Wyland
Cohn	Koretz	Reyes	Zettel
Corbett	La Suer	Salinas	Mr. Speaker
Correa	Liu	Shelley	

**NOES—22**

Ashburn	Daucher	Leslie	Richman
Briggs	Harman	Maldonado	Runner
Campbell, Bill	Hollingsworth	Matthews	Strickland
Campbell John	Kelley	Mountjoy	Wyman
Cogdill	Leach	Pacheco, Robert	
Cox	Leonard	Pescetti	

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 936: Assembly Member Matthews, from "Aye" to "No".

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 1176 BY UNANIMOUS CONSENT**

Assembly Member Calderon was granted unanimous consent to take up consideration of Assembly Bill No. 1176 without reference to file.

**ASSEMBLY BILL NO. 1176 (Calderon)**—An act to amend Section 11797 of the Insurance Code, and to amend Sections 62.5, 62.7, 62.9, 3501, 4600.5, 4646, 4658, and 4659 of, and to add Section 5307.2 to, the Labor Code, relating to workers' compensation.

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

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

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

**AYES—50**

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

**NOES—28**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1176: Assembly Member Maldonado, from "Aye" to "No".

Above bill ordered enrolled.



**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Senate Bill No. 842**, on request of Assembly Member Kehoe.

**JOINT RULE 62(a) WAIVED**

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Concurrent Resolution No. 81, and Senate Bills Nos. 107 and 480 for hearing in the Committee on Appropriations, today.

**MOTION TO WAIVE JOINT RULE 62(a)**

Assembly Member Migden moved that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 284, 766, and 1193 for hearing in the Committee on Appropriations.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

**AYES—49**

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

**NOES—25**

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

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 9:50 p.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

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

**ASSEMBLY BILL NO. 1602 (Keeley)**—An act to add Chapter 1.696 (commencing with Section 5096.600) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, development, restoration, protection, rehabilitation, stabilization, reconstruction, preservation, and interpretation of park, coastal, agricultural land, air, and historical resources in the state, by providing the funds necessary therefor through an election for, and the issuance and sale of, bonds of the State of California, and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read.

The roll was opened.

**Call of the Assembly**

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

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

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

**RECESS**

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

**RECONVENED**

At 10:32 p.m., the Assembly reconvened.

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

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

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 61 to the Committee on Environmental Safety and Toxic Materials.

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 1258 to the Committee on Transportation.

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

**ASSEMBLY BILL NO. 1700 (Steinberg)**—An act to amend Section 54.8 of, to amend and repeal Section 1375 of, and to add and repeal Section 1375.05 of, the Civil Code, to amend Sections 403.020, 403.030, 403.040, 631.3, 1010.5, 1010.6, and 1161.2 of, and to repeal and add Sections 403.050 and 403.060 of, the Code of Civil Procedure, to amend Sections 6159, 24051, 26820.6, 26827.6, 28003, 68079, 68085, 71639.1, 77003, and 77209 of, to repeal and add Section 69505 of, and to repeal Sections 29610.1, 68085.5, 69506, 71010, 71040.5, 71040.7, 71045, 71083.1, 71085.1, 72053, 74501.1, 74501.2, 74904, and 77208 of, the Government Code, to amend Section 1203.4a of the Penal Code, and to amend Sections 100, 603.5 903.3, and 904 of the Welfare and Institutions Code, relating to courts.

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

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

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

**AYES—49**

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

**NOES—23**

Aanestad	Campbell, John	La Suer	Mountjoy
Ashburn	Cogdill	Leach	Pescetti
Bates	Cox	Leonard	Strickland
Bogh	Daucher	Leslie	Wyman
Briggs	Dickerson	Maddox	Zettel
Campbell, Bill	Hollingsworth	Maldonado	

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1700: Assembly Member Thomson, from “Aye” to “Not Voting”.

Above bill ordered enrolled

**THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE CONCURRENT RESOLUTION NO. 15 (Soto)**—Relative to Public Employees' Retirement.

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

**AYES—61**

Alquist	Correa	Longville	Simitian
Aroner	Diaz	Lowenthal	Steinberg
Ashburn	Dickerson	Maddox	Strom-Martin
Bogh	Dutra	Maldonado	Thomson
Briggs	Firebaugh	Matthews	Vargas
Calderon	Frommer	Migden	Washington
Canciamilla	Goldberg	Nakano	Wayne
Cardenas	Havice	Nation	Wesson
Cardoza	Hollingsworth	Negrete McLeod	Wiggins
Cedillo	Keeley	Oropeza	Wright
Chan	Kehoe	Papan	Wyman
Chavez	Kelley	Pavley	Zettel
Chu	Koretz	Pescetti	Mr. Speaker
Cogdill	La Suer	Runner	
Cohn	Leonard	Salinas	
Corbett	Liu	Shelley	

**NOES—5**

Campbell, John	Leach	Pacheco, Robert
Daucher	Mountjoy	

Resolution ordered transmitted to the Senate.

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

**ASSEMBLY BILL NO. 1374 (Wiggins)**—An act to amend Section 4850 of the Labor Code, relating to public employee benefits.

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

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

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

**AYES—80**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1337 (Cohn)**—An act to add Chapter 3 (commencing with Section 22890) to Part 5 of Division 5 of Title 2 of the Government Code, relating to public employee health benefits trusts.

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

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

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

**AYES—79**

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

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1337: Assembly Member Longville, from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1554 (Hertzberg)**—An act to amend Section 22825.1 of, and to repeal Section 22825.15 of, the Government Code, relating to state employee health benefits, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Shelley.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—59**

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

**NOES—20**

Aanestad	Cogdill	Leach	Richman
Ashburn	Cox	Leslie	Runner
Bogh	Daucher	Mountjoy	Strickland
Campbell, Bill	Hollingsworth	Pacheco, Robert	Wyland
Campbell, John	La Suer	Pacheco, Rod	Zettel

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

**AYES—59**

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

**NOES—20**

Aanestad	Cogdill	Leach	Richman
Ashburn	Cox	Leslie	Runner
Bogh	Daucher	Mountjoy	Strickland
Campbell, Bill	Hollingsworth	Pacheco, Robert	Wyland
Campbell, John	La Suer	Pacheco, Rod	Zettel

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 664 (Dutra)**—An act relating to victims, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

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

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

### Urgency Clause

Urgency clause read.

### Motion to Re-refer Assembly Bill No. 664 to Committee

Assembly Member Wyman moved that Assembly Bill No. 664 be re-referred to the Committee on Public Safety.

Assembly Member Cogdill seconded the motion.

Motion lost by the following vote:

### AYES—28

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

### NOES—45

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

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

### AYES—69

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

### NOES—2

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

**AYES—69**

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

**NOES—2**

Mountjoy                      Wyman

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1419 (Aroner)**—An act to repeal and add Title 7.8 (commencing with Section 67500) of the Government Code, and to add and repeal Section 21080.12 of the Public Resources 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.

**Call of the Assembly**

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

Motion carried. Time, 10:59 p.m.

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

**ASSEMBLY BILL NO. 1205 (Ashburn)**—An act to amend Section 120480 of the Health and Safety Code, relating to disease prevention, and making an appropriation therefor.

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

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

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

**AYES—77**

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

**NOES—None**

Above bill ordered enrolled.

**JOINT RULE 62(a) WAIVED**

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1258 for hearing in the Committee on Transportation at this time, in the Tom Bane Rules Committee Room.

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

**ASSEMBLY BILL NO. 1712 (Committee on Elections, Reapportionment and Constitutional Amendments)**—An act to amend Section 1405 of the Elections Code, relating to special elections.

Bill presented by Assembly Member Longville.

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

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

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

**AYES—55**

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

**NOES—24**

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

Above bill ordered enrolled.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY CONCURRENT RESOLUTION NO. 114 (Cardenas)**—Relative to state employees.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 114**

Assembly Member Cardenas was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 114.

**Roll Call**

The following Assembly Members indicated a desire to become authors: Alquist, Aroner, Bogh, Calderon, Canciamilla, Cardoza, Cedillo, Chan, Chavez, Chu, Cohn, Correa, Diaz, Dutra, Firebaugh, Florez, Frommer, Goldberg, Havice, Hertzberg, Horton, Jackson, Keeley, Kehoe, Koretz, Leonard, Leslie, Liu, Longville, Lowenthal, Maldonado, Matthews, Migden, Nakano, Nation, Negrete McLeod, Oropeza, Papan, Pavley, Pescetti, Reyes, Salinas, Shelley, Simitian, Steinberg, Strom-Martin, Thomson, Vargas, Washington, Wayne, Wesson, Wiggins, Wright, and Zettel.

**Request for Unanimous Consent**

Assembly Member Cardenas was granted unanimous consent to take up Assembly Concurrent Resolution No. 114, as, amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 114, as Amended**  
**ASSEMBLY CONCURRENT RESOLUTION NO. 114**—Relative to state employees.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**JOINT RULE 62(a) WAIVED**

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Joint Resolution No. 22 for hearing in the Committee on Transportation.

