

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 11, 1997

ONE HUNDRED FIFTH SESSION DAY

TWO HUNDRED TWENTY-SECOND 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
Friday, July 11, 1997

The Assembly met at 8:47 a.m.

Hon. Joe Baca, Assistant 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 Villaraigosa moved a quorum call of the Assembly.

Motion carried. Time, 8:48 a.m.

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

Quorum Present

At 8:55 a.m., Assistant Speaker pro Tempore Baca declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—70:

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

PRAYER

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

O Lord God, You pour out mercy and kindness and always invite us even though we turn away from You. To You we commit all our weakness. Forgive us our transgressions, both of the whole day and of our entire life, for we know how great is the multitude of Your kindness. O God, Our Creator we know that You alone can save our souls, and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Baca, Assembly Member Papan 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 Villaraigosa, seconded by Assembly Member Leonard.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Aroner, Brewer, Caldera, Floyd, Kuehl, Prenter, Thompson, and Thomson.

On personal business, and waiving per diem: Assembly Member Vincent.

Because of illness: Assembly Member Runner.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 9, 1997

The Honorable Cruz Bustamante

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Speaker Bustamante: I am requesting permission to be excused from floor session on Friday, July 11, 1997 to attend to district business.

Thank you for your consideration.

Sincerely,

DION S. ARONER, Assembly Member
Fourteenth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session on Friday, July 11, 1997, due to business in my district office. Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
 Forty-sixth District

July 11, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I regret that I will be unable to attend session on Friday, July 11, 1997, due to legislative business in my district.

Cordially,

RICHARD FLOYD, Assembly Member
 Fifty-fifth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am respectfully requesting an excused absence from session on Friday, July 11, 1997 in order that I may attend to legislative business.

Thank you for your kind consideration of this request.

Sincerely,

SHEILA JAMES KUEHL, Assembly Member
 Forty-first District

July 9, 1997

Speaker Bustamante
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Session on Friday, July 11, 1997 as I have legislative business in my district.

Please contact me or my staff at 445-7558 with any questions.

Sincerely,

ROBERT PRENTER, Assembly Member
 Thirtieth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: The purpose of this letter is to request I be excused from session Friday, July 11. I have important legislative business to attend to in my district.

Should you have questions regarding this request, please contact Fred Jones at 445-1676. Your assistance is always appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

July 10, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I received the schedule for this week's floor session and noted that floor session is scheduled for Friday morning. I would like to request to be excused from this session for legislative business.

Thank you for your attention to this matter, I look forward to hearing from you.

Sincerely,

HELEN M. THOMSON, Assembly Member
Eighth District

(NOTE: For letter explaining the absence of Assembly Member Brewer on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Thursday, July 10, 1997.)

COMMUNICATIONS

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

July 11, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Virginia Strom-Martin as Vice-Chair to the Joint Committee on Fisheries and Aquaculture.

Thank you for your attention to this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following proposed initiatives were received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives pursuant to Elections Code, Section 9007:

**County Regulation of Timber Harvesting Plans and Operations.
Initiative Statute.**

Referred by the Speaker to the Committee on Natural Resources.

**Education. Public Schools. English as Required Language of Instruction.
Initiative Statute. (Revised)**

Referred by the Speaker to the Committee on Education.

Cigarette Tax. After-School Tutoring. Initiative Statute.

Referred by the Speaker to the Committee on Revenue and Taxation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 11, 1997

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

Assembly Joint Resolution No. 34

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

**AUTHOR'S AMENDMENTS
Committee on Judiciary**

July 11, 1997

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

Senate Bill No. 544

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

ESCUTIA, Chairwoman

SENATE BILL NO. 544—An act to add Section 2025.5 to the Code of Civil Procedure, relating to civil procedure.

