

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 11, 1997

**ONE HUNDRED TWENTY-THIRD SESSION DAY
TWO HUNDRED FIFTY-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
Monday, August 11, 1997

The Assembly met at 10 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 Honda moved a quorum call of the Assembly. Motion carried. Time, 10:01 a.m.

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

Quorum Present

At 10:40 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	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Ollier	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	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:

O Lord, Yours is the day and Yours is the night; You have made all the good things of the earth. We ask You this morning, Heavenly Father, to let Your mercies rise upon us together with the daylight. Free us from the darkness and the shadow of death and from every evil thought. For Yours it is to have mercy and to save us, O God, and to You we send up glory, forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Pacheco 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 Brown, seconded by Assembly Member Margett.

LEAVES OF ABSENCE FOR THE DAY

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

The following Assembly Member was excused for the day, and his per diem was waived: Kaloogian.

COMMUNICATIONS

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

August 8, 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 Antonio Villaraigosa to replace Assemblymember Kevin Murray on the Conference Committee on Senate Bill 60 for today, August 8, 1997, only.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 1997

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

Assembly Bill No. 66

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 11, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bills Nos. 8 and 225.

EDWARD VINCENT

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Local Government

August 11, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:
 Assembly Bill No. 66

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

SWEENEY, Chairman

ASSEMBLY BILL NO. 66—An act to add Section 7205.3 to 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 Appropriations

August 11, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:
 Senate Bill No. 536
 Senate Bill No. 795

Senate Bill No. 1271
 Senate Bill No. 1329

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

MIGDEN, Chairwoman

SENATE BILL NO. 536—An act to amend Sections 6601.3, 6601.5, 6604, 6609.1, 6609.2, and 6609.3 of, and to add Section 6602.5 to, the Welfare and Institutions Code, relating to sexually violent predators.

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. 795—An act to amend Sections 10153.6 and 10232 of, and to add Sections 10234.5, 10236.4, 10236.5, 10236.7, 10236.8, 10236.9, 10236.10, and 10236.11 to, the Business and Professions Code, relating to real estate.

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. 1271—An act to add Section 2194.5 to the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter registration.

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. 1329—An act to amend Section 51226.6 of the Education Code, and to amend Sections 12507.1, 12509, 12514, 12660, and 12814.6 of, and to repeal Sections 12507 and 12512 of, the Vehicle Code, relating to vehicles, 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 11, 1997

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

Senate Bill No. 1081

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1081—An act to add Chapter 3 (commencing with Section 850) to Title 3 of Part 2 of Division 2 of the Civil Code, relating to hazardous materials.

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 Transportation

August 11, 1997

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

Senate Bill No. 1102

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

MURRAY, Chairman

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, 50142.1, 50161, 55225, 60120, 60121, 60361, 60524, 60608, and 60609 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.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

August 11, 1997

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

Senate Bill No. 442

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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 11, 1997

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

Senate Bill No. 438
 Senate Bill No. 542
 Senate Bill No. 558
 Senate Bill No. 586
 Senate Bill No. 653

Senate Bill No. 820
 Senate Bill No. 74
 Senate Bill No. 826
 Senate Bill No. 827

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

MIGDEN, Chairwoman

SENATE BILL NO. 438—An act to amend Section 502.01 of, and to add and repeal Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of, the Penal Code, relating to crimes, 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.

SENATE BILL NO. 542—An act to amend Sections 63.1, 75.31, 534, and 1605 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. 558—An act to amend Section 16367.5 of the Government Code, relating to energy assistance.

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. 586—An act to add and repeal Chapter 4 (commencing with Section 4098) of Part 1 of Division 4 of the Welfare and Institutions Code, relating to mental health.

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. 653—An act to amend Sections 1706, 1756, 1758, and 1759 of, to add Sections 1766.1 and 1766.2 to, to repeal Section 1757.1 of, and to repeal and add Section 1757 of, the Public Utilities Code, relating to the Public Utilities Commission.

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. 820—An act to add Article 3 (commencing with Section 79140) to Chapter 9 of Part 48 of the Education Code, relating to education.

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. 74—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, to repeal Sections 6256, 6256.1, 6256.2, and 6257 of, and to repeal and add Section 6253.1 of, the Government Code, relating to records.

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. 826—An act to amend Sections 1601, 1616.5, and 1742 of, and to add Sections 160.5 and 1616.1 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to dentistry.