**CALL OF THE ASSEMBLY DISPENSED WITH  
ON CONCURRENCE IN SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 1419**

At 11:13 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1419 by the following vote:

**AYES—45**

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

**NOES—29**

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

Above bill ordered enrolled.

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

**SENATE CONCURRENT RESOLUTION NO. 39 (Soto)**—Relative to public employees' health care.

Resolution read, presented by Assembly Member Koretz, and adopted.

Resolution ordered transmitted to the Senate.

**SENATE CONCURRENT RESOLUTION NO. 41 (Soto)**—Relative to state employee merit awards.

Resolution read, presented by Assembly Member Canciamilla, and adopted.

Resolution ordered transmitted to the Senate.

**RESOLUTIONS**

The following resolution was offered:

**Resolution to Dispense With Constitutional Provision**

By Assembly Member Shelley.

*Resolved*, That Senate Bill No. 711 presents a case of urgency, as that term is used in Article IV, Section 8 (b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

**AYES—80**

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

**NOES—None**

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

**SECOND READING OF SENATE BILL NO. 711**

**SENATE BILL NO. 711**—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**SENATE CONCURRENT RESOLUTION NO. 37 (Polanco)**—Relative to biotechnology.

Resolution read, presented by Assembly Member Cedillo, and adopted.

Resolution ordered transmitted to the Senate.

**RECESS**

By unanimous consent, at 11:23 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 11:44 p.m., the Assembly reconvened.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 606

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 14, 2001

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

Assembly Bill No. 189  
Assembly Bill No. 906

Assembly Bill No. 933  
Assembly Bill No. 1171

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 14, 2001

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

Assembly Bill No. 649

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 14, 2001

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

Senate Concurrent Resolution No. 46  
Senate Concurrent Resolution No. 48

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

**FIRST READING OF SENATE BILLS**

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 46**—Relative to the state of emergency.

**SENATE CONCURRENT RESOLUTION NO. 48**—Relative to the Legislative calendar for the first year of the 2001–02 Regular Session of the Legislature.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Appropriations**

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 107

Senate Bill No. 766

Senate Bill No. 284

Senate Bill No. 1193

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 480

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 81

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

**SECOND READING OF BILLS BY UNANIMOUS CONSENT**

Pursuant to unanimous consent granted earlier this day the following bills were taken up without reference to file for purpose of second reading and adoption of amendments:

**SENATE BILL NO. 107**—An act to repeal and add Chapter 10 (commencing with Section 2800) of Division 3 of the Fish and Game Code, relating to natural community conservation planning, and making an appropriation therefor.

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

**SENATE BILL NO. 284**—An act relating to community colleges, and making an appropriation therefor.

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

**SENATE BILL NO. 766**—An act to amend Sections 12815 and 13000 of the Vehicle Code, relating to the Department of Motor Vehicles.

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

**SENATE BILL NO. 1193**—An act to amend Section 11346.4 of the Government Code, to amend Section 14683 of, and to add Section 14124.55 to, the Welfare and Institutions Code, relating to Medi-Cal.

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

**SENATE BILL NO. 480**—An act relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.



**CONSIDERATION OF SENATE BILL NO. 766 BY UNANIMOUS CONSENT**

Assembly Member Frommer was granted unanimous consent to take up Senate Bill No. 766 without reference to file, for purpose of consideration.

**SENATE BILL NO. 766 (Karnette)**—An act relating to parks and recreation, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—50**

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

**NOES—18**

Aanestad	Campbell, John	Leach	Runner
Ashburn	Cogdill	Leonard	Strickland
Bates	Cox	Mountjoy	Wyman
Bogh	Daucher	Pacheco, Robert	
Campbell, Bill	La Suer	Pescetti	

Bill ordered transmitted to the Senate immediately.

**At 11:50 p.m., Speaker pro Tempore Keeley, 27th District, presiding**

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

**SENATE BILL NO. 480 (Johannessen)**—An act relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—75**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—75**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**POINT OF ORDER**

Assembly Member Mountjoy arose to the following point of order: Analyses are not on the Members' desks for those measures on Supplemental File No. 5.

**Ruling by Speaker pro Tempore Keeley**

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

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

**SENATE BILL NO. 1193 (Polanco)**—An act to amend Section 14060.6 of the Corporations Code, relating to small business programs.

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

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**TWO HUNDRED EIGHTY-SIXTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 15, 2001

At 12 midnight.

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

**Motion to Adjourn**

Assembly Member Wyman moved to adjourn for the 2001 Interim Study Recess.

**Motion Ruled Out of Order**

Speaker pro Tempore Keeley ruled the motion out of order as Calls of the Assembly are pending and the House is in debate on Senate Bill No. 1193.

**Parliamentary Inquiry**

Assembly Member Wyman arose to the following parliamentary inquiry:

Subsequent to the conclusion of debate and dispensing with Calls of the Assembly, is the House not subject to adjournment at midnight pursuant to the Rules?

**Reply by Speaker pro Tempore Keeley**

The Speaker pro Tempore replied that adjournment of the legislative session in the odd-numbered year is not subject to the provisions of the Constitution and it has been the established custom of the Senate and Assembly to conclude all pending business prior to adjournment for the Interim Study Recess.

**Parliamentary Inquiry**

Assembly Member Wyman arose to the following parliamentary inquiry:

Would it not require a  $\frac{2}{3}$  suspension of the Rules of the House to proceed in Session past midnight?

**Reply by Speaker pro Tempore Keeley**

The Speaker pro Tempore replied that following the tragic events of Tuesday, September 11th, the Assembly did not convene; therefore losing one calendar day during the final week of the legislative session. Informal agreement had been reached by leadership to waive rules so that Members' bills are not disadvantaged.

**Parliamentary Inquiry**

Assembly Member Leonard arose to the following parliamentary inquiry:

The hour being past midnight, is the Assembly not in recess by operation of the Joint Rules?

**Reply by Speaker pro Tempore Keeley**

The Speaker pro Tempore replied that in order to adjourn, a motion to adjourn and a second to the motion must be put to the House and carried by a vote of the House, and, such motion is not in order while under Call of the Assembly.

**Parliamentary Inquiry**

The hour of midnight having arrived, is the House not in recess pursuant to the Rules, with or without an adjournment motion, and are remaining bills not ineligible for further consideration?

**Reply by Speaker pro Tempore Keeley**

The Speaker pro Tempore replied that in the absence of a motion to adjourn being made and carried, the House is not in recess and such a motion is not in order at this time.

**Further Consideration of Senate Bill No. 1193**

The question being on passage of the bill.

The roll was opened.

**Call of the Assembly**

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

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

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

**PARLIAMENTARY INQUIRY**

Assembly Member Runner arose to the following parliamentary inquiry:

Is it proper procedure of the House to have bills remain under Call of the Assembly in order to extend the deadline.

**Reply by Speaker pro Tempore Keeley**

The Speaker pro Tempore replied that it is not the intent of the presiding officer to have bills remain under Call for such purpose; but rather to attempt to conduct the business of the House in an orderly fashion following the loss of one calendar day of business earlier in the week.

**CONSIDERATION OF SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 61 BY UNANIMOUS CONSENT**

Assembly Member Florez was granted unanimous consent to take up consideration of Assembly Bill No. 61, by unanimous consent.

**ASSEMBLY BILL NO. 61 (Florez)**—An act to amend Sections 116761.20 and 116761.50 of the Health and Safety Code, relating to drinking water, and making an appropriation therefor.

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

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

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

**AYES—44**

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

**NOES—25**

Aanestad	Daucher	Maddox	Strickland
Bates	Dickerson	Mountjoy	Wyland
Bogh	Harman	Pacheco, Robert	Wyman
Campbell, Bill	Hollingsworth	Pacheco, Rod	Zettel
Campbell, John	Leach	Pescetti	
Cogdill	Leonard	Richman	
Cox	Leslie	Runner	

Above bill ordered enrolled.

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

**ASSEMBLY BILL NO. 1171 (Dutra)**—An act to amend Sections 188.5 and 31010 of, to add Section 188.51 to, to repeal Section 31050 of, and to add Chapter 4.6 (commencing with Section 31070) to Division 17 of, the Streets and Highways Code, relating to highways, 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—46**

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

**NOES—27**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1193**

At 12:27 a.m., on motion of Assembly Member Firebaugh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1193 passed by the following vote:

**AYES—45**

Alquist	Daucher	Liu	Simitian
Calderon	Diaz	Longville	Steinberg
Canciamilla	Dutra	Lowenthal	Vargas
Cardenas	Firebaugh	Mathews	Washington
Cardoza	Florez	Migden	Wayne
Cedillo	Frommer	Nakano	Wesson
Chan	Goldberg	Negrete McLeod	Wiggins
Chavez	Havice	Oropeza	Wright
Chu	Horton	Papan	Mr. Speaker
Cohn	Kealey	Pavley	
Corbett	Kehoe	Salinas	
Correa	Koretz	Shelley	

**NOES—26**

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

Bill ordered transmitted to the Senate immediately.