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

**AUTHOR'S AMENDMENTS
Committee on Human Services**

July 11, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 1039

Senate Bill No. 1226

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

ARONER, Chairwoman

SENATE BILL NO. 1039—An act to amend Section 4501 of the Welfare and Institutions Code, relating to human services.

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

SENATE BILL NO. 1226—An act relating to human services.

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

AUTHOR’S AMENDMENTS

Committee on Governmental Organization

July 11, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 1350

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

BROWN, Chairwoman

SENATE BILL NO. 1350—An act to add Sections 8319, 8320, and 8321 to the Government Code, relating to health care.

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 11, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(7), as it relates to the following bill be granted:

Assembly Bill No. 258

DON PERATA, Chairman

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 9, 1997

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

Senate Bill No. 601
Senate Bill No. 969

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bills ordered to second reading.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
65 -----	Rls.

<i>Senate</i>	
<i>Bill No.</i>	<i>Committee</i>
55 -----	Trans.
1039 -----	Hum. S.
1226 -----	Hum. S.
1307 -----	E.S. & T.M.

ADJOURN IN MEMORY

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Adrian Kenneth Boer, longtime dairy owner and community leader of Chino. He is survived by his wife, Julia, 4 children, 3 brothers, 2 sisters, 12 grandchildren and 17 great-grandchildren.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jerry Doggett, San Jose.

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 George Steven Bateman, of Arcadia.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Lou Shortridge, of Redondo Beach.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Morrissey gave notice that he would move to withdraw Assembly Constitutional Amendment No. 2 from the Committee on Budget.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

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

Senate Bill No. 1050, on request of Assembly Member Wayne.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 105, on request of Assembly Member Wayne.

House Resolution No. 37, **Senate Concurrent Resolution No. 13**, and **Senate Bill No. 626** on request of Assembly Member Oller.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON INACTIVE FILE

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

Senate Bill No. 1177, on request of Assembly Member Bowler.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES AND WAIVE JOINT RESOLUTION 62(a)

Assembly Member Sweeney was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Local Government to notice hearing of Senate Bills Nos. 1184 and 1179 in the Assembly Daily File, prior to re-referral to the committee, and that Joint Resolution 62(a) be waived to permit the bills to be set for hearing on Wednesday, July 16, 1997.

JOINT RULE 62(a) WAIVED

Assembly Member Sweeney was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 566 for hearing in the Committee on Local Government on Wednesday, July 16, 1997.

**CONSIDERATION OF SENATE BILL NO. 105,
BY UNANIMOUS CONSENT**

Assembly Member Wayne was granted unanimous consent to take up Senate Bill No. 105, without reference to file, for purpose of amendment.

SENATE BILL NO. 105 (Ayala)—An act to amend Section 13271 of the Water Code, relating to water.

Bill read third time.

Motion to Amend

Assembly Member Wayne moved the adoption of amendments.

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

ORDERS OF THE DAY DEMANDED

Assembly Member Granlund demanded the Orders of the Day.

RE-REFERENCE OF BILLS

Assembly Member Hertzberg was granted unanimous consent that Senate Bill No. 937 be re-referred from the Committee on Public Safety to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1468

Assembly Member Hertzberg was granted unanimous consent to rescind the action whereby on July 9, 1997 (Assembly Journal, page 3086), the Report of the Committee on Public Safety relative to Assembly Bill No. 1468, was received and read in the Assembly, and whereby the bill was ordered to second reading; and whereby on July 10, 1997, (Assembly Journal, page 3112), the bill was read a second time and ordered to third reading.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)**

Assembly Member Takasugi was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting committees to notice hearings of the following bills in the Assembly Daily File, prior to re-referral to the committee; and that Joint Resolution 62(a) be waived for the purpose of setting the bills for hearing:

Committee on Health—Senate Bill No. 560;

Committee on Judiciary—Senate Bill No. 247;

Committee on Transportation—Senate Bill No. 1102;

Committee on International Trade and Development—Senate Bills Nos. 200 and 965;

Committee on Insurance—Senate Bill No. 956;

Committee on Televising the Assembly and Information Technology—Assembly Bill No. 1614;

Elections, Reapportionment and Constitutional Amendments—Assembly Constitutional Amendment No. 22.