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. 827—An act to amend Sections 101, 128.5, 130, 200.1, 205, 675, 800, 1242.5, 1680, 2071, 2221.1, 2660, 2701, 2708, 2761, 2841, 2842, 2847, 2873.6, 2873.7, 2881, 2890, 2893, 2894, 3527, 3750, 4001, 4003, 4008, 4501, 4503, 4546, 4547, 4800, 4804.5, 4848, 4905, 4955, 5510, 5517, 5526, 5536.27, 8520, and 8528 of, to amend and repeal Sections 5566, 5566.1, and 5566.2 of, and to add Section 473.15, 473.16, 473.6, 4013, and 4808.5 to, the Business and Professions Code, relating to licensed professionals, 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 Appropriations**

August 11, 1997

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

Senate Bill No. 172

Senate Bill No. 1346

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

MIGDEN, Chairwoman

SENATE BILL NO. 172—An act to amend Sections 513, 514, 518, 522, 523, 524, and 525 of, and to add Sections 526 and 527 to, the Harbors and Navigation Code, relating to vessels, 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.

SENATE BILL NO. 1346—An act to amend Sections 101, 485, 486, 489, 810, 2499.5, 2530.2, 2530.5, 2530.6, 2531, 2531.05, 2531.1, 2531.2, 2531.3, 2531.4, 2531.6, 2531.7, 2531.8, 2531.9, 2531.95, 2532.1, 2532.2, 2532.4, 2533.4, 2534, 2534.1, 2534.2, 2535, 2535.2, 2535.4, 2536, 2539, 2760.1, 2902, 2928, 2929, 2933, 2940, 2941, 2948, 2971, 2980, 2984, 3325, 3328, 3362, 3401, 5029, 5107, 7330, 7335, 7337, 7340, 7404, 7414, 7415, 7417, 7423, and 7860 of, to add Sections 144 and 2531.75 to, to repeal and add Section 2531.5 of, and to repeal Sections 6529, 6548, 6560, 6625, 6630, 6632, 6633, 6634, 6635, 6635.2, 6636, 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7412, 7420, 7427, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations.

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 Revenue and Taxation**

Date of Hearing: July 14, 1997

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

Senate Bill No. 31

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

CALDERA, Chairman

Above bill ordered to second reading.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: August 11, 1997

Mr. Speaker: The Committee on Conference has met concerning:

Assembly Bill No. 107, as amended in Senate June 5, 1997, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

MIKE THOMPSON
STEVE PEACE
CATHIE WRIGHT

DENISE MORENO DUCHENY
MARTHA M. ESCUTIA
GARY G. MILLER

Senate Committee on Conference Assembly Committee on Conference

Above bill ordered reprinted, as proposed by the Conference Committee.

Assembly Chamber, August 8, 1997

Mr. Speaker: The Committee on Conference has met concerning:

Senate Bill No. 60, as amended in Assembly on June 10, 1997 and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

QUENTIN L. KOPP
DEIRDRE ALPERT
RICHARD K. RAINEY

ANTONIO R. VILLARAIGOSA
SCOTT BAUGH
CAROLE MIGDEN

Senate Committee on Conference Assembly Committee on Conference

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 676

Governor's Office, Sacramento

August 8, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 676 without my signature.

This bill would require any school district applying for funding pursuant to the Leroy F. Greene State School Building Lease-Purchase Law of 1976 (Greene Act) to include in its plans for any new or modernized permanent or portable classroom a hard-wired or wireless connection to a public switched network.

This bill is nearly identical to AB 2371, which I vetoed last year. While the author has attempted to address one objectionable provision contained in AB 2371, that of the state overreaching its duty by specifying the technology for each classroom, this bill would still mandate the inclusion of a telephone in each classroom. As I stated in last year's veto message, the option to include a telephone in a classroom, whether hard-wired or wireless, is already permissible under current law. Nothing in the law has changed with regard to a school district governing board's role in this aspect of school facilities planning and construction. Technology is changing so rapidly that no one method should be mandated by the state.

Finally, this bill would limit a governing board's discretion to fund other projects which it may consider a higher priority. Local governing boards have a responsibility to respond to the needs of the community they serve. The state has a responsibility to allow these local governing boards the flexibility to perform their duties to the best of their abilities.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 8th day of August 1997, at 4:51 p.m., of Assembly Bill No. 676, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

MELISSA SWART-WEIKEL
Acting Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and O'Connell as a Committee on Conference concerning:

Assembly Bill No. 252.

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

Senate Chamber, August 8, 1997

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

Assembly Bill No. 233
Assembly Bill No. 1438

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.

ADJOURN IN MEMORY

Assembly Member Bowen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elvis Nash, Sr., of San Pedro.

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donna Scheller, of Klamath Falls, Oregon.

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Hirsch, of Santa Monica.

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harold W. Breithaupt, of Kentfield.

Assembly Member Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Victor Reed, of Westminster.