**REPORTS OF STANDING COMMITTEES  
Committee on Transportation**

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Transportation reports:  
Assembly Bill No. 1258

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

DUTRA, Chairman

Above bill ordered to unfinished business.

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

Assembly Member Wiggins was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1258, without reference to file.

**ASSEMBLY BILL NO. 1258 (Wiggins)**—An act to add and repeal Section 4000.11 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12:33 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH  
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 1602**

At 12:33 a.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was called.

**Call of the Assembly Continued**

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

Motion carried. Time, 12:33 p.m.

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

**CAUCUS ANNOUNCEMENTS**

At 12:37 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 12:38 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 1:39 a.m., the Assembly reconvened.

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



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

**ASSEMBLY BILL NO. 933 (Migden)**—An act to amend and supplement the Budget Act of 2001, by adding Items 9800-001-0001, 9800-001-0494, and 9800-001-0988 thereto, relating to appropriations for the support of the government of the State of California, and making an appropriation therefor, to take effect immediately as an appropriation for the usual and current expenses of the state.

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

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

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

**AYES—67**

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

**NOES—6**

Aanestad	Campbell, Bill	Mountjoy
Ashburn	Campbell, John	Richman

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 933: Assembly Member Bates, from “No” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 189 (Migden)**—An act to add Section 21354.6 to the Government Code, relating to public employees' retirement.

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

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

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

**AYES—72**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 649 (Negrete McLeod)**—An act to amend Sections 3517.6, 18903, 19056.5, 19141, 19142, 19170.1, 19702, 19786, 19798, 19816.2, 19817, 19826, 19828, 19829, 19832, 19834, 19835, 19836, 19841, 19854, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, and 19997.13 of, to add Section 20687.3 to, and to repeal Section 19836.1 of, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—77**

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

**NOES—None**

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

**AYES—77**

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

**NOES—None**

Above bill ordered enrolled.

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 401

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

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

Assembly Member Cardenas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 401, without reference to file.

**ASSEMBLY BILL NO. 401 (Cardenas)**—An act to amend Section 17072.12 of the Education Code, relating to school facilities.

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

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

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

**AYES—57**

Alquist	Dickerson	Liu	Simitian
Aroner	Dutra	Longville	Steinberg
Bates	Firebaugh	Lowenthal	Thomson
Briggs	Florez	Matthews	Vargas
Calderon	Frommer	Migden	Washington
Cardenas	Goldberg	Mountjoy	Wayne
Cardoza	Harman	Nakano	Wesson
Cedillo	Havice	Nation	Wiggins
Chavez	Horton	Negrete McLeod	Wright
Chu	Jackson	Oropeza	Wyland
Cogdill	Keeley	Pacheco, Robert	Wyman
Corbett	Kehoe	Pavley	Mr. Speaker
Correa	Kelley	Runner	
Daucher	Koretz	Salinas	
Diaz	La Suer	Shelley	

**NOES—14**

Aanestad	Campbell, John	Leonard	Strickland
Ashburn	Cox	Maddox	Zettel
Bogh	Hollingsworth	Pacheco, Rod	
Campbell, Bill	Leach	Pescetti	

Above bill ordered enrolled.

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

**ASSEMBLY BILL NO. 606 (Negrete-McLeod)**—An act to add Sections 20677.3 and 20683.2 to the Government Code, and to amend Section 1808.4 of the Vehicle Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

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

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

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

**AYES—77**

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

**NOES—2**

Leslie                      Mountjoy

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 906 (Salinas)**—An act to add and repeal Section 22901.1 to the Education Code, and to amend Sections 18670, 19173.1, 19175.3, 19570.1, 19574, 19574.1, 19574.2, 19575, 19578, 19582, 19583, 19702, and 19823 of, to add Sections 20047.5 and 20405.3 to, to add and repeal Sections 20677.2 and 20683.1 of, and to repeal Sections 18523.3, 18717.2, 19818.9, 19826.3, 19836.3, and 22013.82 of, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

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

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

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

**AYES—74**

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

**NOES—1**

Wyman

Above bill ordered enrolled.

**ASSEMBLY CONCURRENT RESOLUTION NO. 81 (Hollingsworth)—**  
Relative to transportation.

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

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

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

**AYES—66**

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

**NOES—5**

Frommer	Jackson	Strom-Martin
Goldberg	Leslie	

Above resolution ordered enrolled.

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

Assembly Bill No. 365

And respectfully requests the Assembly to concur in said amendments.

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

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

Assembly Member Nation was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 365, without reference to file.

**ASSEMBLY BILL NO. 365 (Nation)**—An act to amend Sections 45113, and 88013 of the Education Code, relating to public school employees.

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

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

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

**AYES—51**

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

**NOES—22**

Aanestad	Campbell, John	Leach	Runner
Ashburn	Cogdill	Leonard	Strickland
Bates	Cox	Maddox	Wyman
Bogh	Daucher	Mountjoy	Zettel
Briggs	Harman	Pacheco, Robert	
Campbell, Bill	Hollingsworth	Richman	

Above bill ordered enrolled.

**At 2 a.m., Assistant Speaker pro Tempore Kehoe,  
76th District, presiding**

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

**SENATE BILL NO. 107 (Sher)**—An act to repeal and add Chapter 10 (commencing with Section 2800) of Division 3 of the Fish and Game Code, relating to natural community conservation planning, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—49**

Alquist	Firebaugh	Lowenthal	Steinberg
Aroner	Florez	Maddox	Strom-Martin
Calderon	Frommer	Maldonado	Thomson
Cardoza	Goldberg	Matthews	Vargas
Cedillo	Havice	Migden	Wayne
Chan	Horton	Nakano	Wesson
Chavez	Keeley	Negrete McLeod	Wiggins
Chu	Kehoe	Oropeza	Wright
Cohn	Kelley	Pacheco, Rod	Zettel
Corbett	Koretz	Pavley	Mr. Speaker
Correa	Leslie	Salinas	
Diaz	Liu	Shelley	
Dutra	Longville	Simitian	

**NOES—21**

Aanestad	Campbell, John	Leach	Strickland
Ashburn	Cogdill	Leonard	Wyland
Bates	Cox	Mountjoy	Wyman
Bogh	Daucher	Pacheco, Robert	
Briggs	Harman	Pescetti	
Campbell, Bill	Hollingsworth	Runner	

Bill ordered transmitted to the Senate.

**RECESS**

By unanimous consent, at 2:08 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 2:11 a.m., the Assembly reconvened.

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



**CALL OF THE ASSEMBLY DISPENSED WITH  
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 1602**

At 2:11 a.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 1602 adopted by the following vote:

**AYES—60**

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

**NOES—8**

Aanestad	Dickerson	La Suer	Mountjoy
Campbell, John	Hollingsworth	Leonard	Strickland

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

**AYES—60**

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

**NOES—8**

Aanestad	Dickerson	La Suer	Mountjoy
Campbell, John	Hollingsworth	Leonard	Strickland

**Objection to Vote Adds and Changes**

Assembly Member Maldonado withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 1602.

**CALL OF THE ASSEMBLY DISPENSED WITH  
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 1258**

At 2:12 a.m., on motion of Assembly Member Strickland, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 1258 adopted by the following vote.

**AYES—63**

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

**NOES—7**

Aanestad	Pacheco, Rod	Runner	Wyman
Leonard	Richman	Wyland	

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

**AYES—63**

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

**NOES—7**

Aanestad	Pacheco, Rod	Runner	Wyman
Leonard	Richman	Wyland	

Above bill ordered enrolled.

**RECESS**

By unanimous consent, at 2:12 a.m., Assistant Speaker pro Tempore Kehoe, declared the Assembly recessed.

**RECONVENED**

At 2:15 a.m., the Assembly reconvened.

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

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Assembly Member Shelley was granted unanimous consent that the following statements of legislative intent be printed in the Journal:

**Legislative Intent—Senate Bill No. 19**

September 14, 2001

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

Dear Mr. Wilson: The purpose of this letter is to clarify my intent as the author of SB 19, which was approved by the Assembly on September 12, 2001. The bill states that school districts shall be required to comply with the nutrition standards in the bill only if funds are appropriated in the Budget Act of 2003 for the purpose of increasing meal reimbursements. It is my intent that school districts shall not be required to comply with the nutrition standards (Section 49431) in any year if the Budget Act for that year does not appropriate monies for the reimbursement rate.

Respectfully submitted,

MARTHA ESCUTIA  
Senator, 30th District

**Legislative Intent—Assembly Bill No. 207**

September 10, 2001

*The Honorable Robert Hertzberg  
Speaker, California State Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Assemblymember Hertzberg: I am writing to clarify an issue concerning my Assembly Bill 207 and Senate Bill 168 (Bowen). I would like to request a letter to the Assembly Journal stating the legislative intent.

AB 207 will require health plan member cards to include uniform information needed by a pharmacy to process a claim. The bill also allows plans to provide any invariable information directly to the pharmacy on an annual basis.

Nothing in AB 207 would require the printing of otherwise prohibited information on the member card.