RE-REFERENCE OF BILLS

Assembly Member Ashburn was granted unanimous consent that Senate Bill No. 936 be re-referred from the Committee on Human Services to the Committee on Appropriations.

JOINT RULE 62(a) WAIVED

Assembly Member Ashburn was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1039 and 1226 for hearing in the Committee on Human Services on Tuesday, July 15, 1997.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 1262, on request of Assembly Member Figueroa.

RE-REFERENCE OF BILLS AND JOINT RULE 62(a) WAIVED

Assembly Member Escutia was granted unanimous consent that Senate Bills Nos. 517, 644, and 1254 be re-referred from the Committee on Judiciary to the Committee on Public Safety; and granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the above bills for hearing in the Committee on Public Safety on Tuesday, July 15, 1997.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)**

Assembly Member Escutia was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Judiciary to notice hearing of Senate Bills Nos. 247, 661, 977, 1081, 1271, 517, 644, and 1254 in the Assembly Daily File, prior to re-referral to the committee; and that Joint Rule 62(a) be waived for the purpose of setting the bills for hearing on Wednesday, July 16, 1997.

RE-REFERENCE OF BILLS

Assembly Member Bowen was granted unanimous consent that Senate Bill No. 784 be re-referred from the Committee on Natural Resources to the Committee on Banking and Finance.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)**

Assembly Member Hertzberg was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Judiciary to notice hearing of Senate Bill No. 941 in the Assembly Daily File, prior to re-referral to the committee; and that Joint Rule 62(a) be waived for the purpose of setting the bill for hearing on Wednesday, July 16, 1997.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 391, on request of Assembly Member Gallegos.

**BILLS REMOVED FROM CONSENT
CALENDAR AND PLACED UPON THE INACTIVE FILE**

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

Senate Bill No. 392, on request of Assembly Member Gallegos.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Escutia was granted unanimous consent that Senate Bill No. 653 be referred from the third reading file to the Committee on Judiciary.

ANNOUNCEMENTS

Assembly Member Perata announced that representatives of the Golden 1 Credit Union would be available in Room 127 and, Wells Fargo Bank in Room 126, from 1–5 p.m. today to advise and assist Assembly staff with payroll questions relative to the delayed State Budget.

ADJOURN IN MEMORY

Assembly Member Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kathy Peterson, daughter of L.C. “Pete” and Mickey Peterson, of Sonoma; and Dr. Paul Harrison, of Sonoma.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1363—An act to add and repeal Section 1295.5 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

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

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

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

Senate Bills Nos. 238 and **443**, ordered to third reading.

Senate Bill No. 373, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1020—An act to amend Section 1157 of, and to add Article 8.8 (commencing with Section 31696.1) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to county employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 48—An act to add Section 10214.7 to the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1328—An act to amend Section 1775 of the Labor Code, relating to public works.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 95—An act to amend Sections 11123, 11124.1, 11125, 11125.1, 11125.2, 11125.5, 11125.7, 11126, 11126.3, 11129, 11130, 11130.3, 11130.7, and 11131 of, to add Sections 11121.95, 11125.4, 11125.8, 11128.5, and 11131.5 to, and to add and repeal Section 11123.2 of, the Government Code, relating to open meetings.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Judiciary.