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

Pursuant to Assembly Rule 78, Assembly Member Sweeney announced his intention to request that Senate Bill No. 883 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Scott was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of 8-year-old Tiffany Kang, of La Crescenta.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Migden on the occasion of her birthday.

ADJOURN IN MEMORY

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gregory Zapanta, of Whittier.

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

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 860, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1217—An act to amend Sections 11735, 11736, and 11751.8 of, and to add Section 11751.9 to, the Insurance Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

REQUEST FOR PHOTOGRAPHER

Assembly Member Oller was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

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

ASSEMBLY BILL NO. 1418 (Aroner)—An act relating to school facilities, 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—70

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

NOES—5

Baugh	Leonard	Oller
House	McClintock	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

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

NOES—5

Baugh	Leonard	Oller
House	McClintock	

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 210 (Ayala)—An act to amend Sections 26945 and 26946 of, and to add Section 26945.1 to, the Government Code, relating to county officers.

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

Bill passed by the following vote:

AYES—54

Aguilar	Escutia	Leach	Scott
Alby	Figueroa	Lempert	Shelley
Alquist	Firestone	Machado	Strom-Martin
Aroner	Frusetta	Margett	Sweeney
Ashburn	Gallegos	Martinez	Takasugi
Baca	Goldsmith	Mazzoni	Thomson
Bowen	Granlund	Migden	Torlakson
Brewer	Havice	Morrissey	Villaraigosa
Brown	Hertzberg	Murray	Vincent
Caldera	Honda	Napolitano	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Papan	Mr. Speaker
Davis	Kuehl	Perata	
Ducheny	Kuykendall	Prenter	

NOES—20

Ackerman	Bowler	McClintock	Pacheco
Baldwin	Campbell	Miller	Poochigian
Battin	Cunneen	Morrow	Richter
Baugh	House	Olberg	Runner
Bordonaro	Leonard	Oller	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 271 (Thompson)—An act to amend Sections 25014.6 and 25017 of the Corporations Code, relating to securities.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:55 a.m.

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

SENATE BILL NO. 294 (Monteith)—An act to amend Section 66493 of the Government Code, relating to land use.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 305 (Sher)—An act to amend Section 49426 of, and to add Section 33126.1 to, the Education Code, relating to education.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:01 a.m.

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

SENATE BILL NO. 594 (Wright)—An act to amend Section 69 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poohigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poohigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 271**

At 11:02 a.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.

Record Expunged and Action Rescinded on Senate Bill No. 271

Assembly Member Papan 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. 271, and that the bill be passed temporarily on file.

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

SENATE BILL NO. 805 (Alpert)—An act to amend Section 25658 of, and to amend and repeal Section 25658.4 of, the Business and Professions Code, relating to alcoholic beverages.

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

Bill passed by the following vote:

AYES—77

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 407 (Polanco)—An act to amend Section 2530.2 of the Business and Professions Code, relating to speech-language pathology and audiology.

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

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Machado	Pringle
Aguiar	Ducheny	Margett	Richter
Alby	Escutia	Martinez	Runner
Alquist	Figueroa	Mazzoni	Scott
Aroner	Firestone	McClintock	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	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 475 (Polanco)—An act to add Section 2052.5 to the Penal Code, relating to prisons.

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

Bill passed by the following vote:

AYES—56

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

NOES—21

Ackerman	Firestone	Oller	Runner
Ashburn	Havice	Pacheco	Takasugi
Baldwin	Kuykendall	Poochigian	Thompson
Battin	Leach	Prenter	
Baugh	Miller	Pringle	
Cunneen	Olberg	Richter	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 454 (Kelley)—An act to amend Section 22840 of the Water Code, relating to water.

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

Bill passed by the following vote:

AYES—70

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

NOES—3

Havice	Martinez	McClintock
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 388 (Karnette)—An act to add and repeal Section 828.01 of the Welfare and Institutions Code, relating to minors.

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Mazzoni

Bill ordered transmitted to the Senate.

Communications

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

Explanation of Vote—Senate Bill No. 388

August 12, 1997

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This is to clarify that I intended to vote “no” on SB 388. Due to an electronic error, my vote was incorrectly recorded.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

SENATE BILL NO. 259 (Haynes)—An act to amend Sections 18040, 18550, 18551, 18551.1, 18555, and 18611 of the Health and Safety Code, relating to mobilehome parks.

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

Bill passed by the following vote:

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—None Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 259: Assembly Member Pacheco, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 299 (Mountjoy)—An act to amend Sections 7070 and 7090 of the Business and Professions Code, relating to contractors.

