

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 28, 1998

ONE HUNDRED FIFTY-THIRD SESSION DAY

FOUR HUNDRED TWENTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, January 28, 1998

The Assembly met at 9:21 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Leach moved a quorum call of the Assembly.

Motion carried. Time, 9:22 a.m.

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

Quorum Present

At 9:35 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

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

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

PRAYER

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

Eternal God, Grant that we may live in peace and harmony, and remain steadfast in the love we show each other. Take us away from every temptation whether physical, mental or spiritual. Grant that we may live according to Your commandments and travel this life with peace and repentance in our hearts; for You are the God of hope and salvation and we know no one but You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Torlakson 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 Scott, seconded by Assembly Member Bordonaro.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Margett.

COMMUNICATIONS

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

Secretary of State
January 26, 1998

TO: Chief Clerk of the Assembly
FROM: Caren Daniels-Meade
Program Manager, Candidates and Elections

Attached is the Certificate of Election for Gil Cedillo, according to the results of the Special Election held on January 13, 1998 for the 46th Assembly District.

Certificate of Election

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That according to the official canvass of votes cast in the Special Election held on the 13th day of January, 1998 in the 46th Assembly District,

GIL CEDILLO

was elected to the office of

STATE ASSEMBLY—DISTRICT 46

for the term prescribed by law.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California at Sacramento, this 26th day of January, 1998.

[SEAL]

BILL JONES
Secretary of State

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 28, 1998

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

Assembly Bill No. 302	Assembly Bill No. 913
Assembly Bill No. 598	Assembly Bill No. 930
Assembly Bill No. 646	Assembly Bill No. 972
Assembly Bill No. 718	Assembly Bill No. 1118
Assembly Bill No. 795	Assembly Bill No. 1166

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 28, 1998

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

Assembly Bill No. 80	Assembly Bill No. 812
Assembly Bill No. 332	Assembly Bill No. 1000
Assembly Bill No. 499	Assembly Bill No. 1532
Assembly Bill No. 744	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 28, 1998

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

Assembly Joint Resolution No. 44

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

SPECIAL COMMITTEE MEETINGS

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

Consumer Protection, Governmental Efficiency and Economic Development, on Friday, February 20, 1998, in San Diego.

ADJOURN IN MEMORY

Assembly Member Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lionel Wilson, former Mayor of Oakland and Judge of the Alameda County Superior Court; and Lynne Schwartz Cohen, of Los Angeles.

Assembly Members Bowen and Campbell were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Benjamin Aranda III, Judge of the South Bay Municipal Court, Torrance.

Assembly Member Cunneen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Dutro, of Saratoga.

Assembly Member Ortiz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sue C. Nelson, of Sacramento.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judith Milstein, of San Francisco.

Assembly Member Washington was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rev. Clarence E. Walker, Sr., Pastor of Greater True Light Missionary Baptist Church, in Los Angeles.

CONSIDERATION OF DAILY FILE

ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

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

Assembly Bills Nos. 302, 598, 646, 718, 913, 930, 972, 1166, 795, and 1118, ordered to third reading.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Assembly Bill No. 1001, on request of Assembly Member Torlakson.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Ducheny was granted unanimous consent that the Governor's veto of Assembly Bill No. 861 be stricken from file.

**At 9:43 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

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

ASSEMBLY BILL NO. 695 (Kuehl)—An act to add Section 2725.3 to the Business and Professions Code, and to add Section 1276.4 to the Health and Safety Code, relating to health care.

Bill read third time.

Demand for Previous Question

Assembly Members Shelley, Wayne, Alquist, Hertzberg, and Honda demanded the previous question. Demand sustained.

Parliamentary Inquiry

Assembly Member Woods arose to the following parliamentary inquiry:

Is there agreement by leadership to limit debate on measures on this day's file?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that although no agreement has been reached or announced, he had recognized three Members to debate in opposition of the measure, and two Members to debate in support.

Unanimous Consent Withheld

Assembly Member Floyd announced that he would withhold unanimous consent on any requests to limit debate on measures on this day's file.

The question being on passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:02 a.m.

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

ASSEMBLY BILL NO. 565 (McClintock)—An act to amend Section 1016 of the Penal Code, relating to criminal procedure.

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

AYES—58

Ackerman	Cardoza	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Ashburn	Firestone	Machado	Scott
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	Havice	Napolitano	Wayne
Bowler	Hertzberg	Olberg	Wildman
Brewer	House	Oller	Woods
Brown	Kaloogian	Ortiz	Mr. Speaker
Campbell	Keeley	Pacheco	
Cardenas	Knox	Poochigian	

NOES—15

Aroner	Figueroa	Martinez	Perata
Bowen	Floyd	Mazzoni	Villaraigosa
Cedillo	Honda	Migden	Washington
Ducheny	Kuehl	Murray	

Bill ordered to the Senate.

ASSEMBLY BILL NO. 609 (Margett)—An act to amend Sections 13575, 13576, 13579, 13580, and 13581 of the Water Code, relating to water.

Bill read third time, presented by Assembly Member Machado, and passed by the following vote:

AYES—77

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 569 (Floyd)—An act to amend Section 25658.1 of the Business and Professions Code, relating to alcoholic beverages.

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

AYES—74

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

NOES—4

Cardoza	Havice	Pacheco	Thompson
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 697 (Davis)—An act to add Section 15314.5 to the Government Code, relating to state government.

Bill read third time.

Motion to Re-refer Assembly Bill No. 697 to Committee

Assembly Member Runner moved that Assembly Bill No. 697 be re-referred to committee.

Assembly Member Thompson seconded the motion.

Point of Order

Assembly Member Murray arose to the following point of order:

The motion by Assembly Member Runner did not specify a committee of re-referral, and is therefore not in order.

Ruling by Assistant Speaker pro Tempore Baca

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

Motion to Re-refer Assembly Bill No. 697 to Committee

Assembly Member Olberg moved that Assembly Bill No. 697 be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Assembly Member Thompson seconded the motion.

Point of Information

Assembly Member Escutia arose to the following point of information:

Assembly Bill No. 697 has been heard in the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the motion to re-refer to committee is in order, and is debatable only as to the propriety of the re-referral.

The question being on the Olberg motion to re-refer Assembly Bill No. 697 to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Motion lost by the following vote:

AYES—35

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

NOES—42

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

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

NOES—20

Ackerman	Campbell	Leonard	Pacheco
Alby	Firestone	Miller	Poochigian
Baugh	Kaloogian	Morrow	Runner
Bordonaro	Kuykendall	Olberg	Thompson
Brewer	Leach	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 933 (Figueroa)—An act to add Section 1596.872 to the Health and Safety Code, relating to child day care facilities.

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

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 481 (Kuehl)—An act to amend Section 1942.5 of, and to add Section 3485 to, the Civil Code, to amend Section 17920.3 of, to add Sections 105255, 105256, 105257, and 105312 to, and to add Chapter 5.5 (commencing with Section 105315) to Part 5 of Division 103 of, the Health and Safety Code, and to add Section 6716.1 to the Labor Code, relating to lead poisoning.

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

AYES—49

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

NOES—23

Ackerman	Bowler	Kuykendall	Oller
Alby	Brewer	Leonard	Pringle
Baldwin	Campbell	McClintock	Runner
Battin	Firestone	Miller	Thompson
Baugh	Granlund	Morrow	Woods
Bordonaro	Kaloogian	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 481: Assembly Member Wright, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 425 (Baldwin)—An act to amend Sections 8093, 16322, 17022.7, 17281, 81033, 81160, 81162, 81177, 81332, 81348, 81401, 81523, 81528, 81529, and 81530 of, to add Section 81148 and Article 3 (commencing with Section 81050) to, and to repeal Article 7 (commencing with Section 81130) of Chapter 1 of Part 49 of, the Education Code, and to amend Sections 13143 and 19168 of the Health and Safety Code, relating to community colleges.