SENATE BILL NO. 716—An act to amend Section 14571.4 of the Public Resources Code, relating to beverage containers.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 989—An act to amend Sections 11126, 24008, 25639, 51102, 51113, 51133, and 61601.25 of the Government Code, to amend Sections 13132.7 and 42311.2 of the Health and Safety Code, to amend Section 1547 of the Penal Code, to amend Sections 700, 712, 730, 731.1, 4002, 4129, 4521.3, 4604, 4662, 4789.2, 5093.52, 5093.68, 30404, and 30417 of, and to amend the heading of Article 2 (commencing with Section 730) of Chapter 2.5 of Division 1 of, the Public Resources Code, and to amend Section 431 and 434 of the Revenue and Taxation Code, relating to forestry.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1113—An act to amend Section 21087 of, and to add Section 21001.2 to, the Public Resources Code, relating to environmental quality.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 788—An act to amend Sections 21200.5, 21200.9, 21203, and 21206.8 of the Financial Code, relating to pawnbrokers.

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

SENATE BILL NO. 93—An act to amend Sections 1760.8 and 1798 of, and to add Sections 1798.1 and 1798.2 to, the Welfare and Institutions Code, relating to youthful offenders.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 674—An act to amend Section 44251 of the Education Code, relating to teacher credentialing.

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

SENATE BILL NO. 566—An act to add Chapter 10 (commencing with Section 30400) to Division 3 of Title 3 of the Government Code, relating to local government.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 204—An act to amend Sections 1241.1 and 1725.5 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 245—An act to amend Section 24351 of, and to add Part 6 (commencing with Section 24450) of Division 9 to, the Public Utilities Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 695—An act to amend Section 1872.8 of, to amend and renumber Section 1876.2 of, to amend the heading of Article 6 (commencing with Section 1876) of Chapter 12 of Part 2 of Division 1 of, to add Section 1875.18 to, and to repeal Sections 1876, 1876.1, and 1876.20 of, the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 499—An act to add Chapter 10 (commencing with Section 66406) to Division 1 of Title 7 of the Government Code, to add Sections 21083.10, 30012.5, and 30412.1 to the Public Resources Code, and to add Section 13167.1 to, and to add Chapter 5.4 (commencing with Section 13367) to Division 7 of, the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 669—An act to add Sections 48645.8 and 51220.6 to the Education Code, and to add Sections 885.5, 896.5, 1124.5, and 1857.5 to the Welfare and Institutions Code, relating to parenting education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 79 (Granlund)—An act to amend Section 1417.5 of, and to add Section 11108.5 to, the Penal Code, relating to criminal procedure.

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

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

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

AYES—67

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 273 (Sweeney)—An act to amend Sections 273a, 273d, and 1203.097 of the Penal Code, relating to crimes.

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—68

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

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 234 BY UNANIMOUS CONSENT**

Assembly Member Battin was granted unanimous consent to take up consideration of Assembly Bill No. 234, out of order.

ASSEMBLY BILL NO. 234 (Battin)—An act relating to school facilities.

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

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

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—2

Battin Frusetta

NOES—66

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

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 389 (Cunneen)—An act to amend Sections 307, 706, 903, 5211, 7211, and 9211 of the Corporations Code, relating to corporations.

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

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

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

AYES—65

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 519 (Richter)—An act to add Section 706.034 to the Code of Civil Procedure, relating to wage garnishment.

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

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

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

AYES—69

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 552 (Leach)—An act to amend Section 44466 of the Education Code, relating to certificated school employees, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—70

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 564 (McClintock)—An act to add Section 43.98 to the Civil Code, relating to health care service plans.

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

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

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

AYES—70

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 688 (Bowler)—An act to amend Section 12021 of the Penal Code, relating to firearms.

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

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

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

AYES—69

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

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1436 (Cardoza)—An act to amend Sections 3304 and 3309.5 of the Government Code, relating to public safety officers.

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

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

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

AYES—69

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 591 (Aguiar)—An act to amend Section 798.86 of the Civil Code, relating to mobilehomes.