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

Bill passed by the following vote:

AYES—52

Ackerman	Caldera	Leach	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cardoza	Machado	Richter
Alquist	Cunneen	Margett	Runner
Ashburn	Davis	Mazzoni	Scott
Baca	Figueroa	Miller	Strom-Martin
Baldwin	Firestone	Morrissey	Takasugi
Battin	Frusetta	Morrow	Thompson
Baugh	Goldsmith	Olberg	Thomson
Bordonaro	Granlund	Oller	Villaraigosa
Bowler	Havice	Pacheco	Vincent
Brewer	House	Papan	Woods
Brown	Kuykendall	Poochigian	Mr. Speaker

NOES—15

Bowen	Keeley	McClintock	Ortiz
Escutia	Kuehl	Migden	Sweeney
Floyd	Lempert	Murray	Wayne
Honda	Martinez	Napolitano	

Bill ordered transmitted to the Senate.

ACTION RESCINDED ON ASSEMBLY BILL NO. 259

Assembly Member Scott was granted unanimous consent to rescind the action whereby the Assembly, on July 17, 1997 (Assembly Journal, page 3241), concurred in Senate amendments to Assembly Bill No. 259, and whereby the bill was ordered enrolled; and that the bill be returned to the Senate for further action.

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

SENATE BILL NO. 496 (Maddy)—An act to amend Section 212 of the Labor Code, relating to employment.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 496: Assembly Member Kuykendall, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 306 (Haynes)—An act to amend Section 14079 of the Welfare and Institutions Code, relating to human services.

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

Bill passed by the following vote:

AYES—74

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

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

SENATE BILL NO. 631 (Burton)—An act to amend Section 648a of the Penal Code, relating to crimes.

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

Bill passed by the following vote:

AYES—75

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

SENATE BILL NO. 435 (McPherson)—An act to amend Section 5810 of the Business and Professions Code, relating to interior designers, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—61

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

NOES—14

Ackerman	Bowen	McClintock	Richter
Alby	Floyd	Morrow	Runner
Baldwin	Goldsmith	Olberg	
Baugh	Leonard	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—61

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

NOES—14

Ackerman	Bowen	McClintock	Richter
Alby	Floyd	Morrow	Runner
Baldwin	Goldsmith	Olberg	
Baugh	Leonard	Oller	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 238 (Haynes)—An act to amend Section 903 of the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Leach moved the adoption of amendments.

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

SENATE BILL NO. 1020 (Committee on Public Employment and Retirement)—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 third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—77

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

NOES—2

Baugh McClintock

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Escutia	Margett	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
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 13 (Kopp)—Relative to professional basketball.

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

AYES—50

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

NOES—21

Ackerman	Bowler	McClintock	Richter
Aguiar	Campbell	Morrissey	Runner
Alby	Goldsmith	Morrow	Takasugi
Baldwin	House	Olberg	
Baugh	Leonard	Oller	
Bordonaro	Margett	Poochigian	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 626 (Karnette)—An act to amend Section 22507 of the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—72

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

NOES—4

Baugh	Caldera	Leonard	McClintock
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1262 (Johnston)—An act to amend Sections 799.01, 799.02, and 799.07 of the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	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	Keeley	Ortiz	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

SENATE BILL NO. 674 (Thompson)—An act to amend Sections 44251 and 44300 of the Education Code, relating to teacher credentialing.

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

Bill passed by the following vote:

AYES—56

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

NOES—23

Ackerman	Bowler	Miller	Richter
Alby	Brewer	Morrow	Runner
Ashburn	Campbell	Olberg	Takasugi
Baldwin	Leonard	Oller	Thompson
Battin	Margett	Poochigian	Woods
Baugh	McClintock	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 629 (Karnette)—An act to amend Sections 24001, 24007, and 24101 of, and to add Sections 24001.5 and 24101.5 to, the Education Code, and to amend Section 21540.5 of the Government Code, relating to public employees.

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

Bill passed by the following vote:

AYES—52

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

NOES—23

Ackerman	Campbell	Morrow	Richter
Alby	Granlund	Olberg	Runner
Baldwin	Leonard	Oller	Takasugi
Battin	Margett	Pacheco	Thompson
Baugh	McClintock	Prenter	Woods
Brewer	Miller	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 679: Assembly Member Bowler, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 359 (Rainey)—An act to amend Section 25503.15 of the Business and Professions Code, relating to alcoholic beverages.

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

Bill passed by the following vote:

AYES—75

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

NOES—3

Caldera	Havice	Ortiz
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Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 359: Assembly Member Havice, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 508 (Thompson)—An act to amend Section 25503.30 of the Business and Professions Code, relating to alcoholic beverages.

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

Bill passed by the following vote:

AYES—73

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

NOES—1

Havice

Bill ordered transmitted to the Senate.