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

AYES—65

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Figueroa	Leonard	Richter
Aroner	Firestone	Mazzoni	Runner
Ashburn	Frusetta	McClintock	Scott
Baca	Gallegos	Miller	Strom-Martin
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Woods
Brown	Keeley	Pacheco	Wright
Campbell	Knox	Papan	
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Poohigian	

NOES—8

Alquist	Escutia	Machado	Migden
Cedillo	Floyd	Martinez	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 425: Assembly Member Wildman, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

At 11:13 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 894 (Napolitano)—An act to amend Sections 15311, 15315, 15363.6, 15364.3, 15364.4, 15364.8, 15364.9, 15364.71, 15364.74, and 15365 of, to amend the heading of Chapter 1 (commencing with Section 15310) of Part 6.7 of Division 3 of Title 2 of, to add Section 15363.5 to, and to repeal Section 15364.2 of, the Government Code, relating to state government.

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

AYES—47

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

NOES—30

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Firestone	McClintock	Prenter
Ashburn	Frusetta	Miller	Pringle
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bordonaro	Kuykendall	Oller	
Bowler	Leach	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 895 (Napolitano)—An act to amend Section 15333.5 of, and to add Chapter 1.14 (commencing with Section 15365.75) to Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to international trade, and making an appropriation therefor.

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

AYES—67

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

NOES—9

Ackerman	Brewer	McClintock
Baldwin	Firestone	Oller
Baugh	Kaloogian	Pringle

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 901 (Napolitano)—An act to add Section 15364.10 to the Government Code, relating to international trade.

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

AYES—44

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

NOES—33

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

Bill ordered transmitted to the Senate

ASSEMBLY BILL NO. 190 (Napolitano)—An act to amend Section 803 of, and to add Section 801.6 to, the Penal Code, relating to elder abuse.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 50 (Murray)—An act to amend Section 530.5 of the Penal Code, relating to false personation.

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

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 384 (Goldsmith)—An act to amend Section 3301 of the Government Code, relating to public employees.

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

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 583 (Davis)—An act to amend Section 890 of the Civil Code, and to add Section 602.9 to the Penal Code, relating to rent skimming.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 435, on request of Assembly Member Ducheny.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 550 (Migden)—An act to amend Section 223 of the Code of Civil Procedure, relating to jurors.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

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

ASSEMBLY BILL NO. 183 (Richter)—An act to add Section 9883 to the Business and Professions Code, relating to consumer affairs.

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

AYES—73

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

NOES—4

Baugh	McClintock	Poochigian	Pringle
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 194 (Wright)—An act to add Section 19064 to the Government Code, relating to state employment.

Bill read third time.

Demand for Previous Question

Assembly Members House, Brewer, Escutia, Baca, and Migden demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 204 (Migden)—An act to amend Sections 139, 3209.5, 4600, 4600.3, 4600.5, and 4601 of the Labor Code, relating to workers' compensation.

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

AYES—62

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

NOES—16

Ackerman	Goldsmith	McClintock	Pacheco
Baugh	House	Morrow	Poochigian
Bowler	Kaloogian	Olberg	Richter
Firestone	Leonard	Oller	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 218 (Takasugi)—An act to amend Section 11515 of the Vehicle Code, relating to vehicles.

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

AYES—71

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

NOES—3

Baldwin	Baugh	McClintock
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 228 (Migden)—An act to amend Sections 42825, 42835, 42850, and 42855 of, and to add Section 42846.5 to, the Public Resources Code, relating to waste tires.

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

AYES—46

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

NOES—30

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 423 (Thomson)—An act to add Section 11756.6 to the Health and Safety Code, relating to substance abuse, and making an appropriation therefor.

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

AYES—74

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

NOES—4

Baugh	Kaloogian	McClintock	Oller
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Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 423: Assembly Member Bowler, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 790 (Cardenas)—An act relating to healing arts.

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

AYES—47

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

NOES—30

Ackerman	Brewer	Leach	Pringle
Alby	Campbell	Leonard	Richter
Ashburn	Floyd	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrow	Thompson
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowler	Kaloogian	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 790: Assembly Member Kuykendall, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 960 (Wright)—An act to amend Sections 3653, 4351, 5235, and 5241 of, and to add Section 4205 to, the Family Code, and to amend Section 11350.1 of the Welfare and Institutions Code, relating to support orders.

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

AYES—69

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

NOES—6

Bowen	Havice	Runner
Cardoza	Martinez	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 981 (Wildman)—An act to add Section 20910 to the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:05 p.m.

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

ASSEMBLY BILL NO. 1187 (Knox)—An act to amend Sections 15339.1, 15339.2, and 15339.3 of, and to amend the heading of Article 3.2 (commencing with Section 15339.1) of Chapter 1 of Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to economic development.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:25 p.m.

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

ASSEMBLY BILL NO. 1201 (Murray)—An act to amend Sections 264.2, 11160, and 13701 of the Penal Code, relating to domestic violence.

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

AYES—73

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

NOES—4

Ackerman	Baugh	Kaloogian	Morrow
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ASSEMBLY BILL NO. 1469 (Ducheny)—An act relating to taxation.

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1534 (Davis)—An act to add Article 5.5 (commencing with Section 124010) to Chapter 3 of Part 2 of Division 106 of the Health and Code, relating to human services, and making an appropriation therefor.

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

AYES—69

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

NOES—10

Ackerman	House	Olberg	Pringle
Battin	Kaloogian	Oller	
Baugh	McClintock	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 88 (Mazzoni)—Relative to Long-Term Care Awareness.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 88**

Assembly Member Mazzoni was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 88.

Roll Call

The following Assembly Members indicated a desire to become coauthors: Ackerman, Aguiar, Alquist, Aroner, Ashburn, Baca, Baldwin, Battin, Baugh, Bordonaro, Bowen, Brown, Bustamante, Cardenas, Cardoza, Cedillo, Cunneen, Davis, Ducheny, Escutia, Figueroa, Frusetta, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, House, Keeley, Knox, Kuehl, Kuykendall, Leach, Lempert, Machado, Martinez, McClintock, Migden, Miller, Morrissey, Morrow, Murray, Napolitano, Olberg, Oller, Ortiz, Pacheco, Papan, Perata, Poochigian, Prenter, Pringle, Runner, Scott, Shelley, Strom-Martin, Sweeney, Takasugi, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, Woods, and Wright.

Request for Unanimous Consent

Assembly Member Mazzoni was granted unanimous consent to take up Assembly Concurrent Resolution No. 88, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 88, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 88—Relative to Long-Term Care Awareness.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY BILL NO. 247 (Scott)—An act to amend Sections 833 and 836 of the Penal Code, relating to peace officers.

At 12:38 p.m., Hon. Fred Keeley, 27th District, presiding

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

AYES—55

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Richter
Alby	Davis	Lempert	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Firestone	Mazzoni	Sweeney
Battin	Gallegos	Migden	Torlakson
Bordonaro	Goldsmith	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Wayne
Brown	Honda	Ortiz	Wildman
Campbell	House	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—20

Ashburn	Granlund	Morrow	Runner
Baldwin	Kaloogian	Olberg	Takasugi
Baugh	Leonard	Oller	Thompson
Brewer	McClintock	Poohigian	Thomson
Floyd	Miller	Pringle	Woods

Bill ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 50 (Migden)—Relative to professional golf.

Resolution read, and adopted by the following vote:

AYES—47

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

NOES—24

Ackerman	Bordonaro	Kaloogian	Oller
Alby	Bowler	Leach	Poohigian
Ashburn	Brewer	McClintock	Prenter
Baldwin	Cunneen	Miller	Pringle
Battin	Firestone	Morrow	Richter
Baugh	Goldsmith	Olberg	Thompson

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1311 (Lockyer)—An act relating to victims of crime, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—1

Floyd

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 695**

At 1:10 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 695 passed by the following vote:

AYES—41

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

NOES—36

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

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 695: Assembly Member Pacheco, from "Aye" to "No".

**Motion to Reconsider Assembly Bill No. 695
on Next Legislative Day**

Assembly Member Leonard moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 695 was this day passed.

Assembly Bill No. 695 ordered to the unfinished business file.