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

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

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

AYES—59

Aguiar	Ducheny	Kuykendall	Pacheco
Alby	Escutia	Lempert	Papan
Alquist	Figueroa	Leonard	Perata
Baca	Firestone	Machado	Scott
Battin	Frusetta	Margett	Shelley
Baugh	Gallegos	Martinez	Strom-Martin
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	Migden	Takasugi
Bowler	Havice	Miller	Torlakson
Brown	Hertzberg	Morrissey	Villaraigosa
Campbell	Honda	Morrow	Washington
Cardenas	House	Murray	Wildman
Cardoza	Kaloogian	Napolitano	Woods
Cunneen	Keeley	Oller	Mr. Speaker
Davis	Knox	Ortiz	

NOES—3

Ackerman	McClintock	Pringle
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Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1019 (Machado)—An act to add Section 17052.22 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

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

AYES—64

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 64 (Knox)—Relative to clean fuel fleet vehicles.

Resolution read, and adopted by the following vote:

AYES—49

Aguiar	Firestone	Margett	Shelley
Alquist	Frusetta	Martinez	Strom-Martin
Baca	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	McClintock	Torlakson
Brown	Havice	Migden	Villaraigosa
Campbell	Hertzberg	Morrissey	Washington
Cardenas	Honda	Napolitano	Wayne
Cardoza	Keeley	Olberg	Wildman
Cunneen	Knox	Ortiz	Wright
Davis	Kuykendall	Pacheco	Mr. Speaker
Ducheny	Lempert	Papan	
Escutia	Leonard	Perata	
Figueroa	Machado	Scott	

NOES—12

Ackerman	Baldwin	Granlund	Miller
Alby	Bordonaro	Kaloojian	Morrow
Ashburn	Bowler	Leach	Oller

Resolution ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 36 (Brown)—Relative to the California wine industry.

Resolution read.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

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

THIRD READING OF SENATE BILLS

SENATE BILL NO. 66 (Greene)—An act relating to class size in the public elementary schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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.

SENATE BILL NO. 355 (Monteith)—An act to add Chapter 2.96 (commencing with Section 7286.65) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

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

Request to Pass and Retain

Assembly Member Villaraigosa requested that Senate Bill No. 355 be passed on file to retain its place on file.

Assembly Member Cunneen objected.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:38 a.m.

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

SENATE BILL NO. 68 (Kopp)—An act to amend Sections 125.7, 495, 652, 1247.66, 1267, 1310, 1322, and 22958 of the Business and Professions Code, to add Section 11410.60 to the Government Code, to amend Sections 1280, 1280.1, 1295, 1337.9, 1408, 1410, 1428, 1437, 1615, 1618, 1639.4, 1643.1, 1728.2, 1736, 1736.5, 106715, 108900, 111645, 111855, 111940, 115145, 116425, and 116625 of, and to add Section 100171 to, the Health and Safety Code, to add Section 1953.5 to the Unemployment Insurance Code, and to amend Sections 14088.23, 14123, 14123.2, 14124.6, 14126.50, 14171, 14171.5, 14171.6, and 14304 of the Welfare and Institutions Code, relating to administrative adjudication, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

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

NOES—None

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

AYES—69

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 448 (Sher)—An act to add Section 6254.16 to the Government Code, relating to public records.

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

Call of the Assembly

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

Motion carried. Time, 9:42 a.m.

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

SENATE BILL NO. 183 (Thompson)—An act to amend Sections 7380 and 7381 of the Fish and Game Code, relating to fish, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Strom-Martin.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Strom-Martin moved a call of the Assembly.

Motion carried. Time, 9:44 a.m.

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

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY ON SENATE BILL NO. 355

Assembly Member Villaraigosa requested unanimous consent that further proceedings under the call of the Assembly be dispensed with on Senate Bill No. 355.

Assembly Member Pringle withheld unanimous consent.

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

SENATE CONCURRENT RESOLUTION NO. 33 (Haynes)—Relative to religious freedom in China.

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

AYES—67

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

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1296 (Lockyer)—An act to amend Section 425.16 of the Code of Civil Procedure, relating to civil actions.