SENATE BILL NO. 226 (Committee on Transportation)—An act to amend Section 65080 of the Government Code, and to amend Section 99317 of the Public Utilities Code, relating to transportation.

Rules Temporarily Suspended

Assembly Member Migden was granted unanimous consent that Assembly Rule 69(b)(1) be suspended to permit consideration of amendments to Senate Bill No. 226.

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.

SENATE CONCURRENT RESOLUTION NO. 27 (Kopp)—Relative to residential facilities.

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

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	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
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 4 (Kopp)—An act to amend Section 27174.2 of the Streets and Highways Code, relating to trespass.

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

Bill passed by the following vote:

AYES—73

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

NOES—4

Bowen	Kuehl	Martinez	Migden
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 189 (Kelley)—An act to amend Sections 12015.3 and 12246 of, and to add Section 12029 to, the Business and Professions Code, relating to weights and measures.

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

Bill passed by the following vote:

AYES—77

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

NOES—1

Granlund

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 495, on request of Assembly Member Sweeney.

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

SENATE BILL NO. 509 (Thompson)—An act to add Section 24045.15 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—5

Bowen	House	Washington
Havice	Thompson	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

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

NOES—5

Bowen	House	Washington
Havice	Thompson	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 651 (Wright)—An act to amend Sections 5604, 5712, 17604.05, 17605, 17605.10, 17606.05, 17606.10, 17606.15, and 17608.10 of the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	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	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

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	Margett	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	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 699 (Rainey)—An act to add and repeal Article 4 (commencing with Section 7360) to Chapter 2 of Part 2 of Division 6 of the Fish and Game Code, relating to fish, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—69

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

NOES—5

Bowen	Havice	Thompson
Goldsmith	House	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1277 (Leslie)—An act to amend Sections 1033 1063.1, and 1067.02 of the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poohigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1277: Assembly Member Scott, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 40 (Watson)—Relative to hepatitis A prevention.

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

AYES—49

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

NOES—22

Ackerman	Bowler	Margett	Richter
Alby	Brewer	Miller	Runner
Baldwin	Campbell	Olberg	Thompson
Battin	Goldsmith	Oller	Woods
Baugh	Granlund	Poohigian	
Bordonaro	House	Pringle	

Resolution ordered transmitted to the Senate.

**At 12:14 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

SENATE BILL NO. 903 (Lee)—An act to add Article 6.5 (commencing with Section 124118) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to child health.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:15 p.m.

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

SENATE BILL NO. 248 (Watson)—An act to amend Section 17929 of the Business and Professions Code, relating to business.

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

The roll was opened.

Call of the Assembly

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

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

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

SENATE BILL NO. 578 (Rosenthal)—An act to amend Sections 1357, 1357.03, 1357.06, 1357.11, 1357.14, 1357.16, 1357.50, 1357.51, 1358.20, and 1367.15 of, and to add Sections 1357.52, 1357.53, and 1357.54 to, the Health and Safety Code, and to amend Sections 742.40, 10176.10, 10194.8, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10713, 10718.55, and 10841 of, and to add Sections 10198.9, 10273.4, and 10273.6 to, the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

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

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 1315 (Burton)—An act to amend Sections 678.1 and 11664 of the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Machado	Scott
Alquist	Escutia	Margett	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	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	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poohigian	Mr. Speaker
Cardoza	Leach	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 53 (Thompson)—An act to amend Section 8842 of, to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, and to add and repeal Sections 7852.6 and 7882 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—62

Ackerman	Ducheny	Margett	Scott
Aguiar	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Morrissey	Takasugi
Baca	Gallegos	Morrow	Thomson
Baugh	Goldsmith	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brewer	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poohigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Machado	Runner	

NOES—11

Alby	Bowler	Leonard	Richter
Baldwin	Granlund	McClintock	Thompson
Bordonaro	House	Pacheco	

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 42 (Kopp)—Relative to implementing the Agreement on Mutual Cooperation.

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

AYES—76

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

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 389 (Monteith)—An act to add Section 425.9 to the Government Code, relating to the official state soil.

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

Bill passed by the following vote:

AYES—67

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

NOES—4

Baugh	Granlund	Hertzberg	Martinez
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 73 (Kopp)—An act to amend Sections 998 and 2101 of the Code of Civil Procedure, to amend Sections 9104, 9402, 9403, 9404, 9405, 9406, and 9407 of, and to repeal Section 5114 of, the Commercial Code, to amend Section 721 of the Evidence Code, and to amend Sections 12583 and 68616 of the Government Code, relating to civil law.

Bill read third time.

Motion to Amend

Assembly Member Baugh moved the adoption of amendments.