(NOTE: Later this day, the above motion to reconsider was waived.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 981**

At 1:12 p.m., on motion of Assembly Member Wildman, 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. 981 refused adoption by the following vote:

AYES—46

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

NOES—26

Ackerman	Campbell	Miller	Pringle
Ashburn	Floyd	Morrow	Runner
Baldwin	Goldsmith	Olberg	Takasugi
Battin	Kaloogian	Oller	Thompson
Baugh	Leach	Pacheco	Woods
Bordonaro	Leonard	Poochigian	
Brewer	McClintock	Prenter	

Motion to Amend Pursuant to Joint Rule 23.5

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

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

Is it permissible under Joint Rule 23.5 to amend a bill, other than an amendment to remove the urgency clause?

Reply by Acting Speaker Keeley

The Acting Speaker replied that an amendment to delete the urgency clause has the effect of changing the effective date of the bill and is consistent with the rules.

The question being on the adoption of the amendments.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1187**

At 1:12 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1187 passed by the following vote:

AYES—49

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

NOES—26

Ackerman	Cunneen	Leonard	Prenter
Alby	Firestone	McClintock	Pringle
Baldwin	Floyd	Miller	Richter
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Bill ordered transmitted to the Senate.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 695 WAIVED

Assembly Member Leonard waived his motion to reconsider the vote whereby Assembly Bill No. 695 was passed.

Assembly Bill No. 695 ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, January 28, 1998

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

Assembly Bill No. 142

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

January 28, 1998

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

Dear Dotson: I am directed to inform your honorable body that the Senate on this day withdrew the Conference Report on Senate Bill 1088.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Senate Chamber, January 28, 1998

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

Senate Bill No. 86
Senate Bill No. 143
Senate Bill No. 213
Senate Bill No. 267
Senate Bill No. 379
Senate Bill No. 610
Senate Bill No. 676
Senate Bill No. 704

Senate Bill No. 848
Senate Bill No. 858
Senate Bill No. 663
Senate Bill No. 1033
Senate Bill No. 1182
Senate Bill No. 1229
Senate Bill No. 1289

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 86—An act to amend Section 41851 of the Education Code, relating to education.

SENATE BILL NO. 143—An act to amend Sections 6252 and 6258 of, to amend and renumber Section 6253 of, to add Sections 6252.5 and 6253 to, to add a heading as Article 1 (commencing with Section 6250) to Chapter 3.5 of, to add Article 2 (commencing with Section 6275) to Chapter 3.5 of, Division 7 of Title 1 of, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 of, the Government Code, relating to records.

SENATE BILL NO. 213—An act to amend Section 11040 of the Government Code, and to amend Section 1036 of the Insurance Code, relating to legal services.

SENATE BILL NO. 267—An act to add Sections 16531.1 and 16532.2 to the Government Code, relating to health care funding, and making an appropriation therefor.

SENATE BILL NO. 379—An act to add Section 1363.3 to the Health and Safety Code, relating to health care coverage.

SENATE BILL NO. 610—An act to add Section 22336 to the Education Code, and to add Section 31840.8 to the Government Code, relating to public employees.

SENATE BILL NO. 676—An act to add Section 16304.02 to the Government Code, relating to resources.

SENATE BILL NO. 704—An act to amend Section 7160 of the Business and Professions Code, relating to contracting.

SENATE BILL NO. 848—An act to amend Sections 5820, 5917, and 6020 of, and to add Section 5917.1 to, the Corporations Code, relating to corporations.

SENATE BILL NO. 858—An act relating to insurance.

SENATE BILL NO. 663—An act to repeal Chapter 1.5 (commencing with Section 1120) of Part 2 of Division 1 of the Insurance Code, relating to insurance.

SENATE BILL NO. 1033—An act to amend Section 116275 of, and to add Section 116611 to, the Health and Safety Code, relating to drinking water.

SENATE BILL NO. 1182—An act to amend Sections 16140, 16141, 16142, 16146, and 66474.4 of, to add Article 7 (commencing with Section 51296) to Chapter 7 of Part 7 of Division 1 of Title 5 of, the Government Code, and to add Section 423.4 to the Revenue and Taxation Code, relating to agricultural land.

SENATE BILL NO. 1229—An act to amend Section 594 of the Penal Code, relating to vandalism.

SENATE BILL NO. 1289—An act to repeal and add Section 5061 of the Business and Professions Code, relating to accountancy.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: January 27, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 20	Assembly Bill No. 880
Assembly Bill No. 277	Assembly Bill No. 884
Assembly Bill No. 294	Assembly Bill No. 964
Assembly Bill No. 297	Assembly Bill No. 1069
Assembly Bill No. 312	Assembly Bill No. 1225
Assembly Bill No. 385	Assembly Bill No. 1236
Assembly Bill No. 803	Assembly Bill No. 1328
Assembly Bill No. 821	Assembly Bill No. 1397

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 27, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 26	Assembly Bill No. 910
Assembly Bill No. 105	Assembly Bill No. 1102
Assembly Bill No. 118	Assembly Bill No. 1135
Assembly Bill No. 222	Assembly Bill No. 1229
Assembly Bill No. 266	Assembly Bill No. 1241
Assembly Bill No. 357	Assembly Bill No. 1276
Assembly Bill No. 496	Assembly Bill No. 1290
Assembly Bill No. 548	Assembly Bill No. 1384
Assembly Bill No. 796	Assembly Bill No. 1386
Assembly Bill No. 828	Assembly Bill No. 1440
Assembly Bill No. 903	Assembly Bill No. 1477

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 26, 1998

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 599
Assembly Bill No. 785

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

Above bills ordered to second reading.

Date of Hearing: January 27, 1998

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 484
Assembly Bill No. 511
Assembly Bill No. 668
Assembly Bill No. 1063
Assembly Bill No. 1287
Assembly Bill No. 1412

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

Above bills ordered to second reading.

Date of Hearing: January 27, 1998

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 119
Assembly Bill No. 209
Assembly Bill No. 305
Assembly Bill No. 457
Assembly Bill No. 506
Assembly Bill No. 1494
Assembly Bill No. 1608
Assembly Bill No. 1613

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

Above bills ordered to second reading.

SECOND READING BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted on Tuesday, January 27, 1998, the following bills were taken up, without reference to file, for purpose of second reading:

ASSEMBLY BILL NO. 20—An act to add Section 14007.9 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 277—An act relating to energy resources, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 294—An act to amend Section 19879 of the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 297—An act to add Section 19823.5 to the Business and Professions Code, relating to smoking.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 312—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 385—An act to amend Section 33050 of, and to add Part 26.7 (commencing with Section 47500) to, the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 803—An act to add Section 6359.9 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 821—An act to amend Section 21003 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 880—An act to amend Sections 368 and 667.9 of the Penal Code, relating to elder abuse.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 884—An act to amend Sections 22140 and 22141 of the Education Code, relating to school employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 964—An act to add Sections 42889.1 and 42889.2 to the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1069—An act to add Section 74.4 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1225—An act to amend Sections 27491.4 and 27491.41 of the Government Code, to amend Sections 7150.5 and 7155 of, and to repeal and add Section 7151.5 of, the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1236—An act to amend Section 3303 of, and to add Sections 3303.1 and 3303.2 to, the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1328—An act to amend Section 5019.5 of, add Article 4 (commencing with Section 72040) to Chapter 1 of Part 45 of, and to amend and renumber Section 72031 of, the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1397—An act to add Section 14132.42 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 26—An act to amend Sections 186.22 and 629.52 of the Penal Code, relating to juveniles.

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.

ASSEMBLY BILL NO. 105—An act to amend Sections 212.5, 213, 667.5, and 1170.95 of the Penal Code, relating to punishment.

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.

ASSEMBLY BILL NO. 118—An act to add Section 14133.95 to the Welfare and Institutions Code, relating to health.

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

ASSEMBLY BILL NO. 222—An act to amend Sections 6591.5 and 6907 of the Revenue and Taxation Code, relating to taxation.

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.

ASSEMBLY BILL NO. 266—An act to add Section 7577 to, and to add Chapter 4.6 (commencing with Section 6015) to Title 7 of Part 3 of, the Penal Code, relating to Hepatitis B immunization.

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.