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

Call of the Assembly

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

Motion carried. Time, 9:52 a.m.

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

SENATE BILL NO. 123 (Peace)—An act to amend Sections 817, 861, and 1538.5 of the Penal Code, relating to criminal procedure.

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

Call of the Assembly

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

Motion carried. Time, 9:57 a.m.

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

SENATE BILL NO. 97 (Alpert)—An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:59 a.m.

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

CALLS OF THE ASSEMBLY DISPENSED WITH

Assembly Member Villaraigosa was granted unanimous consent that further proceedings under the call of the Assembly be dispensed with.

CAUCUS ANNOUNCEMENTS

At 10:01 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:01 a.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 10:37 a.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 355

At 10:38 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 355

Assembly Member Villaraigosa was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 355, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 448

At 10:39 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 448

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 448, and that the bill be passed on file, to retain its place on file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 183**

At 10:39 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 183

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 183, and that the bill be passed on file, to retain its place on file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1296**

At 10:39 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 1296

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 1296, and that the bill be passed on file, to retain its place on file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 123**

At 10:40 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 123

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 123, and that the bill be passed on file, to retain its place on file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 97**

At 10:40 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 97

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 97, and that the bill be passed on file, to retain its place on file.

REQUEST TO RETURN TO MOTIONS AND RESOLUTIONS

Assembly Member Papan requested to return to Motions and Resolutions.

Assembly Member Kuykendall withheld unanimous consent.

MOTION TO ADJOURN

At 10:44 a.m., Assembly Member Villaraigosa moved that the Assembly do now adjourn.

Assembly Member Escutia seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Martinez arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

PARLIAMENTARY INQUIRY

Assembly Member Granlund arose to the following parliamentary inquiry:

Has the Consent Calendar been taken up?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied in the negative; that the Consent Calendar would be passed and retained until Monday, July 14, 1997.

VOTE ADDS

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

Assembly Bill No. 79, Concurrence: Bowen, Kaloogian, Knox, Martinez, McClintock, Napolitano, and Pacheco—Aye.

Assembly Bill No. 273, Concurrence: Cunneen, Kaloogian, Martinez, Napolitano, and Pacheco—Aye.

Assembly Bill No. 234, Concurrence: Bowen, Kaloogian, Martinez, Napolitano, and Pacheco—No.

Assembly Bill No. 389, Concurrence: Bowen, Havice, Kaloogian, Martinez, and Napolitano—Aye.

Assembly Bill No. 519, Concurrence: Bowen, Kaloogian, Kuykendall, Martinez, and Napolitano—Aye.

Assembly Bill No. 552, Concurrence: Bowen, Kaloogian, Martinez, and Napolitano—Aye.

Assembly Bill No. 564, Concurrence: Bowen, Martinez, and Napolitano—Aye.

Assembly Bill No. 688, Concurrence: Cunneen, Martinez, and Napolitano—Aye.

Assembly Bill No. 1436, Concurrence: Martinez and Napolitano—Aye.

Assembly Bill No. 591, Concurrence: Goldsmith, Martinez, and Napolitano—Aye.

Assembly Bill No. 1019: Martinez and Napolitano—Aye.

Assembly Concurrent Resolution No. 64: Battin, Goldsmith, Honda, Martinez, and Napolitano—Aye; Bordonaro and Leach—No.

Senate Bill No. 68 and Urgency: Martinez—Aye.

Senate Concurrent Resolution No. 33: Martinez and Strom-Martin—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:45 a.m., Assistant Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

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

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Ted Lempert to introduce a bill relating to security window bars. Request No. 9716298.

CRUZ M. BUSTAMANTE
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1616—Lempert, Aroner, and Perata, (Principal Senate coauthor: Lee) (Senator Sher, coauthor). An act to add Chapter 13 (commencing with Section 19894) to Part 3 of Division 13 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

July 11, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1141

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

MIGDEN, Chairwoman

SENATE BILL NO. 1141—An act to add Section 138.7 to the Labor Code, relating to workers' compensation.