Sincerely,

BARBARA MATTHEWS, Assembly Member  
Seventeenth District

**Legislative Intent—Assembly Bill No. 524**

September 14, 2001

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

Re: AB 524

Dear Mr. Wilson: This is to clarify that the intent of AB 524 is not to expand the state's In-Home Supportive Services (IHSS) program in any way. Rather, the purpose of the bill is simply to permit a non-profit agency under contract with a public jurisdiction other than a public authority or a county, when providing personal care services on short-term emergency basis, to perform the same paramedical functions that an IHSS provider is permitted to perform under current law.

Sincerely,

DION ARONER, Assembly Member  
Fourteenth District

**Legislative Intent—Assembly Bill No. 586**

September 13, 2001

*The Honorable Robert M. Hertzberg*  
*Speaker of the Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Speaker Hertzberg: This serves to clarify legislative intent relative to AB 586 in order that its language not be construed in any way to allow moderate complexity laboratory tests conducted by licensed pharmacists to be performed in any setting outside a hospital. AB 586 is not intended to change existing law in this regard. Further, AB 586 is intended to make only clarifying changes to eliminate the protocol requirement for pharmacists in the performance of tests classified as waived as currently required in Section 4102 of the Business and Professions Code. Nothing in AB 586 is intended to change the provisions of Section 1206.5 (a) and (b) of the Business and Professions Code, which requires that in order for pharmacists to perform specified laboratory tests, pharmacists must do so under the operation and administration of a clinical laboratory director as described in Section 1209 of the Business and Professions Code.

Respectfully,

JOE NATION, Assembly Member  
Sixth District

**Legislative Intent—Senate Bill No. 733**

September 14, 2001

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

Dear Dotson: This is written to express the legislative intent of Senate Bill 733 (Brulte).

It is the intent of SB 733 to conform California's income tax laws concerning qualified state tuition programs to recently enacted provisions of H.R. 1836, the Economic Growth and Tax Relief Reconciliation Act of 2001, relating to Internal Revenue Code (IRC) Section 529.

Commencing January 1, 2002, SB 733 by directly conforming to IRC Section 529, will provide the same tax treatment to California taxpayers who participate in California's Golden State Scholarshare plan or any other state's qualified tuition program. It is the legislative intent of SB 733 to provide all Californians the greatest flexibility in choosing a qualified tuition program by ensuring that all qualified distributions from such programs are free from California income tax, consistent with federal treatment. In so doing, SB 733 will maximize college savings for Californians by extending beneficial tax treatment to investments in all qualified state tuition programs, as intended.

Respectfully, I request this letter be published in the Assembly Daily Journal.

Sincerely,

JOE NATION, Assembly Member  
Sixth District

September 14, 2001

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

RE: Letter of Intent: Exclusion from Gross Income of Payments by California Employers to Survivors of Employees Killed by Terrorists on September 11, 2001

Dear Dotson: The terrible events of this week have touched the lives of all Americans, but have had a direct effect on dozens of California families, including one of my constituents. Several Californians perished in the catastrophe of the World Trade Center, the Pentagon, or on board the airplanes hijacked by the terrorists attacking our nation.

Those fallen Californians leave spouses, children, parents and others who depended on them for their financial sustenance. These survivors now find themselves in fear for their financial security even while they contend with the enormous grief. We cannot replace those who have been lost, but we can do something meaningful to ensure that those left behind can pay their mortgages, educate their children and rebuild their lives.

Federal legislation (H.R. 2884) has been introduced to exempt from income tax wages paid in 2000 and 2001 to employees lost in the terrorist act. I am informed that California will most likely conform to

that provision when the Legislature reconvenes in January. This is an important first step, but there is an additional step needed to get benefits into the hands of aggrieved survivors now.

California employers of workers who perished should be encouraged to assist survivors by paying a benefit to the families left behind. However, such a payment would either be deemed compensation, and thus taxable income subject to withholding for the survivors, or a gift which would be nondeductible for the employers.

I intend to author urgency retroactive legislation to ensure that the maximum amount of money is received now by families by making it clear that such payments are excluded from gross income. This legislation will also encourage employers to pay such an optional benefit by ensuring that it is fully deductible for employers.

I encourage my colleagues to join me in this much-needed effort.

Sincerely,

JOE NATION, Assembly Member  
Sixth District

**Legislative Intent—Assembly Bill No. 636**

September 12, 2001

*E. Dotson Wilson*

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

Dear Dotson: On September 7, 2001, my AB 636 was amended at the continued insistence of the Department of Social Services to delete Section 3(c)(3) of the bill, which read:

*In establishing compliance thresholds for each outcome measure, the workgroup shall take into consideration the extent to which the child welfare system is funded to meet the minimum workload standards recommended by the study conducted pursuant to Chapter 785 of the Statutes of 1998.*

It was with great reluctance that I accepted this amendment. It is critically important that the state at least **consider** the importance of providing adequate resources to reduce social worker caseloads as recommended by the study conducted pursuant to SB 2030 (Costa) of 1998, in establishing compliance thresholds for counties. It is perhaps the most important investment we will make in improving the outcomes for foster children and youth upon which California's child welfare system will be judged by the federal government. **I continue to expect that the recommendations developed by the Task Force be fair and reasonable toward counties, given the resources afforded to them by the state.**

California's success in improving our fractured child welfare system, and minimizing future federal penalties, depends upon a genuine partnership between multiple state agencies, counties, schools, foster providers, parents and child advocates to work cooperatively toward the federally-required outcomes-based system. The accountability sought

in AB 636 is meant not only for individual counties—it is meant for the state as well, in the spirit of the partnership AB 636 is designed to foster, for the benefit of children and families dependent on California's child welfare system.

Sincerely,

DARRELL STEINBERG, Assembly Member  
Ninth District

**Legislative Intent—Conference Committee Report  
High Priority Schools Grant Program  
for Low Performing Schools**

September 14, 2001

*The Honorable John Burton*  
*President pro Tempore of the Senate*

*The Honorable Bob Hertzberg*  
*Speaker of the Assembly*

Gentlemen: A number of issues have arisen relative to the conference committee report on AB 961, the High Priority Schools Grant Program for Low Performing Schools. This letter is to clarify the intent of the Conference Committee relative to the conference report and the relationship of the High Priority Schools Grant Program for Low Performing Schools to current law.

1. With respect to funding. All schools participating in the High Priority Schools Grant Program (HPSGP) are required to participate in the Immediate Intervention/Underperforming Schools Program (II/USP). Current law (EC 52054.5) provides for all schools participating in the Immediate Intervention/ Underperforming Schools program (II/USP) to receive \$200 per pupil. The new HPSGP provides an additional \$200 per pupil to schools. Thus, it is intended that a total of \$400 per pupil be available to all schools participating in HPSGP.

2. With respect to textbooks and instructional materials. It is the intent of the conference committee that all pupils be provided with standards aligned textbooks and instructional materials. Therefore, nothing in this bill should be construed to impede timelines in existing law or AB 466 (Strom-Martin) which provide schools sufficient time to adopt state standards aligned textbooks and instructional materials approved by the State Board of Education.

Specifically, the conference committee report requires that participating schools certify that their teachers will participate in the professional development programs authorized by AB 466 (Strom-Martin). This measure, in turn, requires that schools use State Board of Education-approved instructional materials in grades K–8 in order to qualify for funding under AB 466.

There are, however, serious timeline inconsistencies between AB 466 and AB 961. For example, State Board approved materials in English/ Language Arts will not even be available until January 2002 and districts are not required under AB 466 to use those materials until 2003–04. It is the intent of the conference committee that to participate in AB 961, districts certify that they will also participate in the professional development programs provided in AB 466, but that districts not delay their implementation of AB 961 because they may exercise the flexibility provided to them in AB 466.

3. With respect to timelines of public hearings and the involvement of the school community at large. It is the intent of the conference committee that during the initial application process, schools and their districts hold the public meeting at a time that allows sufficient time for input from all interested parties in the school community at large, including the business community, community-based organizations, and local government.

4. With respect to sanctions and interventions. Current law (52055) requires that the governing board of a school failing to meet its annual short-term growth within 12 months must hold a public hearing to ensure that members of the school community are aware of the lack of progress. It is the intention of this conference committee that this same practice continue for schools participating in the HPSGP after 24 months. Further, current law (52056.5) states that schools failing to meet annual state growth targets are subject to sanctions, as specified under 52055.5. This conference report does not change current law. Further, it is the intent of this conference committee that following the intervention of the State Board of Education as an intermediate step to provide assistance and direction to school districts with schools that continue to fail to meet their growth targets, these schools will still be subject to existing sanctions [52055 (c)] at the discretion of the SPI and SBE.

5. With respect to the team established to prepare the school action plan. It is provided in current law and therefore also available in the HPSGP that the team established to develop the school action plan may also provide ongoing involvement throughout the implementation period and any subsequent interactions in the case of state intervention. In addition, that team and the entire school community, including local government, business and community-based organizations, is expected and encouraged to participate whole heartedly throughout the implementation of this school plan.