ASSEMBLY BILL NO. 357—An act to amend Sections 1192.7 and 12022.2 of the Penal Code, relating to crimes.

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.

ASSEMBLY BILL NO. 496—An act to amend Sections 44256, 69613, 69615.6, and 69616 of, and to add Article 13 (commencing with Section 44400) to Chapter 2 of Part 25 of, the Education Code, relating to certificated school employees, 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.

ASSEMBLY BILL NO. 548—An act to add Article 8 (commencing with Section 13367) to Chapter 5 of Division 7 of the Water Code, relating to water.

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.

ASSEMBLY BILL NO. 796—An act to amend Section 290 of the Penal Code, relating to sex offenders.

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.

ASSEMBLY BILL NO. 828—An act to add Chapter 5 (commencing with Section 54540) to Part 29 of the Education Code, relating to pupils.

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.

ASSEMBLY BILL NO. 903—An act to amend Section 532d of the Penal Code, relating to crimes.

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.

ASSEMBLY BILL NO. 910—An act to add Chapter 6 (commencing with Section 104310) to Part 1 of Division 103 of the Health and Safety Code, relating to prostate cancer.

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.

ASSEMBLY BILL NO. 1102—An act to amend Sections 22717 and 22719 of the Education Code, and to amend Section 20963 of, and to add Section 20837 to, the Government Code, relating to public employers.

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.

ASSEMBLY BILL NO. 1135—An act to add Article 14.5 (commencing with Section 8300) to Chapter 2 of Part 6 of the Education Code, relating to child care.

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

ASSEMBLY BILL NO. 1229—An act to amend Sections 6055 and 6937 of, and to add Section 6066.1 to, the Revenue and Taxation Code, relating to taxation.

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.

ASSEMBLY BILL NO. 1241—An act to amend Sections 2, 103, 1701, 7000, 7015, 7020, 7025, 7256, 7290, 7350, 7370, 7710, 8100, and 8150.7 of, to add Sections 105, 1702, 1703, 1704, 1705, 1706, 7010, 7010.1, 7010.2, 7010.3, 8140, 8610, 9024.5, 9025, and 9056 to, to add a division heading immediately preceding Section 1 of, to add Chapter 2 (commencing with Section 90) to Division .5 and Article .5 (commencing with Section 8130) to Chapter 2 of Part 3 of Division 6 of, and to repeal and add Sections 1700, 7005, 7022, 7030, 7710.1, and 8140 of, the Fish and Game Code, relating to marine life, 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.

ASSEMBLY BILL NO. 1276—An act to amend Section 4691 of the Welfare and Institutions Code, relating to developmental services.

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.

ASSEMBLY BILL NO. 1290—An act to amend Sections 208, 290, 422.75, 667.5, 667.61, 667.7, 667.71, 1170.1, 1174.4, 1269b, 2933.5, 2962, 3003, and 3057 of the Penal Code, and to amend Sections 676, 707, 828.1, and 3052 of the Welfare and Institutions Code, relating to crime and punishment.

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.

ASSEMBLY BILL NO. 1384—An act to amend Sections 11571 and 11573.5 of, and to add and repeal Section 11571.1 of, the Health and Safety Code, relating to controlled substances.

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

ASSEMBLY BILL NO. 1386—An act to amend Section 594 of the Penal Code, relating to developmental crimes.

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.

ASSEMBLY BILL NO. 1440—An act to add Section 12300.8 to the Welfare and Institutions Code, relating to public social services.

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.

ASSEMBLY BILL NO. 1477—An act to repeal and add Section 19596 of the Business and Professions Code, relating to horse racing, 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.

ASSEMBLY BILL NO. 599—An act to add Chapter 10.2 (commencing with Section 13893) to Title 6 of Part 4 of the Penal Code, relating to the California Forensic Science Laboratory Enhancement Program.

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.

ASSEMBLY BILL NO. 785—An act to add Section 5027 to the Penal Code, relating to corrections.

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.

ASSEMBLY BILL NO. 484—An act to amend Sections 17052.17, 17052.18, 23617, and 23617.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 511—An act to amend Sections 19604, 23182, and 23186 of, and to add Section 19606 to, the Revenue and Taxation Code, relating to taxation, 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.

ASSEMBLY BILL NO. 668—An act to add Section 14132.97 to the Welfare and Institutions Code, relating to human services.

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.

ASSEMBLY BILL NO. 1063—An act to amend Sections 6377, 17053.49, and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1287—An act to add and repeal Sections 17053.20 and 23615 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1412—An act to amend Section 27803 of the Vehicle Code, relating to 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.

ASSEMBLY BILL NO. 119—An act to add Section 17053.18 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 209—An act to add Chapter 2.6 (commencing with Section 1000.10) to Title 6 of Part 2 of the Penal Code, relating to controlled substances, 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.

ASSEMBLY BILL NO. 305—An act to amend Section 17273 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 457—An act to amend Sections 625.3, 629, 654.3, 663, and 707 of, and to add Article 20.5 (commencing with Section 790) to Chapter 1 of Part 1 of Division 2 of, the Welfare and Institutions Code, relating to juveniles.

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.

ASSEMBLY BILL NO. 506—An act to amend Sections 19994.30 and 19994.31 of the Government Code, to amend Section 2080 of the Penal Code, and to amend Section 1712 of the Welfare and Institutions Code, relating to prisoners.

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.

ASSEMBLY BILL NO. 1494—An act to add Section 17053.48 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1608—An act to add Section 6362 to, and to repeal Sections 6362.3, 6362.7, and 6362.8 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1613—An act to amend Section 17140 of, and to add Sections 17053.51 and 17204 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 28, 1998

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

Assembly Bill No. 821

Assembly Bill No. 884

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

CAUCUS ANNOUNCEMENTS

At 1:15 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 1:16 p.m., Acting Speaker Keeley declared the Assembly recessed.

REASSEMBLED

At 3:20 p.m., the Assembly reconvened.

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

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Gallegos was granted unanimous consent that the Governor's veto of Assembly Bill No. 545 be stricken from file.

Assembly Member Woods was granted unanimous consent that the Governor's veto of Assembly Bill No. 84 be stricken from file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF GOVERNOR'S VETO—
ASSEMBLY BILL NO. 536**

ASSEMBLY BILL NO. 536 (Gallegos)—An act to amend Section 1363.5 of the Health and Safety Code, relating to health care coverage.

Governor's message stating his objections appears at page 4829 of the Assembly Journal for October 14, 1997.

The question being: Shall Assembly Bill No. 536 become a law notwithstanding the objections of the Governor?

Governor's veto sustained by the following vote:

AYES—43

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

NOES—28

Ackerman	Bowler	McClintock	Prenter
Alby	Brewer	Miller	Pringle
Ashburn	Goldsmith	Morrow	Richter
Baldwin	House	Olberg	Runner
Battin	Kaloogian	Oller	Takasugi
Baugh	Leach	Pacheco	Thompson
Bordonaro	Leonard	Poochigian	Woods

Objection to Vote Adds and Vote Changes

Assembly Member Shelley withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on consideration of the Governor's veto of Assembly Bill No. 536.

**CONSIDERATION OF GOVERNOR'S VETO—
ASSEMBLY BILL NO. 760**

ASSEMBLY BILL NO. 760 (Migden)—An act to amend Section 1370.4 of, and to add Section 1370.5 to, the Health and Safety Code, and to amend Section 10145.3 of, and to add Section 10145.4 to, the Insurance Code, relating to health coverage.

Governor's message stating his objections appears at page 4829 of the Assembly Journal for October 14, 1997.

Demand for Previous Question

Assembly Members House, Pringle, Battin, Bowler, and Alquist demanded the previous question. Demand sustained.

The question being: Shall Assembly Bill No. 76 become law notwithstanding the objections of the Governor?