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

SENATE BILL NO. 682 (Sher)—An act to amend, repeal, and add Section 827 of the Civil Code, relating to landlord-tenant.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:38 p.m.

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

SENATE BILL NO. 850 (Kelley)—An act to add Section 6523.75 to the Government Code, relating to public health.

Bill read third time.

Motion to Amend

Assembly Member Baldwin moved the adoption of amendments.

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

SENATE BILL NO. 151 (Peace)—An act to amend Section 1484 of, and to add Sections 1193.5 and 1473.5 to, the Penal Code, relating to habeas corpus.

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

Bill passed by the following vote:

AYES—71

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

NOES—3

Martinez	Migden	Villaraigosa
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Bill ordered transmitted to the Senate.

SENATE BILL 544 (Maddy)—An act to amend Section 2025 of, and to add Section 2025.5 to, the Code of Civil Procedure, relating to civil procedure.

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

Bill passed by the following vote:

AYES—67

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

NOES—5

Bowen	Hertzberg	Sweeney
Havice	Martinez	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 571 (Wright)—An act to amend Section 106985 of the Health and Safety Code, relating to radiologic technology.

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

Bill passed by the following vote:

AYES—59

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cardenas	Machado	Prenter
Alby	Cunneen	Margett	Pringle
Alquist	Davis	Mazzoni	Richter
Aroner	Escutia	McClintock	Runner
Ashburn	Figueroa	Miller	Scott
Baca	Firestone	Morrissey	Strom-Martin
Baldwin	Frusetta	Morrow	Takasugi
Battin	Goldsmith	Murray	Thompson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Woods
Brewer	House	Ortiz	Wright
Brown	Keeley	Pacheco	Mr. Speaker
Caldera	Kuykendall	Perata	

NOES—13

Bowen	Kuehl	Sweeney	Wildman
Cardoza	Martinez	Thomson	
Floyd	Migden	Washington	
Havice	Shelley	Wayne	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 571: Assembly Member Cardoza, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1299 (Watson)—An act to amend Section 14087.961 of, and to add Section 14087.323 to, the Welfare and Institutions Code, relating to human services.

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

Bill passed by the following vote:

AYES—45

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

NOES—30

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 269 (Karnette)—An act to add Section 2124 to the Elections Code, relating to elections.

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

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, 1:01 p.m.

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

SENATE BILL NO. 593 (Rosenthal)—An act to add Article 10.5 (commencing with Section 1399.801) to Chapter 2.2 of Division 2 of the Health and Safety Code, and to add Chapter 9.5 (commencing with Section 10900) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

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

Bill passed by the following vote:

AYES—50

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

NOES—21

Ackerman	Granlund	Olberg	Takasugi
Alby	Leach	Oller	Thompson
Baldwin	Leonard	Pacheco	Woods
Baugh	Margett	Pringle	
Bowler	McClintock	Richter	
Campbell	Miller	Runner	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 593: Assembly Members Baldwin and Runner, from ‘‘Aye’’ to ‘‘No’’.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 997 (Schiff)—An act to add and repeal Article 6.5 (commencing with Section 12414) to Chapter 1 of Part 6 of Division 2 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—2

Leonard McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—2

Leonard McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 145 (Burton)—An act to amend Section 3302 of the Government Code, relating to public safety officers.

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

Bill passed by the following vote:

AYES—51

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

NOES—19

Ackerman	Campbell	Morrow	Richter
Baldwin	Goldsmith	Olberg	Runner
Bordonaro	House	Oller	Takasugi
Bowler	Leach	Pacheco	Thompson
Brewer	Miller	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 190 (Alpert)—An act to add Section 44320.5 to the Education Code, relating to teacher credentialing.

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.

SENATE BILL NO. 243 (Peace)—An act to amend Sections 7522, 7582.2, 7583.12, 7583.33, 7583.37, 7597.1, and 7597.6 of, to amend, repeal, and add Section 7583.22 of, and to repeal Section 7522.1 of, the Business and Professions Code, and to amend Sections 70 and 12033 of the Penal Code, relating to security services, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	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
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

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

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	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
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 447 (Greene)—An act to amend Section 433 of, and to add Section 436 to, the Labor Code, relating to employment.

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

Bill passed by the following vote:

AYES—45

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

NOES—34

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 688 (Ayala)—An act to amend Sections 629.76, 629.80, 629.82, 629.88, and 629.98 of, and to repeal Chapter 1.3 (commencing with Section 629) of Title 15 of Part 1 of, the Penal Code, relating to electronic surveillance.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 671 BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to take up Senate Bill No. 671, out of order.