Sincerely,

JOHN VASCONCELLOS  
Senator, 13th District

DARRELL STEINBERG  
Assembly Member, 9th District



September 14, 2001

TO: E. Dotson Wilson, Chief Clerk

Subject: Letter to Journal

I am requesting permission to enter into the Assembly Journal a letter I received from the U.S. Department of Justice, Bureau of Justice Assistance. This letter responds to funding questions for the Drug Endangered Children Program.

This letter is unopposed by all members and with the placement in the Journal it would memorialize the understanding that I have reached with the Administration, with respect to federal funding for the program.

Sincerely,

CARL WASHINGTON, Assembly Member  
Fifty-second District

*U.S. Department of Justice  
Office of Justice Programs  
Bureau of Justice Assistance  
Washington, D.C. 20531*

14 September, 2001

Carl Washington  
52nd Assembly District  
Assembly California Legislature  
P.O. Box 942849  
Sacramento, California

Dear Assemblyman Washington: This is in response to your letter of September 13, 2001 requesting information regarding the Byrne Formula Grant Program administered by the California Office of Criminal Justice Planning (OCJP).

The purpose of the Byrne Formula Grant Program is to provide seed money to State and local units of government to allow them to develop, implement, evaluate and replicate innovative projects that have a positive impact on drug abuse and violent crime, and then institutionalize those projects with state or local funds. Section 502 of the Omnibus Crime Control and Safe Streets Act makes all States eligible to apply for and to receive Byrne formula grants. "State," as defined in Section 901(a)(2), means any State of the United States and includes the District of Columbia, Puerto Rico, the Commonwealth of Mariana Islands, the Virgin Islands, Guam and America Samoa.

The State Administrative Agency (SAA) is the organization designated by the Governor of that State to be responsible for the administration of the Byrne Formula Grant Program. In this case, OCJP has been designated the California SAA.

Byrne Formula Grant Program funds awarded to the State are further subgranted to State agencies and units of local government to carry out programs contained in an approved strategy. Awarding subgrants of Byrne Formula funds is one of the most important functions of the S.A.A.

In Section 504(f) of the Act, Congress has imposed a maximum funding period of 4 years (48 months) in the aggregate for projects funded under the Byrne Formula Grant Program. The purpose of this four-year rule is to encourage innovative programming, with States, local governments, and other grant recipients assuming the cost of programs proven to be successful following a reasonable period of

Federal support. Four years of funding provides a fair opportunity to demonstrate the value of funded programs and projects without creating a long-term dependency on Federal funding to support operational programs, regardless of their success. However, this funding prohibition falls only on individual subgrants, not on general programs funded by the SAA over time. That is, the SAA may fund different projects under the same program for more than 4 years, but it cannot fund the same projects under the same program for more than 4 years.

The Act identifies 28 purpose areas which are eligible for funding. However, the SAA could allocate all of its funds in a few of the purpose areas, if justified under its statewide strategy and permitted under state law.

Your letter requested responses to four specific questions relating to the Drug Endangered Children Program. The Drug Endangered Children Program is a previously funded program by the California SAA. DEC is no longer eligible to receive Byrne funding based on the 48 Month Rule which states "With the exception of multijurisdictional drug task forces, victim' assistance programs, or multijurisdictional gang task force, all projects funded with Byrne Formula Grant Program funds are restricted to four years of funding. This means that Byrne funds cannot be awarded to a subgrant recipient for a project that has already received four years of aggregate funding."

Finally, the SAA, not BJA, may establish mechanisms and procedures to review and award subgrants, as long as they are fair, and applied consistently. The State may establish programs priorities for submission of the applications based on their strategy and criteria.

I trust this correspondence has cleared up all the issues raised in your letter. If you have any further questions, please do not hesitate to contact me on 202/305-1770.

Sincerely,

MURIEL COLLINS  
Program Manager  
State and Local Assistance Division

**Legislative Intent—Assembly Bill No. 865**

September 12, 2001

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

Re: Assembly Bill 865

Mr. Chief Clerk: I am writing to clarify my intent, as author of Assembly Bill 865, regarding new Civil Code provision 1748.13(a)(B).

Subdivision (B) provides, in pertinent part:

"The creditor is required to provide, or continue to provide, the information required by this paragraph only if the cardholder has not paid more than the minimum payment for six consecutive months, after July 1, 2002."

Concern has been expressed to me that this provision could be construed to require that information specific to a cardholder's debt be provided beginning as July 1, 2002. In fact, my intent in inserting this date into this sentence was to provide that the counting of any six-month

period would begin on July 1, 2002. Consequently, the first time that the specific information may be required to be provided is January 1, 2003.

Please enter this letter in the Assembly Daily Journal.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

**Legislative Intent—Assembly Bill No. 910**

September 13, 2001

*The Honorable Robert M. Hertzberg  
Speaker of the California State Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: I respectfully submit this letter to clarify the intent of AB 910. I have authored this bill to protect wildlife conservation easements from urban and infrastructure development initiated by public agencies.

Although state law and easement contracts well protect conservation easements against private encroachment, properties under conservation easements are still largely vulnerable to condemnation from public agencies seeking to use them for alternative purposes. This legislation would effectively raise the “legal bar” necessary to condemn easement properties. Such enhanced legal protection is necessary because conservation easements, which represent substantial public investments and protect some of California’s most critical wildlife habitat, increasingly come under threat from urban growth.

Under AB 910, a public agency attempting to condemn a privately-held easement property, as defined in Section 1235.170 of the Civil Code of Procedure, must prove, by clear and convincing evidence, that its proposed use represents a higher public use than wildlife protection. The bill would furthermore require consultation between each of the public agencies with a stake in the easement property. Thus, AB 910 helps to ensure that the wildlife habitat values of private lands under easement receive due consideration during condemnation proceedings.

Indeed, AB 910 does not preclude the establishment of some public infrastructure across easement properties. Governmental entities may still obtain other easements, which do not interfere with wildlife conservation over the property in question. As provided in Civil Code of Procedure Section 1240.510, the proposed use may be accommodated, as long as the public infrastructure does not “unreasonably interfere” with the purposes of the conservation easement.

In summary, the balanced approach provided in AB 910 would help ensure that taxpayer-supported wildlife conservation easements withstand threats from urban growth over the long-term. Please do not hesitate to contact me if you have any questions or concerns.

Very truly yours,

HOWARD WAYNE, Assembly Member  
Seventy-eighth District

**Legislative Intent—Assembly Bill No. 1025**

September 6, 2001

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

Dear Mr. Wilson: Assembly Bill 1025 requires that every employer “shall make reasonable efforts to provide [employees] with the use of a room or other location, other than a toilet stall, in close proximity to the employee’s work location, to express milk in private.” I have been requested to clarify how AB 1025 would apply in a workplace, such as a small restaurant, which is so limited in space that there may be no place where an employee can express breast milk in private without fundamentally altering the structure of the building.

It is my intention that “reasonable efforts” would not include a requirement that an employer make significant structural alterations to a building. Thus, for example, it would be unreasonable to require a small restaurant that consists of nothing more than a dining area, kitchen, and bathroom, to construct a room specifically for the purpose of providing employees with a place to express milk in private. Doing so would eliminate space that is being used for another purpose essential to the operation of the business. However, I believe that such a situation should be the exception rather than the rule. Most workplaces have an office or other suitable location that can be made available to employees who desire to express breast milk in private. Moreover, if such a space is not immediately available, space can be found which can be readily converted or modified so that it can be used for that purpose. It should also be noted that nothing in AB 1025 prohibits an employer from making available space that is used for more than one purpose.

AB 1025 is intended to be a common sense piece of legislation designed to reasonably accommodate nursing mothers who need to express breast milk while at work.

Sincerely,

DARIO FROMMER, Assembly Member  
Forty-third District

**Legislative Intent—Assembly Bill No. 1176**

September 14, 2001

*Hon. Robert Hertzberg, Speaker  
Assembly Chambers  
State Capitol  
Sacramento, California*

RE: AB 1176 (Calderon)—Letter to the Assembly Journal

Dear Mr. Speaker: My Assembly Bill 1176 adds Section 5307.2 to the Labor Code to clarify that the Administrative Director (AD) of the Division of Workers’ Compensation has the sole authority to promulgate a schedule regulating facility fees charged by outpatient surgery centers. The section also requires the Administrative Director to consider several specific factors when developing such a schedule.

The experience California had with the promulgation of the hospital inpatient fee schedule led me to include Section 5307.2 in AB 117.

Although it took more than three years to develop, the hospital inpatient fee schedule has been a disaster for injured workers, hospitals and insurance carriers. The AD has revised the fee schedule twice in the last year and a half, and yet many provisions remain problematic.

Recently, the Commission on Health and Safety and Workers' Compensation commissioned a study on the feasibility of promulgating an outpatient surgery center facility fee schedule. The draft report recommended a drastic reduction from the current market driven rate for these services. However, there was no analysis of why outpatient surgery centers exist; what it costs to operate them; how surgery centers improve outcomes; or how they provide quicker access to care, often with more technologically advanced equipment; or the resulting negative impact on surgery centers, hospitals and injured workers.