Governor’s veto sustained by the following vote:

AYES—43

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

NOES—22

Ackerman	Brewer	McClintock	Richter
Ashburn	Campbell	Morrow	Runner
Baldwin	Goldsmith	Olberg	Takasugi
Battin	House	Pacheco	Thompson
Baugh	Kaloogian	Poochigian	
Bowler	Leonard	Pringle	

Objection to Vote Adds and Vote Changes

Assembly Member Shelley withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on consideration of the Governor’s veto of Assembly Bill No. 760.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Kuehl was granted unanimous consent that all Assembly bills 1) reported “do pass” from Appropriations today (January 27, 1998 hearing), and 2) all bills on today’s second reading file be ordered to the third reading file for consideration today.

(NOTE: This facilitates the processing of a Supplemental File.)

RECESS

By unanimous consent, at 4:15 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 5:45 p.m., the Assembly reconvened.

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

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 162 (Alby)—An act to add Chapter 9 (commencing with Section 11840) to Part 1 of Division 3 of Title 2 of the Government Code, and to add Section 1342.8 to the Health and Safety Code, relating to health care.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 346 (Cunneen)—An act to amend Sections 35401.3 and 35401.5 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 632 (Cardenas)—An act to amend Section 1231 of the Unemployment Insurance Code, relating to employment.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 681 (Machado)—An act to add Sections 25297.15, 25299.37.2, and 25355.8 to the Health and Safety Code, and to add Section 13307.1 to the Water Code, relating to the environment.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1068 (Campbell)—An act to amend Sections 1265.5 and 1276.5 of the Health and Safety Code, relating to health facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1091 (Committee on Judiciary)—An act to amend Sections 300, 300.1, 300.5, 301, 302, 304, 309, 319, 325, 328, 329, 331, 331.5, 332, 341, 358, 358.1, 360, 361.2, 362, 362.8, 364, 365, 366.1, 366.21, 366.22, 4366.26, 366.3, 367, 368, 369, 370, 380, 386, and 387 of, and to repeal Sections 332.5, 351.5, 353.5, 360.5, 362.5, 366.2, and 366.25 of, the Welfare and Institutions Code, relating to dependent children.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1307 (Bordonaro)—An act to amend Sections 1173, 1177, and 1184 of, and to repeal and add Section 1183 of, the Labor Code, relating to employment.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1329 (Papan)—An act to amend Section 22850.5 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1454 (House)—An act to amend Section 11752.8 of the Insurance Code, relating to workers' compensation.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1497 (Brown)—An act to amend Section 11005.3 of the Government Code, relating to state government.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, 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, by the following vote:

AYES—79

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

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 726 (Baugh)—An act to amend Sections 318.5 and 318.6 of the Penal Code, relating to adult entertainment.

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

AYES—58

Ackerman	Cardoza	Lempert	Scott
Aguiar	Cunneen	Leonard	Strom-Martin
Alby	Davis	Machado	Sweeney
Alquist	Escutia	Miller	Takasugi
Ashburn	Firestone	Morrissey	Thompson
Baca	Frusetta	Napolitano	Thomson
Baldwin	Gallegos	Olberg	Torlakson
Battin	Goldsmith	Oller	Vincent
Baugh	Granlund	Ortiz	Washington
Bordonaro	Havice	Pacheco	Wayne
Bowler	House	Poochigian	Wildman
Brewer	Kaloogian	Prenter	Woods
Brown	Keeley	Pringle	Mr. Speaker
Campbell	Kuykendall	Richter	
Cardenas	Leach	Runner	

NOES—10

Aroner	Hertzberg	Kuehl	Villaraigosa
Bowen	Honda	Mazzoni	
Floyd	Knox	Murray	

Bill ordered transmitted to the Senate.

Objection to Vote Adds and Vote Changes

Assembly Member Floyd 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. 726.

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

ASSEMBLY BILL NO. 160 (Hertzberg)—An act to add Section 1367.25 to the Health and Safety Code, and to add Section 10123.196 to the Insurance Code, relating to health care coverage.

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

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

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

AYES—47

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

NOES—29

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

Above bill ordered enrolled.

Objection to Vote Changes

Assembly Member Pacheco withheld unanimous consent on any requests for vote changes on the roll call vote taken on this day on Assembly Bill No. 160.

OBJECTION WITHDRAWN

Assembly Member Floyd 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. 726.

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

ASSEMBLY BILL NO. 40 (Mazzoni)—An act to add Part 68 (commencing with Section 100400) to the Education Code, relating to education facilities funding, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

Bill read third time.

Motion to Amend

Assembly Member Mazzoni moved the adoption of amendments.

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

ASSEMBLY BILL NO. 261 (Baca)—An act to add Chapter 2 (commencing with Section 100200) to Part 66 of the Education Code, relating to the financing of educational technology infrastructure, through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

Bill read third time.

Motion to Amend

Assembly Member Baca moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1180 (Battin)—An act to add Chapter 8 (commencing with Section 117135) to Part 12 of Division 104 of, the Health and Safety Code, relating to financing a safe drinking water program by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Battin moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1212 (Wright)—An act to add Chapter 2.5 (commencing with Section 990) to Part 1 of Division 2 of the Welfare and Institutions Code, relating to financing the construction of county juvenile facilities, youth centers, and Department of the Youth Authority facilities, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

Bill read third time.

Motion to Amend

Assembly Member Wright moved the adoption of amendments.

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

ASSEMBLY BILL NO. 254 (Machado)—An act to add Division 26 (commencing with Section 79000) to the Water Code, relating to financing a flood protection program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Machado moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1381 (Thomson)—An act to add Chapter 3 (commencing with Section 100600) to Part 66 of the Education Code, relating to child care facilities funding, 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.

Bill read third time.

Motion to Amend

Assembly Member Thomson moved the adoption of amendments.

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

CAUCUS ANNOUNCEMENTS

At 6:42 p.m., Assembly Member Shelley was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 6:43 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 7:23 p.m., the Assembly reconvened.

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

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

ASSEMBLY BILL NO. 1525 (Ashburn)—An act to amend Section 58889 of the Food and Agricultural Code, relating to agriculture.

Bill read third time.

Rules Temporarily Suspended

Assembly Member Aroner was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of amendments to Assembly Bill No. 1525.

Bill read third time.

Motion to Amend by Assembly Member Aroner

Assembly Member Aroner moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1136 (Wildman)—An act to add Part 6 (commencing with Section 22400) to Division 2 of the Public Contract Code, relating to public contracts.

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

AYES—43

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

NOES—33

Ackerman	Brewer	Kaloogian	Prenter
Aguiar	Campbell	Kuykendall	Pringle
Alby	Cunneen	Leach	Runner
Ashburn	Firestone	Miller	Takasugi
Baldwin	Floyd	Morrissey	Thompson
Battin	Frusetta	Olberg	Woods
Baugh	Goldsmith	Oller	
Bordonaro	Granlund	Pacheco	
Bowler	House	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 391 (Granlund)—An act to amend Sections 4142 and 4144 of the Public Resources Code, relating to fire protection.

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

AYES—73

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

NOES—3

Ackerman	Floyd	McClintock
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Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Takasugi.

Resolved, That Assembly Bill No. 821 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, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—78

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

NOES—None

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

Second Reading of Assembly Bill No. 821

ASSEMBLY BILL NO. 821 (Takasugi)—An act to amend Section 21003 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Honda.

Resolved, That Assembly Bill No. 884 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, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—78

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

NOES—None

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

Second Reading of Assembly Bill No. 884

ASSEMBLY BILL NO. 884 (Honda)—An act to amend Sections 22140 and 22141 of the Education Code, relating to school employees.

Bill read second time.

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

ASSEMBLY BILL NO. 821 (Takasugi)—An act to amend Section 21003 of the Revenue and Taxation Code, relating to taxation.

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

AYES—76

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 884 (Honda)—An act to amend Sections 22140 and 22141 of the Education Code, relating to school employees.

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

AYES—57

Ackerman	Escutia	Machado	Strom-Martin
Aguiar	Figueroa	Martinez	Sweeney
Alquist	Floyd	Mazzoni	Takasugi
Aroner	Frusetta	Miller	Thomson
Ashburn	Gallegos	Morrissey	Torlakson
Baca	Goldsmith	Murray	Villaraigosa
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Washington
Brown	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Pacheco	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Leach	Prenter	
Ducheny	Lempert	Shelley	

NOES—15

Alby	Brewer	Kuykendall	Oller
Baldwin	Campbell	McClintock	Pringle
Baugh	House	Migden	Thompson
Bordonaro	Kaloogian	Morrow	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 884: Assembly Member Takasugi, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 302 (Runner)—An act to amend Section 5328 of the Welfare and Institutions Code, relating to human services.