SENATE BILL NO. 671 (Committee on Elections and Reapportionment)—An act to amend Sections 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 9031, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, and 15651 of, to add Section 7236 to, and to repeal Sections 347, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to elections.

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

Bill passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time.

Motion to Amend

Assembly Member Shelley moved the adoption of amendments.

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

SENATE BILL NO. 132 (Solis)—An act to amend Sections 1095 and 1137.1 of the Unemployment Insurance Code, relating to unemployment insurance.

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

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Escutia	Margett	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
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poohigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1080 (Calderon)—An act to amend Sections 15052 and 16956 of, and to repeal and add Section 16955.5 of, the Corporations Code, relating to limited liability partnerships.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

At 1:20 p.m., Hon. Martha M. Escutia, 50th District, presiding

SENATE BILL NO. 517 (Haynes)—An act to add Section 3482.1 to the Civil Code, relating to nuisance.

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

Bill passed by the following vote:

AYES—60

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

NOES—13

Aroner	Martinez	Shelley	Vincent
Bowen	Migden	Sweeney	
Caldera	Ortiz	Thomson	
Kuehl	Scott	Villaraigosa	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 517: Assembly Member Lempert, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 780 (Kelley)—An act to amend Sections 146.5, 6980.23, 6980.33, 6980.48, 7504.7, 7506.9, 7506.10, 7507.10, 7507.13, 7529, 7582.13, 7583.20, 7583.32, 7593.11, 7596, 7596.7, 7598.14, 7598.17, 9810, 9830.5, 9832, 9832.5, 9847.5, 9849, 9851, 9853, 9855.2, 9855.3, 9855.9, 9860, 9862.5, 9863, 9873, 19008, 19010, 19080, 19123.4, and 19208 of, to amend, repeal, and add Sections 6980.79, 7511, 7570, 7588, and 7599.70 of, to add Section 9814.5 to, to repeal Section 9854 of, to add and repeal Section 9812.5 of, and to repeal and add Sections 7558 and 7586 of, the Business and Professions Code, and to amend Sections 1791 and 1794.4 of the Civil Code, relating to consumer affairs, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—61

Ackerman	Davis	Machado	Scott
Aguiar	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Granlund	Morrissey	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Pacheco	Washington
Brown	Keeley	Papan	Wayne
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Richter	
Cunneen	Lempert	Runner	

NOES—8

Alby	Goldsmith	Morrow	Ortiz
Baugh	McClintock	Oller	Wildman

Bill ordered transmitted to the Senate.

At 1:30 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 468 (Rainey)—An act to add Section 1522.06 to the Health and Safety Code, relating to community care facilities.

Bill read third time.

Motion to Amend

Assembly Member Torlakson moved the adoption of amendments.

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

SENATE BILL NO. 602 (Alpert)—An act to add Sections 5040, 6009.3, and 22252.5 to the Business and Professions Code, to add Section 1505 to the Financial Code, to amend Sections 18795 and 18796 of, and to add Section 18872 to, the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—70

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

NOES—7

Ackerman	McClintock	Oller	Thompson
Baugh	Morrow	Richter	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 602: Assembly Member Ackerman, from “Aye” to “No”; Assembly Member Prenter, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

At 1:34 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 816 (O’Connell)—An act to amend Section 7735 of, and to add and repeal Section 17530.7 of, the Business and Professions Code, relating to funeral practices.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

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

SENATE BILL NO. 1224 (Kopp)—An act to add and repeal Section 190.26 of the Penal Code, relating to murder, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—2

Migden Wright

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

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

NOES—2

Migden Wright

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 467 (Rainey)—An act to amend Section 30546 of the Water Code, relating to water.

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

Bill passed by the following vote:

AYES—72

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

NOES—1

Pringle

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 467: Assembly Member Pringle, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 471 (Burton)—An act to amend Sections 22002, 22115, 22119.2, 22134, 22146, 22155, 22456, 22664, 22701, 22710, 22711, 22713, 22901, 22903, 22904, 22950, 22951, 22952, 22954, 22955, 23000, 23002, 23005, 23008, 24001, 24005, 24205, and 24950 of the Education Code, relating to school employees.

Bill read third time.

Motion to Amend

Assembly Member Knox moved the adoption of amendments.

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

SENATE BILL NO. 80 (Kopp)—An act to amend Sections 4836 and 4840 of the Business and Professions Code, relating to veterinary medicine.

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

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzone	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	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 202, on request of Assembly Member Knox.

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

SENATE BILL NO. 464 (Rainey)—An act to add Sections 12836 and 12837 to the Food and Agricultural Code, relating to pesticides.

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

Bill passed by the following vote:

AYES—74

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

NOES—1

Knox

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 782, on request of Assembly Member Granlund.