Section 128737 of the Health and Safety Code already requires the Office of Statewide Health Planning and Development (OSHDP) to begin collecting extensive outpatient surgery center in January 2002. Any effort by the Administrative Director to establish a fee schedule should include a detailed analysis of several years' of credible published information from this extensive independent data base.

If California is to regulate facility fees charged by outpatient surgery centers, it must be done in a manner that considers the interests of injured workers, employers and the surgery centers themselves. It is with this objective that I included Labor Code Section 5307.2 in my Assembly Bill 1176.

Thank you for permitting me to explain my intentions.

Sincerely,

THOMAS CALDERON, Assembly Member  
Fifty-eighth District

**Legislative Intent—Assembly Bill No. 1258**

September 14, 2001

*The Honorable Robert Hertzberg  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Hertzberg: The sole intent of AB 1258 is to allow a vehicle rental company to rent a passenger vehicle in California from September 11, 2001, to December 31, 2001, if the passenger vehicle is registered in another state and the conditions in the bill are met.

There is no intent to affect any provision of law relating to the rental of passenger vehicles, other than those requiring the registration of passenger vehicles in California.

Sincerely,

PAT WIGGINS, Assembly Member  
Seventh District

**Legislative Intent—Assembly Bill No. 1287**

September 14, 2001

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

Dear Mr. Wilson: The intent of Assembly Bill 1287 is to delete objectionable language and to set appropriation levels for important outreach programs that are funded through the University of California. In acting on this measure, the Legislature in no way sanctions the Governor's use of his line item veto authority to add language to appropriation legislation or to delegate the Legislature's appropriation authority.

As part of the veto message for Item 6440-001-0001 of Section 2 of the Budget Act of 2001 (SB 739, Chapter 106, Statutes of 2001), the Governor inserted the words "up to" before the dollar amounts provided in Provision 10 that was established by the Legislature for various outreach programs. By doing so, the Governor created unprecedented discretion for the University of California to fund the programs at whatever level they determined, or even to not fund the programs at all. Moreover, his actions effectively delegated the Legislature's ability to determine funding priorities. The transferring of funding authority to the University of California by the Governor undercuts the Legislature's authority to appropriate funding in the manner in which it sees fit. In passing AB 1287, the Legislature is expressing its displeasure in the Governor's actions.

The Governor's action with respect to this item may well be unconstitutional. Rather than litigating the issue at this time, the Legislature believes that enacting AB 1287 is the most expedient and least disruptive method of correcting the budget item. We recognize that the State is now two and one-half months into the fiscal year, that University of California campuses are preparing to commence the school year and that program reductions adverse to the Legislature's desires could already be in process. Immediate action is necessary to protect from possible harm the outreach programs and the individuals served by them so as to ensure that the University student population in future years appropriately reflects the diversity of the people of our State.

Let the record show that AB 1287 reestablishes the Legislature's role in setting appropriation levels for University of California outreach programs and is not intended in any way to sanction or endorse the Governor's action of adding language to the Budget Act or the delegation of the Legislature's appropriation authority.

Sincerely,

TONY CÁRDENAS, Chairman  
Assembly Budget Committee

**Legislative Intent—Assembly Bill No. 1564**

September 14, 2001

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

Dear Mr. Wilson: It is the intent of the Legislature that nothing in Section 1 subsection (d)(2) be deemed to create a presumption or a requirement that every agreement with an Indian tribe pursuant to this section must require that the tribe reimburse the department.

The provision of Section 1 subsection (d)(2) requiring enforceable methods of reimbursement is intended to apply only to situations in which reimbursement is expressly required in the agreement because it is warranted under all of the circumstances. The Legislature further intends that each cooperative agreement between the department and an Indian tribe pursuant to this section specifically states whether or not reimbursement is required of the tribe.

Sincerely,

TONY CÁRDENAS, Assembly Member  
Thirty-ninth District

**Legislative Intent—Assembly Bill No. 1719**

*Mr. Speaker and Members of the Assembly:*

I offer this letter to clarify the legislative intent of Section 1 of Assembly Bill (AB) 1719 (Chapter 219, Statutes of 2001).

Section 1 of AB 1719 amended Education Code Section 89005.5, which was added to the code by Senate Bill 1392 (Davis) Chapter 847; Statutes of 1982. As placed in the code in 1982, this section stated that the name “California State University” is the property of the state, and that no person shall, without the permission of the Trustees of the California State University, use this name or any abbreviation of it in a number of specified ways, including to imply, indicate or otherwise suggest that any product or service of an organization is connected or affiliated with by the California State University.

AB 1719 amended Education Code 89005.5 to clarify that the name “California State University” includes the name of the California State University campuses, and their abbreviations, in which the words “California State University” do not appear: California Polytechnic State University, San Luis Obispo; California State Polytechnic University, Pomona; California Maritime Academy, Humboldt State University, Sonoma State University, San Francisco State University, San Jose State University, and San Diego State University.

In amending this section, AB 1719 is consistent with Education Code Section 89001, which lists the institutions that comprise the California State University, and expresses the intent of the Legislature in enacting SB 1392 in 1982.

Respectfully submitted,

ASSEMBLY MEMBER ELAINE ALQUIST  
Chair, Assembly Higher Education Committee



**Legislative Intent—Assembly Bill No. 61**

September 15, 2001

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

Dear Mr. Wilson:

Re: Letter to the Journal on AB 61 (Florez)

We respectfully submit this letter to clarify the purpose of AB 61.

This measure is fully and solely intended to provide funds for planning, design and construction of water systems for communities predominantly populated by farmworker and low-income families. The bill is intended to encourage adequate public systems to serve low-income, farmworker families. The access provided by AB 61 to the Safe Drinking Water State Revolving Fund administered by the State Department of Health Services with the addition of the phrase “private not-for-profit water companies” is intended to permit the access to planning, design and construction funds to small, rural not-for-profit companies whose projects are intended to serve low-income, farmworker families.

Finally, we believe that the current language of AB 61 is sufficiently ambiguous that it is essential that clarifying legislation be introduced during the 2002 Legislative Session in order to clarify the purposes of these changes in accordance with this letter. This legislation will be authored by Senator Burton, President pro Tempore.

Sincerely,

HANNAH-BETH JACKSON, Chair  
Assembly Committee on Environmental Safety  
and Toxic Materials



**ADJOURN IN MEMORY**

Assembly Member Briggs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tim Ward, of Visalia.

Assembly Member Dickerson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Scottie Scotten, of Grass Valley, Thelma LaVergne Powers, of Igo, and Councilwoman Betty Pryatel, of Corning.

Assembly Member Dutra was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Josephine Lewis, of Woodland, and Paul Drewitz, of Fremont.

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 Merle Chandler, of Glendale.

Assembly Member Leach was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas Burnett, of San Ramon.

Assembly Member Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Vander Lans, of Long Beach.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald E. Bollinger, of Glendora, Oliver B. "Brad" Posey, of Glendora, and Laura J. Hurtado, of La Verne.

Assembly Member Nation was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lauren Grandcolas, of San Rafael.

Assembly Member Reyes was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Junior Puletapuai, of Anchorage, Alaska.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Don Reid Hancock, of Suisun City.

Assembly Member Wesson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Clayton L. Blonien, of San Diego.

**At 2:19 a.m., Speaker Hertzberg, 40th District, presiding**

**OBJECTION WITHDRAWN**

Assembly Member Maldonado withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 1602.

**VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following items:

**Assembly Bill No. 491, Concurrence:** Aanestad, Briggs, Cardoza, Cedillo, Daucher, Firebaugh, Florez, Horton, Leslie, Maddox, Matthews, Mountjoy, Nakano, Nation, Rod Pacheco, Wesson, Wiggins, Wyman, and Zettel—Aye; Havice—No.

**Assembly Bill No. 357, Concurrence:** Aanestad, Cedillo, Daucher, Havice, Leslie, Maddox, Mountjoy, Nation, Rod Pacheco, Wesson, Wiggins, Wyman, and Zettel—Aye.

**Assembly Bill No. 1132, Concurrence:** Aanestad, Ashburn, Bill Campbell, Cedillo, Daucher, Havice, Leslie, Maddox, Mountjoy, Nation, Rod Pacheco, Wesson, and Wiggins—Aye; La Suer—No.

**Assembly Bill No. 620, Concurrence:** Aanestad, Bates, Cedillo, Chavez, Daucher, Havice, Koretz, Leslie, Maddox, Mountjoy, Nation, Rod Pacheco, Simitian, Wesson, Wiggins, Wyman, and Zettel—Aye.

**Senate Bill No. 759 and Urgency:** Aanestad, Bogh, Cedillo, Correa, Dickerson, Havice, Maddox, Mountjoy, Rod Pacheco, Pavley, Shelley, Simitian, Wesson, Wyman, and Zettel—Aye.