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

AYES—73

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

NOES—3

Aroner	Floyd	Mazzoni
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 598 (Davis)—An act to amend Sections 1500, 2571, 2572, 10554, 16197, 17047, 33050, 41012, 41202, 41601, 41972, 42129, 46200.5, 46201.5, 54732, 56027, 56131, 56132, 56136, 56155.5, 56156.6, 56200, 56205, 56361, 56364.1, 56365, 56366, 56366.3, 56446, 56832, 56836.03, 56836.08, 56836.09, 56836.12, 56836.21, and 56864 of, to amend, repeal, and add Section 56156.5 of, to add Sections 17225, 56044, 56046, 56047, and 56048 to, and to repeal Sections 41202, 56160, 56161, 56169, 56365.5, 56441.10, and 56447 of, the Education Code, and to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to special education, 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—73

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

NOES—None

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 646 (Hertzberg)—An act to amend Sections 11370.4, 11379.6, and 11379.8 of the Health and Safety Code, and to add Section 1202.43 to the Penal Code, relating to controlled substances.

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

AYES—73

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 718 (Lempert)—An act to add Chapter 5.1 (commencing with Section 16523) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to human services.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 913 (Runner)—An act to add Section 2348 to the Family Code, relating to marriage.

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

AYES—72

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

NOES—2

Floyd	Martinez
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 930 (Thomson)—An act to amend Sections 163, 887.4, 892.2, 892.4, 893, 893.6, and 2106 of the Streets and Highways Code, relating to transportation.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

REQUEST TO TAKE UP ASSEMBLY BILL NO. 66, OUT OF ORDER

Assembly Member Papan requested unanimous consent to return to Assembly Bill No. 66, out of order.

Assembly Member Thompson withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Papan moved that the Rules be temporarily suspended for the purpose of permitting consideration of Assembly Bill No. 66, out of file order.

Assembly Member Lempert seconded the motion.

Rules temporarily suspended by the following vote:

AYES—40

Alby	Cardoza	Lempert	Papan
Alquist	Cunneen	Machado	Poochigian
Ashburn	Floyd	Mazzoni	Prenter
Battin	Goldsmith	Morrissey	Pringle
Baugh	Granlund	Morrow	Runner
Bowen	Hertzberg	Murray	Strom-Martin
Bowler	Honda	Napolitano	Thomson
Brown	Keeley	Olberg	Torlakson
Campbell	Knox	Oller	Vincent
Cardenas	Kuykendall	Pacheco	Wayne

NOES—9

Ackerman	Leach	Sweeney
Baldwin	Leonard	Thompson
Kaloogian	McClintock	Woods

Parliamentary Inquiry

Assembly Member Aguiar arose to the following parliamentary inquiry:

Were the amendments at the Desk proposed by Assembly Members Papan and Oller withdrawn, and are the amendments now proposed by Assembly Member Papan, new amendments?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the earlier sets of proposed amendments by Assembly Members Papan and Oller were withdrawn and that the amendments now offered by Assembly Member Papan are the same as the Oller amendments, and are 25 words or less.

Consideration of Assembly Bill No. 66

ASSEMBLY BILL NO. 66 (Baca)—An act to amend Section 7205 of, and to add Section 7204.03 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Papan

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

Point of Order

Assembly Member Aguiar arose to the following point of order:

That Assembly Member Morrow limit debate to the merits of the proposed amendments.

Ruling by Speaker pro Tempore Kuehl

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

Point of Order

Assembly Member Baca arose to the following point of order:

Assembly Member Pringle is not confining debate to the merits of the proposed amendments.

Ruling by Speaker pro Tempore Kuehl

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

The question being on the adoption of the Papan amendments to Assembly Bill No. 66.

The roll was opened.

Call of the Assembly

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

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

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

At 8:39 p.m., Hon. Fred Keeley, 27th District, presiding

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

ASSEMBLY BILL NO. 972 (Torlakson)—An act to add Sections 25105.1 and 27322.5 to the Government Code, relating to local government.

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

AYES—71

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

NOES—4

Baldwin	Baugh	Bowen	McClintock
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1166 (House)—An act to amend Section 22138.5, and to repeal Section 22175, of the Education Code, to amend Sections 20057, 20200, 20201, 20322, 20398, 20403, 20575, 20578, 20636, 21493, 22013, 22013.1, 22013.3, 22013.4, 22013.6, 22013.7, 22013.75, 22013.76, 22013.8, 22013.85, 22013.9, 22013.95, 22013.955, 22013.96, 22013.97, 22013.10, 22013.11, 22014, 22014.1, and 22014.5 of the Government Code, relating to public employees.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 795 (Honda)—An act to add Sections 3201, 3202, 3203, 3204, 3205, and 3206 to the Family Code, relating to family law.

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

AYES—53

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

NOES—21

Ackerman	House	Morrow	Runner
Ashburn	Kaloogian	Olberg	Thompson
Baldwin	Leach	Oller	Woods
Battin	Leonard	Pacheco	
Baugh	McClintock	Poochigian	
Brewer	Miller	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 20 (Migden)—An act to add Section 14007.9 to the Welfare and Institutions Code, relating to public social services.

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

AYES—71

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

NOES—5

Baldwin	Kaloogian	Oller
House	McClintock	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 277 (Ortiz)—An act relating to energy resources, and making an appropriation therefor.

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

AYES—72

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 294 (Ortiz)—An act to amend Section 19879 of the Government Code, relating to state employees.

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

AYES—53

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

NOES—16

Ackerman	Campbell	Leonard	Oller
Baldwin	Goldsmith	McClintock	Pringle
Baugh	Kaloogian	Morrow	Takasugi
Brewer	Leach	Olberg	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 297 (Vincent)—An act to add Section 19823.5 to the Business and Professions Code, relating to smoking.

Bill read third time.

Demand for Previous Question

Assembly Members Kaloogian, Brewer, Bordonaro, Campbell, and Baugh demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Cardoza	Kaloogian	Papan
Aguiar	Cunneen	Leach	Poochigian
Alby	Ducheny	Leonard	Prenter
Ashburn	Firestone	McClintock	Pringle
Baca	Floyd	Miller	Runner
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Goldsmith	Morrow	Vincent
Baugh	Granlund	Murray	Woods
Bowler	Havice	Olberg	Wright
Brewer	Hertzberg	Oller	
Campbell	House	Pacheco	

NOES—26

Alquist	Figueroa	Martinez	Sweeney
Aroner	Honda	Mazzoni	Thompson
Bowen	Keeley	Migden	Thomson
Brown	Knox	Napolitano	Torlakson
Cedillo	Kuehl	Ortiz	Washington
Davis	Kuykendall	Perata	
Escutia	Lempert	Strom-Martin	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 297: Assembly Members Gallegos and Machado, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 312 (Takasugi)—An act relating to state employees, 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—69

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

NOES—3

Baldwin Kaloogian McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

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

NOES—3

Baldwin Kaloogian McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 385 (Goldsmith)—An act to amend Section 33050 of, and to add Part 26.7 (commencing with Section 47500) to, the Education Code, relating to schools.

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

AYES—64

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

NOES—5

Bowen	Floyd	Mazzoni
Brown	Martinez	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 803 (Machado)—An act to add Section 6359.9 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AYES—74

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

NOES—3

Bowen	Martinez	Sweeney
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 880 (Hertzberg)—An act to amend Sections 368 and 667.9 of the Penal Code, relating to elder abuse.

Bill read third time.

Point of Order

Assembly Member Thompson arose to the following point of order:

That Assembly Member Floyd refrain from the use of offensive words on the Floor of the Assembly.

Ruling by Acting Speaker Keeley

The Acting Speaker ruled the point of order well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 964 (Bowen)—An act to add Sections 42889.1 and 42889.2 to the Public Resources Code, relating to solid waste.