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

**AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials**

July 11, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 442
Senate Bill No. 1135

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

WAYNE, Chairman

SENATE BILL NO. 442—An act to amend Section 25299.50 of the Health and Safety Code, relating to underground storage tanks, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1135—An act to amend Section 25201.13 of the Health and Safety Code, relating to hazardous waste.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

July 11, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 1332

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

ARONER, Chairwoman

SENATE BILL NO. 1332—An act to add Section 19507 to the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Health

July 11, 1997

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 719

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

GALLEGOS, Chairman

SENATE BILL NO. 719—An act to add Article 3.5 (commencing with Section 1359) to Chapter 2.2 of Division 2 of the Health and Safety Code, to add Article 1.7 (commencing with Section 10128.50) to Chapter 1 of Part 2 of Division 2 of the Insurance Code, and to amend Section 2800.2 of the Labor Code, relating to health coverage.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

July 11, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:
Senate Bill No. 920
Senate Bill No. 972

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

CARDOZA, Chairman

SENATE BILL NO. 920—An act to amend Section 112895 of the Health and Safety Code, relating to food labeling.

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

SENATE BILL NO. 972—An act to amend Section 3332 of, and to repeal Sections 3335 and 3336 of, the Food and Agricultural Code, and to amend Sections 11272, 12470, and 16310 of the Government Code, relating to the California Exposition and State Fair, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 11, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 941

Senate Bill No. 1254

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

HERTZBERG, Chairman

SENATE BILL NO. 941—An act to add Article 2.5 (commencing with Section 1231) to Chapter 2 of Division 10 of the Evidence Code, relating to evidence.

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

SENATE BILL NO. 1254—An act to amend Sections 290 and 11166.5 of, and to add Section 14201.4 to, the Penal Code, relating to children.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 11, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 200

Senate Bill No. 1102

Senate Bill No. 247

Senate Bill No. 1106

Senate Bill No. 842

Senate Bill No. 1234

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

CALDERA, Chairman

SENATE BILL NO. 200—An act to add Section 7073.8 to the Government Code, relating to economic development.

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

SENATE BILL NO. 247—An act to amend Sections 19271 and 19272 of, and to amend and renumber Section 19532 of, the Revenue and Taxation Code, and to amend Section 11475.1 of, and to add Section 11479.1 to, the Welfare and Institutions Code, relating to support.

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

SENATE BILL NO. 842—An act to amend Section 23221 of the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 1102—An act to amend Section 15619 of the Government Code, and to amend Sections 6203, 7102, 8255, 8651.7, 9255, 30179, 30366, 30455, 32405, 40116, 43455, 45655, 46506, 46751, 50112.2, 50113, 50142.1, 50161, 55225, 60120, 60121, 60361, 60524, 60608, and 60609 of, to add Sections 9255.1, 50162, and 60105 to, to add Article 4.5 (commencing with Section 40086) to Chapter 4 of Part 19 of, Article 4.5 (commencing with Section 41084.1) to Chapter 4 of Part 20 of, Article 2.5 (commencing with Section 50113.5) to Chapter 3 of Part 26 of, and Chapter 9 (commencing with Section 50171) to Part 26 of, Division 2 of, and to repeal Sections 60104 and 60709 of, the Revenue and Taxation Code, and to amend Sections 2104, 2105, and 2107 of the Streets and Highways Code, relating to taxation.