**Senate Bill No. 523:** Aanestad, Aroner, Cedillo, Chu, Correa, Daucher, Maddox, Mountjoy, Nation, Rod Pacheco, Simitian, Wesson, Wyman, and Zettel—Aye.

**Senate Bill No. 124:** Aanestad, Cedillo, Daucher, Lowenthal, Maddox, Rod Pacheco, Simitian, Wesson, Wyman, and Zettel—Aye.

**Senate Bill No. 1226:** Aanestad, Cedillo, Daucher, Maddox, Mountjoy, Rod Pacheco, Simitian, Wesson, Wyland, Wyman, and Zettel—Aye; Briggs—No.

**Assembly Bill No. 1547, Concurrence:** Aanestad, Cedillo, Daucher, Frommer, Harman, Horton, Jackson, Maddox, Mountjoy, Nakano, Rod Pacheco, Runner, Simitian, and Wyman—Aye.

**Assembly Bill No. 1621, Concurrence:** Aanestad, Cedillo, Daucher, Frommer, Jackson, Maddox, Nakano, Rod Pacheco, Simitian, Vargas, and Wyman—Aye.

**Senate Bill No. 527:** Cedillo, Havice, Maldonado, and Reyes—Aye; Aanestad, Daucher, Kelley, Leslie, Maddox, Rod Pacheco, Runner, and Wyman—No.

**Assembly Bill No. 49, Concurrence:** Briggs, Cedillo, Correa, Florez, and Nation—Aye; Aanestad, Bogh, Maddox, Rod Pacheco, and Zettel—No.

**Assembly Bill No. 495, Urgency and Concurrence:** Correa, Florez, Maddox, Wiggins, and Zettel—Aye; Bogh, Rod Pacheco, and Wyman—No.

**Assembly Bill No. 769, Concurrence:** Florez—Aye; Aanestad, Bogh, Leach, Maddox, Rod Pacheco, and Richman—No.

**Assembly Bill No. 1390, Concurrence:** Florez and Rod Pacheco—Aye; Aanestad, Bates, Bogh, John Campbell, Daucher, Maddox, and Zettel—No.

**Assembly Bill No. 1675, Concurrence:** Florez and Wiggins—Aye; Kelley, Maddox, Maldonado, and Rod Pacheco—No.

**Senate Bill No. 187:** Maddox, Rod Pacheco, and Zettel—No.

**Assembly Bill No. 1564, Concurrence:** Aanestad, Briggs, Cedillo, Firebaugh, Florez, Havice, Jackson, Robert Pacheco, Rod Pacheco, Runner, Steinberg, Thomson, and Wyland—Aye.

**Assembly Bill No. 1612, Concurrence:** Bates, Briggs, Cardenas, Cedillo, Correa, Cox, Daucher, Firebaugh, Florez, Havice, Horton, Nation, Robert Pacheco, Rod Pacheco, Simitian, and Zettel—Aye.

**Assembly Bill No. 780, Concurrence:** Cedillo, Correa, Firebaugh, Florez, and Nation—Aye; Havice and Rod Pacheco—No.

**Consent Calendar:** Cedillo and Florez—Aye.

**Special Consent Calendar:** Florez—Aye.

**Assembly Concurrent Resolution No. 118, Special Order of Business:** Florez—Aye.

**Senate Bill No. 40:** Cohn, Jackson, and Wiggins—Aye; Daucher, Kelley, Maddox, and Maldonado—No.

**Senate Bill No. 168:** Cedillo, Frommer, and Horton—Aye; Aanestad, Daucher, and Wyman—No.

**Assembly Bill No. 128, Concurrence:** Briggs, Cardenas, Harman, Maddox, Nation, Runner, and Wyland—Aye.

**Senate Bill No. 1:** Briggs, Correa, Maddox, Matthews, and Rod Pacheco—Aye; Pavley—No.

**Assembly Bill No. 293, Concurrence:** Briggs, Chu, Firebaugh, Maddox, Mountjoy, and Thomson—Aye.

**Assembly Bill No. 343, Urgency and Concurrence:** Aroner, Chu, Firebaugh, Maddox, and Simitian—Aye; Mountjoy—No.

**Assembly Bill No. 674, Concurrence:** Bogh, Briggs, Cardenas, Chu, Dickerson, Firebaugh, and Maddox—Aye; Mountjoy—No.

**Assembly Bill No. 715, Concurrence:** Firebaugh, Maddox, and Mountjoy—Aye.

**Assembly Bill No. 1084, Concurrence:** Firebaugh and Maddox—Aye.

**Assembly Bill No. 1160, Urgency and Concurrence:** Firebaugh, Jackson, and Maddox—Aye.

**Assembly Bill No. 1429, Urgency and Concurrence:** Firebaugh and Maddox—Aye.

**Assembly Bill No. 673, Concurrence:** Maddox and Mountjoy—Aye.

**Assembly Bill No. 242, Concurrence:** Maddox—Aye; Ashburn, Bill Campbell, and Mountjoy—No.

**Assembly Bill No. 699, Concurrence:** Firebaugh, Maddox, and Mountjoy—Aye.

**Assembly Bill No. 867, Concurrence:** Briggs, Firebaugh, Maddox, Mountjoy, Nation and Wyland—Aye.

**Assembly Bill No. 1233, Concurrence:** Cardenas, Daucher, Harman, Maddox, Mountjoy, Nation, and Runner—Aye.

**Assembly Bill No. 1301, Concurrence:** Koretz, Maddox, Nation, Rod Pacheco, and Zettel—Aye; Mountjoy—No.

**Assembly Bill No. 1428, Concurrence:** Ashburn, Maddox, Mountjoy, Nation, Rod Pacheco, and Zettel—Aye.

**Assembly Bill No. 1718, Concurrence:** Maddox, Nation, Negrete McLeod, Rod Pacheco, and Zettel—Aye; Mountjoy—No.

**Assembly Bill No. 344, Concurrence:** Cedillo, Florez, Havice, Horton, and Nation—Aye; Bates, Bogh, Briggs, Maddox, Mountjoy, Robert Pacheco, Rod Pacheco, and Zettel—No.

**Assembly Bill No. 67, Concurrence:** Cardenas, Cedillo, Havice, Liu, Maddox, Mountjoy, and Nation—Aye.

**Assembly Bill No. 1574, Concurrence:** Cedillo, Havice, Maddox, and Nation—Aye; Bogh, Briggs, Mountjoy, Rod Pacheco, and Zettel—No.

**Assembly Bill No. 961, Urgency and Conference Report:** Briggs, Havice, and Runner—Aye.

**Senate Bill No. 631:** Briggs, Cedillo, Havice, Jackson, and Simitian—Aye; Aanestad, Maddox, Wyland, and Zettel—No.

**Assembly Bill No. 56, Concurrence:** Firebaugh—Aye; Zettel—No.

**Assembly Bill No. 104, Concurrence:** Firebaugh—Aye; Bogh and Kelley—No.

**Assembly Bill No. 804, Concurrence:** Briggs, Canciamilla, Correa, Firebaugh, Koretz, and Rod Pacheco—Aye.

**Assembly Bill No. 1098, Concurrence:** Correa, Firebaugh, and Rod Pacheco—Aye.

**Assembly Bill No. 1287, Concurrence:** Firebaugh and Horton—Aye.

**Senate Joint Resolution No. 26:** Correa—Aye.

**Senate Bill No. 551:** Correa, Firebaugh, Frommer, and Simitian—Aye.

**Senate Bill No. 1018:** Briggs, Cedillo, Chu, Dickerson, Firebaugh, Goldberg, Havice, Jackson, Kehoe, Longville, Pescetti, Simitian, and Wyland—Aye.

**Assembly Bill No. 59, Concurrence:** Correa, Firebaugh, Jackson, and Simitian—Aye; Briggs, Mountjoy, Rod Pacheco, Wyland, and Zettel—No.

**Assembly Bill No. 1614, Concurrence:** Briggs, Cedillo, Firebaugh, Goldberg, Harman, Jackson, Kehoe, Rod Pacheco, Simitian, and Zettel—Aye.

**Assembly Bill No. 936, Motion to Re-refer to Committee:** Firebaugh—No.

**Assembly Bill No. 1389, Concurrence:** Firebaugh, Harman, Horton, and Rod Pacheco—Aye; Bates, Cox, Daucher, and Leslie—No.

**Assembly Bill No. 370, Concurrence:** Leslie—Aye; Daucher—No.

**Assembly Bill No. 60, Concurrence:** Frommer—Aye; Bogh—No.

**Assembly Bill No. 1176, Concurrence:** Cedillo, Havice, and Simitian—Aye; Daucher and Rod Pacheco—No.

**Assembly Bill No. 936, Concurrence:** Rod Pacheco—Aye; Daucher and Leslie—No.

**Motion to Waive Joint Rule 62(a):** Chavez, Havice, and Nation—Aye; Ashburn, Briggs, Bill Campbell, Maddox, Maldonado, Mountjoy, and Runner—No.