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

AYES—48

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

NOES—24

Ackerman	Bordonaro	House	Oller
Aguiar	Bowler	Kaloogian	Poochigian
Alby	Brewer	Lempert	Prenter
Ashburn	Campbell	Leonard	Runner
Baldwin	Cunneen	McClintock	Thompson
Baugh	Goldsmith	Miller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1069 (Cardoza)—An act to add Section 74.4 to the Revenue and Taxation Code, relating to local government finance.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1225 (Granlund)—An act to amend Sections 27491.4 and 27491.41 of the Government Code, to amend Sections 7150.5 and 7155 of, and to repeal and add Section 7151.5 of, the Health and Safety Code, relating to health.

Bill read third time.

Demand for Previous Question

Assembly Members Miller, Kuehl, Battin, Alquist, and Runner demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—61

Ackerman	Figueroa	Mazzoni	Strom-Martin
Aguiar	Firestone	Migden	Sweeney
Alquist	Frusetta	Miller	Takasugi
Aroner	Gallegos	Morrissey	Thomson
Ashburn	Goldsmith	Murray	Torlakson
Baca	Granlund	Napolitano	Villaraigosa
Battin	Havice	Olberg	Vincent
Bowen	Hertzberg	Oller	Washington
Brewer	Honda	Ortiz	Wayne
Brown	House	Papan	Wildman
Campbell	Kaloogian	Perata	Woods
Cedillo	Keeley	Poochigian	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Kuykendall	Pringle	
Ducheny	Lempert	Runner	
Escutia	Machado	Shelley	

NOES—8

Alby	Bordonaro	Leach	McClintock
Baugh	Bowler	Martinez	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1328 (Cardenas)—An act to amend Section 5019.5 of, add Article 4 (commencing with Section 72040) to Chapter 1 of Part 45 of, and to amend and renumber Section 72031 of, the Education Code, relating to postsecondary education.

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

AYES—52

Alquist	Davis	Lempert	Perata
Aroner	Ducheny	Leonard	Prenter
Ashburn	Escutia	Machado	Pringle
Baca	Figueroa	Martinez	Runner
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Takasugi
Baugh	Goldsmith	Migden	Thompson
Bowler	Hertzberg	Morrissey	Thomson
Brown	Honda	Morrow	Torlakson
Campbell	House	Napolitano	Villaraigosa
Cardenas	Kaloogian	Oller	Vincent
Cardoza	Keeley	Ortiz	Wayne
Cunneen	Kuykendall	Papan	Woods

NOES—21

Ackerman	Cedillo	Kuehl	Scott
Aguiar	Firestone	Leach	Sweeney
Alby	Floyd	Miller	Wildman
Bordonaro	Granlund	Olberg	
Bowen	Havice	Pacheco	
Brewer	Knox	Poochigian	

Bill ordered transmitted to the Senate.

At 10:19 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1397 (Gallegos)—An act to add Section 14132.42 to the Welfare and Institutions Code, relating to human services.

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

AYES—68

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

NOES—9

Ackerman	Kaloogian	Oller
Brewer	McClintock	Runner
Campbell	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1397: Assembly Member Baugh, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON PAPAN AMENDMENTS TO ASSEMBLY BILL NO. 66

At 10:21 p.m., on motion of Assembly Member Morrow, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Request to Expunge Record and Rescind Action on Assembly Bill No. 66

Assembly Member Papan requested unanimous consent that the record be expunged and the action rescinded whereby he offered amendments and whereby a roll call vote was taken on this day on his amendments to Assembly Bill No. 66.

Assembly Member Morrow withheld unanimous consent.

The roll was opened.

Call of the Assembly Continued

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

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

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
PAPAN AMENDMENTS TO ASSEMBLY BILL NO. 66**

At 10:23 p.m., on motion of Assembly Member Papan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Member Papan requested a No vote on his proposed amendments to Assembly Bill No. 66.

The Papan motion to amend lost and amendments refused adoption by the following vote:

AYES—14

Ashburn	Brewer	McClintock	Runner
Battin	Goldsmith	Morrow	Villaraigosa
Baugh	House	Pacheco	
Bowler	Leach	Pringle	

NOES—58

Ackerman	Davis	Kuykendall	Scott
Aguiar	Ducheny	Lempert	Shelley
Alby	Escutia	Leonard	Strom-Martin
Alquist	Figueroa	Machado	Sweeney
Aroner	Firestone	Martinez	Takasugi
Baca	Floyd	Miller	Thomson
Baldwin	Frusetta	Morrissey	Torlakson
Bordonaro	Gallegos	Murray	Vincent
Bowen	Granlund	Napolitano	Washington
Brown	Havice	Olberg	Wayne
Campbell	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Woods
Cardoza	Keeley	Perata	Wright
Cedillo	Knox	Prenter	Mr. Speaker
Cunneen	Kuehl		

Further Consideration of Assembly Bill No. 66

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

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

NOES—8

Ashburn	Brewer	Morrow	Runner
Baugh	Leach	Pacheco	Thompson

Bill ordered transmitted to the Senate.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Miller was granted unanimous consent that the Governor's veto of Assembly Bill No. 940 be stricken from file.

ACTION RESCINDED ON SENATE BILL NO. 1255

Assembly Member Gallegos was granted unanimous consent to rescind the action whereby the Assembly, on August 11, 1997 (Assembly Journal, page 3602), passed Senate Bill No. 1255, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1255 WITHOUT REFERENCE TO FILE

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 1255, without reference to file, for purpose of amendment.

SENATE BILL NO. 1255 (Polanco)—An act to amend Section 657 of the Business and Professions Code, to add Section 1371.22 to the Health and Safety Code, and to add Section 10126.5 to the Insurance Code, relating to health care.

Bill read third time.

Motion to Amend

Assembly Member Gallegos moved the adoption of amendments.

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

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 565: Alby, Baugh, Gallegos, Goldsmith, Hertzberg, Machado, and Napolitano—Aye; Aroner and Honda—No.

Assembly Bill No. 609: Alby, Aroner, Bordonaro, Knox, Olberg, and Pacheco—Aye.

Assembly Bill No. 569: Alby, Baugh, Bordonaro, Goldsmith, Machado, Martinez, Runner, and Woods—Aye.

Assembly Bill No. 697, Olberg Motion to Re-refer to Committee: Alby and Bordonaro—Aye.

Assembly Bill No. 697: Murray—Aye; Alby, Baugh, Bordonaro, Miller, Olberg, Runner, and Woods—No.

Assembly Bill No. 933: Alby, Baugh, Bordonaro, Miller, Olberg, and Woods—Aye.

Assembly Bill No. 481: Davis—Aye; Alby, Battin, Bordonaro, Olberg, Pringle, and Runner—No.

Assembly Bill No. 425: Alby, Bordonaro, Cardoza, Hertzberg, Napolitano, Olberg, and Ortiz—Aye; Machado—No.

Assembly Bill No. 894: Alby, Havice, and Knox—Aye; Battin, Baugh, Bordonaro, Granlund, Kaloogian, Morrow, Pacheco, and Pringle—No.

Assembly Bill No. 895: Alby, Ashburn, Bordonaro, Bowen, Granlund, Havice, House, Pacheco, and Runner—Aye; Baugh, Kaloogian, Oller, and Pringle—No.

Assembly Bill No. 901: Martinez and Richter—Aye; Alby, Ashburn, Baugh, Bordonaro, Granlund, and Runner—No.

Assembly Bill No. 190: Alby, Bordonaro, Granlund, Honda, Murray, Runner, and Vincent—Aye.

Assembly Bill No. 50: Alby, Bordonaro, Granlund, and Runner—Aye.

Assembly Bill No. 384: Alby, Bordonaro, Granlund, and Runner—Aye.

Assembly Bill No. 583: Alby, Battin, Bordonaro, Granlund, Kaloogian, Oller, and Runner—Aye.

Assembly Bill No. 183: Alby, Baldwin, Battin, Bordonaro, Granlund, Oller, Pacheco, Runner, and Sweeney—Aye; Baugh—No.