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

SENATE BILL NO. 1106—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to renumber Section 19532 of, to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, to add Sections 17936, 23114, and 24954 to, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23185b, and 24903 of, the Revenue and Taxation Code, to amend Section 1088.5 of the Unemployment Insurance Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

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

SENATE BILL NO. 1234—An act to amend Sections 17009, 17039, 17941, 18633.5, 23036, and 23038 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS **Committee on Revenue and Taxation**

July 11, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 1614

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

CALDERA, Chairman

ASSEMBLY BILL NO. 1614—An act to add Part 32 (commencing with Section 65001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES **Committee on Appropriations**

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 629

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 1418

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 827

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 1468

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

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:
Senate Bill No. 1224

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 930

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Banking and Finance.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1273

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Televising the Assembly and Information Technology.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1184

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

DAVIS, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 11, 1997

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

Assembly Bill No. 112
 Assembly Bill No. 223
 Assembly Bill No. 240
 Assembly Bill No. 259
 Assembly Bill No. 311
 Assembly Bill No. 433
 Assembly Bill No. 464
 Assembly Bill No. 683
 Assembly Bill No. 708

Assembly Bill No. 725
 Assembly Bill No. 951
 Assembly Bill No. 1222
 Assembly Bill No. 1257
 Assembly Bill No. 1258
 Assembly Bill No. 1319
 Assembly Bill No. 1354
 Assembly Bill No. 1372

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 11, 1997

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

Assembly Bill No. 174
 Assembly Bill No. 296
 Assembly Bill No. 330
 Assembly Bill No. 575
 Assembly Bill No. 603
 Assembly Bill No. 924
 Assembly Bill No. 937

Assembly Bill No. 967
 Assembly Bill No. 1129
 Assembly Bill No. 1143
 Assembly Bill No. 1259
 Assembly Bill No. 1278
 Assembly Bill No. 1522

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

Above bills ordered enrolled.

Senate Chamber, July 11, 1997

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

Assembly Joint Resolution No. 30

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

Above resolution ordered enrolled.

Senate Chamber, July 11, 1997

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

Senate Bill No. 18
 Senate Bill No. 127
 Senate Bill No. 338
 Senate Bill No. 354
 Senate Bill No. 362

Senate Bill No. 372
 Senate Bill No. 498
 Senate Bill No. 531
 Senate Bill No. 612
 Senate Joint Resolution No. 5

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

July 11, 1997

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 386 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 11, 1997

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

- Senate Bill No. 119
- Senate Bill No. 990
- Senate Bill No. 1083

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. 119—An act to amend Section 170.6 of the Code of Civil Procedure, relating to judicial officers.

SENATE BILL NO. 990—An act to amend Sections 19802, 19807.1, 19809, and 19809.5 of the Business and Professions Code, relating to gaming.

SENATE BILL NO. 1083—An act relating to public social services.

SPECIAL COMMITTEE MEETINGS

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

Education, on Thursday, July 17, 1997, at 9 a.m., or upon adjournment of session, in Room 4202.

INTRODUCTION OF GUESTS

Assembly Member Baca, of the 62nd Assembly District, introduced Susan and Ray Roa and David Pruitt, of Colton.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Villaraigosa the Assembly adjourned until 11:30 a.m., Monday, July 14, 1997, out of respect to the memory of Adrian Kenneth Boer, on motion of Assembly Member Aguiar; out of respect to the memory of Mary Lou Shortridge, on motion of Assembly Member Kuykendall; out of respect to the memory of Kathy Peterson and Dr. Paul Harrison, on motion of Assembly Member Brown; out of respect to the memory of George Steven Bateman, on motion of Assembly Member Shelley; and out of respect to the memory of Jerry Doggett, on motion of Assembly Member Wayne.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 11, 1997**

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

AB	RN	SB	RN
1363	9718102	695	9718053
1614	9718374	716	9718085
		719	9717746
		788	9717973
		842	9718296
		920	9717294
		941	9718317
		972	9717836
		989	9717352
		1039	9717823
		1102	9718096
		1106	9717985
		1113	9717355
		1135	9718035
		1141	9717773
		1226	9717872
		1234	9718186
		1254	9717950
		1328	9717626
		1332	9718266
		1530	9718284

Daily Total: 38
Cumulative Total: 2695