**Assembly Bill No. 1700, Concurrence:** Simitian—Aye; Bates, Bogh, Briggs, Dickerson, Leslie, Maldonado, and Zettel—No.

**Senate Concurrent Resolution No. 15:** Bogh, Briggs, Cohn, Firebaugh, Maddox, Runner, Simitian, and Zettel—Aye; Daucher—No.

**Assembly Bill No. 1374, Concurrence:** Daucher, Firebaugh, and Simitian—Aye.

**Assembly Bill No. 1337, Concurrence:** Simitian—Aye.

**Assembly Bill No. 1554, Urgency and Concurrence:** Firebaugh, Harman, Maddox, and Simitian—Aye; Bogh, John Campbell, Daucher, and Runner—No.

**Assembly Bill No. 664, Motion to Re-refer to Committee:** Bogh, Daucher, and Maddox—Aye; Simitian—No.

**Assembly Bill No. 664, Urgency and Concurrence:** Bogh, Cox, Daucher, Harman, Runner, and Simitian—Aye.

**Assembly Bill No. 1205, Concurrence:** Cardoza, Correa, Daucher, Firebaugh, Rod Pacheco, and Simitian—Aye.

**Assembly Bill No. 1712, Concurrence:** Bogh, Cardoza, Maddox, Matthews, Rod Pacheco, and Simitian—Aye; Runner—No.

**Assembly Bill No. 1419, Concurrence:** Canciamilla and Thomson—Aye; Daucher—No.

**Senate Bill No. 766:** Cardenas, Cedillo, Havice, and Reyes—Aye; Bates, Bogh, and Daucher—No.

**Senate Bill No. 480 and Urgency:** Bates, Briggs, Daucher, Dickerson, Koretz, Nation, Richman, Wiggins, and Wyland—Aye.

**Assembly Bill No. 61, Concurrence:** Aroner, Nation, and Strom-Martin—Aye; Aanestad and Daucher—No.

**Assembly Bill No. 1711, Concurrence:** Nation—Aye; Aanestad and Wyland—No.

**Senate Bill No. 1193:** Daucher, Koretz, and Lowenthal—Aye.

**Assembly Bill No. 933, Concurrence:** Bogh, Briggs, Chavez, Daucher, Diaz, Dickerson, Firebaugh, Horton, Leach, Maddox, Wiggins, and Zettel—Aye; Aanestad—No.

**Assembly Bill No. 189, Concurrence:** Aanestad, Ashburn, Bates, Correa, Havice, Horton, and Zettel—Aye.

**Assembly Bill No. 649, Concurrence:** Aanestad, Daucher, Maddox, Shelley, and Zettel—Aye.

**Assembly Bill No. 401, Concurrence:** Daucher—Aye; Aanestad, Bogh, Rod Pacheco, and Zettel—No.

**Assembly Bill No. 606, Concurrence:** Aanestad, Daucher, and Maddox—Aye.

**Assembly Bill No. 906, Concurrence:** Aanestad, Daucher, and Maddox—Aye.

**Assembly Concurrent Resolution No. 81:** Maddox—Aye.

**Assembly Bill No. 365, Concurrence:** Corbett, Jackson, Kehoe, Koretz, Simitian, and Strom-Martin—Aye; Aanestad, Bates, Bogh, Daucher, Maddox, and Zettel—No.

**Senate Bill No. 107:** Maddox, Maldonado, and Zettel—Aye.

**Assembly Bill No. 1602, Concurrence:** Bates, Bogh, Briggs, Rod Pacheco, and Zettel—Aye.

**Assembly Bill No. 1258, Urgency and Concurrence:** Aroner, Daucher, and Zettel—Aye; Rod Pacheco—No.

#### MOTION TO ADJOURN

At 2:54 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Cox seconded the motion.

Motion carried.

#### QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:54 a.m., Speaker Hertzberg declared the quorum call of the Assembly dispensed with.

#### INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 14—Hertzberg.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (d) of Section 8 of, and adding Section 8.5 to, Article II thereof, and by adding Section 10.5 to Article IV thereof, relating to initiatives.

#### AUTHOR'S AMENDMENTS

##### Committee on Aging and Long-Term Care

September 14, 2001

Mr. Speaker: The Chair of your Committee on Aging and Long-Term Care reports: Senate Bill No. 953

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

COHN, Chairwoman

**SENATE BILL NO. 953**—An act to add Chapter 3.5 (commencing with Section 9250) to Division 8.5 of the Welfare and Institutions Code, relating to aging.

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

#### REPORTS OF STANDING COMMITTEES

##### Committee on Transportation

Date of Hearing: September 14, 2001

Mr. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 22

With the recommendation: Be adopted.

DUTRA, Chairman

Above resolution ordered to third reading.

**MESSAGES FROM THE SENATE**

Senate Chamber, September 14, 2001

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

- Senate Bill No. 1
- Senate Bill No. 4
- Senate Bill No. 26
- Senate Bill No. 32
- Senate Bill No. 40
- Senate Bill No. 80
- Senate Bill No. 83
- Senate Bill No. 90
- Senate Bill No. 100
- Senate Bill No. 117
- Senate Bill No. 132
- Senate Bill No. 168
- Senate Bill No. 193
- Senate Bill No. 195
- Senate Bill No. 202
- Senate Bill No. 205
- Senate Bill No. 211
- Senate Bill No. 214
- Senate Bill No. 233
- Senate Bill No. 290

- Senate Bill No. 293
- Senate Bill No. 325
- Senate Bill No. 334
- Senate Bill No. 359
- Senate Bill No. 373
- Senate Bill No. 379
- Senate Bill No. 383
- Senate Bill No. 396
- Senate Bill No. 413
- Senate Bill No. 456
- Senate Bill No. 463
- Senate Bill No. 468
- Senate Bill No. 471
- Senate Bill No. 499
- Senate Bill No. 527
- Senate Bill No. 537
- Senate Bill No. 551
- Senate Bill No. 609
- Senate Bill No. 626
- Joint Resolution No. 20

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

Senate Chamber, September 14, 2001

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

- Senate Bill No. 633
- Senate Bill No. 658
- Senate Bill No. 680
- Senate Bill No. 694
- Senate Bill No. 740
- Senate Bill No. 757
- Senate Bill No. 759
- Senate Bill No. 760
- Senate Bill No. 786
- Senate Bill No. 833
- Senate Bill No. 883
- Senate Bill No. 891
- Senate Bill No. 919
- Senate Bill No. 950
- Senate Bill No. 955

- Senate Bill No. 1000
- Senate Bill No. 1018
- Senate Bill No. 1055
- Senate Bill No. 1058
- Senate Bill No. 1059
- Senate Bill No. 1134
- Senate Bill No. 1136
- Senate Bill No. 1172
- Senate Bill No. 1174
- Senate Bill No. 1185
- Senate Bill No. 1212
- Senate Bill No. 1215
- Senate Bill No. 1222
- Senate Bill No. 1226

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

Senate Chamber, September 14, 2001

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

Assembly Bill No. 895

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

Above bill ordered enrolled.

Senate Chamber, September 14, 2001

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

Assembly Concurrent Resolution No. 98  
Assembly Concurrent Resolution No. 113  
Assembly Concurrent Resolution No. 115  
Assembly Concurrent Resolution No. 116  
Assembly Concurrent Resolution No. 117  
Assembly Concurrent Resolution No. 118  
Assembly Joint Resolution No. 29

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

Above resolutions ordered enrolled.

Senate Chamber, September 15, 2001

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

Senate Bill No. 480  
Senate Bill No. 766  
Senate Bill No. 1193

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

#### **ADJOURNMENT**

At 2:54 a.m., pursuant to the motion by Assembly Member Shelley, and pursuant to provisions of Joint Rule 51, the Assembly adjourned for the 2001 Interim Study Recess, until noon, Monday, January 7, 2002, out of respect to the memory of Tim Ward on motion of Assembly Member Briggs; out of respect to the memory of Scottie Scotten, Thelma LaVergne Powers, and Councilwoman Betty Pryatel on motion of Assembly Member Dickerson; out of respect to the memory of Josephine Lewis and Paul Drewitz on motion of Assembly Member Dutra; out of respect to the memory of Merle Chandler on motion of Assembly Member Frommer; out of respect to the memory of Thomas Burnett on motion of Assembly Member Leach; out of respect to the memory of John Vander Lans on motion of Assembly Member Lowenthal; out of respect to the memory of Donald E. Bollinger, Oliver B. "Brad" Posey, and Laura J. Hurtado on motion of Assembly Member Mountjoy; out of respect to the memory of Junior Puletapuai on motion of Assembly Member Reyes; out of respect to the memory of Don Reid Hancock on motion of assembly Member Thomson; and out of respect to the memory of Clayton L. Blonien on motion of Assembly Member Wesson.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON SEPTEMBER 14, 2001**

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

<b>SB</b>	<b>RN</b>	
107	0122806	
169	0122668	
284	0122877	
551	0122781	
711	0122795	
766	0122882	
953	0122881	
1018	0122717	
1193	0122904	
<b>Daily Total:</b>		<b>9</b>
<b>Cumulative Total:</b>		<b>3163</b>

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