Assembly Bill No. 194: Cardenas—Aye; Alby, Baugh, Bordonaro, Granlund, and Miller—No.

Assembly Bill No. 204: Baldwin, Battin, Bordonaro, Granlund, Kaloogian, and Runner—Aye; Baugh, Goldsmith, Morrow, and Poochigian—No.

Assembly Bill No. 218: Battin, Bordonaro, Cunneen, Goldsmith, Granlund, Knox, and Runner—Aye; Baldwin, and Baugh—No.

Assembly Bill No. 228: Aguiar, Battin, Bordonaro, Cunneen, and Granlund—No.

Assembly Bill No. 423: Baldwin, Bordonaro, Cunneen, Goldsmith, Granlund, and Olberg—Aye.

Assembly Bill No. 790: Aguiar, Cunneen, and Morrissey—Aye; Bordonaro, Goldsmith, and Granlund—No.

Assembly Bill No. 960: Battin, Baugh, Bordonaro, Davis, Goldsmith, and Granlund—Aye; Martinez—No.

Assembly Bill No. 1201: Ashburn, Bordonaro, Figueroa, Granlund, Martinez, and Runner—Aye; Kaloogian, and Morrow—No.

Assembly Bill No. 1469: Bordonaro, Bowen, Figueroa, Goldsmith, Granlund, Martinez, and Runner—Aye.

Assembly Bill No. 1534: Ashburn, Baldwin, Bordonaro, Figueroa, Granlund, Morrow, and Runner—Aye.

Assembly Concurrent Resolution No. 88, Coauthors: Ashburn, Baugh, Bordonaro, Cunneen, Figueroa, Goldsmith, Granlund, Miller, Morrow, Olberg, Oller, Runner, and Woods—Aye.

Assembly Bill No. 247: Battin and Bordonaro—Aye; Ashburn, Baldwin, Olberg, and Runner—No.

House Resolution No. 50: Aguiar, Machado, and Runner—Aye; Baldwin, Bordonaro, Miller, Morrow, and Poochigian—No.

Senate Bill No. 1311 and Urgency: Alquist, Baugh, Bordonaro, Bowen, Escutia, Granlund, Honda, Martinez, Murray, and Oller—Aye.

Assembly Bill No. 695: Mazzoni—Aye; Baugh—No.

Assembly Bill No. 981 and Urgency: Bowen and Granlund—Aye; Bordonaro and Prenter—No.

Assembly Bill No. 1187: Aguiar, Bordonaro, and Granlund—Aye.

Consent Calendar: Bordonaro—Aye.

Assembly Bill No. 726: Bustamante, Cardenas, and Machado—Aye.

Assembly Bill No. 160, Concurrence: Figueroa, Granlund, Kuehl, and Machado—Aye; Battin and Pringle—No.

Assembly Bill No. 1136: Cardenas and Machado—Aye; Granlund—No.

Assembly Bill No. 391: Baugh—Aye.

Assembly Bill No. 821: Bordonaro—Aye.

Assembly Bill No. 884: Cunneen, Goldsmith, Pacheco, and Poochigian—Aye; Baldwin, Baugh, and Bordonaro—No.

Assembly Bill No. 302: Bordonaro—Aye.

Assembly Bill No. 598 and Urgency: Bordonaro—Aye.

Assembly Bill No. 646: Bordonaro—Aye.

Assembly Bill No. 718: Bordonaro and Ducheny—Aye.

Papan Motion to Temporarily Suspend Rules: Olberg—Aye.

Assembly Bill No. 972: Bordonaro, Martinez, and Olberg—Aye; Baugh and Bowen—No.

Assembly Bill No. 1166: Baugh and Martinez—Aye.

Assembly Bill No. 795: Aguiar and Cunneen—Aye; Baugh—No.

Assembly Bill No. 20: Battin and Baugh—Aye.

Assembly Bill No. 277: Battin, Baugh, and Oller—Aye.

Assembly Bill No. 294: Alby and Kuykendall—Aye; Baugh, Goldsmith, Olberg, and Pringle—No.

Assembly Bill No. 297: Ducheny and Prenter—Aye; Bowen and Martinez—No.

Assembly Bill No. 312 and Urgency: Cardenas and Cardoza—Aye; Baldwin—No.

Assembly Bill No. 385: Baugh, Figueroa, Olberg, and Papan—Aye.

Assembly Bill No. 803: Baugh, Olberg, and Pacheco—Aye; Sweeney—No.

Assembly Bill No. 964: Napolitano—Aye; Bordonaro, Brewer, Cunneen, Goldsmith, Lempert, Miller, Poochigian, and Woods—No.

Assembly Bill No. 1069: Granlund, Miller, and Woods—Aye.

Assembly Bill No. 1225: Bowen and Olberg—Aye; Baugh and Leach—No.

Assembly Bill No. 1328: Bordonaro—No.

Assembly Bill No. 1397: Bordonaro and Pacheco—Aye.

Assembly Bill No. 66: Migden and Shelley—Aye.

MOTION TO ADJOURN

At 10:36 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Brewer seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:36 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1710—Firestone and Cunneen (Senator McPherson, coauthor). An act to add Section 3339 to the Civil Code, relating to liability.

ASSEMBLY BILL NO. 1711—Aguiar and Granlund (Principal coauthor: Cunneen) (Coauthor: Morrissey). An act to add Section 1368.08 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 1712—Cunneen, Honda, Alquist, Figueroa, Frusetta, and Lempert, (Senators McPherson and Sher, coauthors). An act to add Section 96.27 to the Revenue and Taxation Code, relating to local government finance.

ASSEMBLY BILL NO. 1713—Cunneen and Alquist. An act to add and repeal Sections 17052.55, 17052.56, 23655, and 23656 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1714—Wildman, Cedillo, and Strom-Martin, (Senator Alpert, coauthor). An act relating to community colleges, and making and appropriation therefor.

ASSEMBLY BILL NO. 1715—Knox, Aroner, Lempert, Mazzoni, Murray, and Wayne, (Senators Kopp, Lockyer, Peace, and Rosenthal, coauthors). An act to add Chapter 4 (commencing with Section 13800) to Division 3 of the Insurance Code, relating to the Holocaust Insurance Registry.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 89—Machado. Relative to National Boys and Girls Club Week.

**REPORTS OF STANDING COMMITTEES
Committee on Appropriations**

Date of Hearing: January 27, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 493

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: January 27, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 10

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

ADJOURNMENT

At 10:37 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 9:30 a.m., Thursday, January 29, 1998, out of respect to the memory of Judith Milstein, on motion of Assembly Member Shelley; out of respect to the memory of Lynne Schwartz Cohen and Judge Lionel Wilson, on motion of Assembly Member Aroner; out of respect to the memory of Rev. Clarence E. Walker, Sr., on motion of Assembly Member Washington; out of respect to the memory of Frank Dutro, on motion of Assembly Member Cunneen; out of respect to the memory of Judge Benjamin Aranda III, on motion of Assembly Members Bowen and Campbell; and out of respect to the memory of Sue C. Nelson, on motion of Assembly Member Ortiz.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 28, 1998

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

AB	RN	AB	RN
26	9805016	981	9805046
40	9805062	1063	9805105
105	9804978	1102	9805020
118	9804980	1135	9804914
119	9805094	1180	9805132
209	9805100	1212	9805065
222	9801801	1229	9726491
254	9805039	1241	9804943
261	9805066	1276	9805003
266	9804982	1287	9805011
305	9805103	1290	9804854
357	9804970	1381	9805063
457	9805091	1384	9804994
484	9805106	1386	9804976
496	9804945	1412	9805090
506	9805101	1440	9805053
511	9805095	1477	9804973
548	9804950	1494	9805093
550	9804990	1525	9805124
599	9804992	1608	9805102
668	9805104	1613	9805113
785	9805038		
796	9804988	SB	RN
828	9805056	1255	9801678
903	9804909		
910	9805048		

Daily Total: 48

Cumulative Total: 3810

Amendments were considered by the Assembly, but not adopted, to the following measure:

AB

66*

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)