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

ASSEMBLY BILL NO. 611 (Villaraigosa)—An act to amend Sections 17280, 17295, 81130, and 81133 of the Education Code, and to amend Section 20111.5 of the Public Contract Code, relating to education facilities, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poohigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

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

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poohigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1126 (Villaraigosa)—An act to add Section 14007.3 to the Welfare and Institutions Code, relating to human services.

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

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

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

AYES—5

Baugh	Martinez	Villaraigosa
Caldera	Richter	

NOES—72

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

ASSEMBLY BILL NO. 440 (Prenter)—An act to amend Sections 33704.5, 36993, 37503, 37504, 37505, 38181, 38182, 38184, 38186, 38191, 38192, 38211, 38213, 38251, 38522, 38523, 38541, 38651, 38653, 38654, 38655, 38731, 38861, 38871, 38872, 38873, 38874, 38875, 38876, 38881, 38885, 38887, 38888, 38891, 38892, 38895.2, 39722, 39731, 39732, 39733, 39761, 39762, 39791, 39841, and 39842 of, and to amend the headings of Article 2 (commencing with Section 38181) of, Article 2.5 (commencing with Section 38191) of, and Article 3 (commencing with Section 38211) of, Chapter 5 of Part 3 of Division 15 of, to repeal Sections 38193 and 38223 of, and to repeal Article 32 (commencing with Section 38801) and Article 33 (commencing with Section 38811) of, Chapter 5 of Part 3 of Division 15 of, the Food and Agricultural Code, and to amend Section 110820 of the Health and Safety Code, relating to milk, 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—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 170 (Papan)—An act to amend Section 926.17 of, and to amend and add Section 926.15 of, the Government Code, relating to claims against the state.

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

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

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

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 300 (Escutia)—An act to amend Sections 8477 and 8495 of, to add Section 8495.1 to, and to repeal Sections 8477.3, 8478, and 8478.5 of, the Education Code, relating to child care, 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—71

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

NOES—6

Baugh	McClintock	Richter
House	Pacheco	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 38 (Figueroa)—An act to add Section 1367.62 to the Health and Safety Code, and to add Section 10123.87 to the Insurance Code, relating to health coverage, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—64

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

NOES—10

Ackerman	Campbell	McClintock	Richter
Baugh	House	Olberg	
Brewer	Leonard	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 38: Assembly Member Morrow, from “No” to “Aye”.

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 305

At 1:57 p.m., on motion of Assembly Member Firestone, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:57 p.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 903

At 1:57 p.m., on motion of Assembly Member Figueroa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:57 p.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 248

At 1:57 p.m., on motion of Assembly Member Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:58 p.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 682

At 1:58 p.m., on motion of Assembly Member Lempert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 682 refused passage by the following vote:

AYES—29

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Bowen	Honda	Napolitano	Washington
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Strom-Martin	
Escutia	Lempert	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—41

Ackerman	Cardoza	Machado	Pringle
Aguiar	Cunneen	Margett	Richter
Alby	Firestone	McClintock	Runner
Ashburn	Floyd	Miller	Takasugi
Baldwin	Frusetta	Morrow	Thompson
Battin	Goldsmith	Olberg	Wayne
Baugh	Granlund	Oller	Woods
Bordonaro	House	Pacheco	Wright
Bowler	Kuykendall	Papan	
Brewer	Leach	Perata	
Campbell	Leonard	Poochigian	

Motion to Reconsider Senate Bill No. 682 on Next Legislative Day

Assembly Member Lempert moved to reconsider on the next legislative day the vote whereby Senate Bill No. 682 was this day refused passage.

Senate Bill No. 682 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 269

At 1:58 p.m., on motion of Assembly Member Strom-Martin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 269 passed by the following vote:

AYES—44

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

NOES—25

Ackerman	Brewer	Miller	Runner
Aguiar	Campbell	Morrow	Takasugi
Baldwin	Granlund	Olberg	Thompson
Battin	House	Oller	Woods
Baugh	Kuykendall	Poochigian	
Bordonaro	Leach	Pringle	
Bowler	Leonard	Richter	

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Yorba, of East Los Angeles, who was the grandmother of Assembly Member Diane Martinez.

CAUCUS ANNOUNCEMENTS

At 2 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.

BILLS ORDERED TRANSMITTED TO SENATE IMMEDIATELY

Without objection, all bills passed earlier this day were ordered transmitted to the Senate immediately.

RECESS

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

REASSEMBLED

At 5:15 p.m., the Assembly reconvened.
Hon. Cruz M. Bustamante, Speaker of the Assembly, presiding.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
August 11, 1997

To the Members of the Assembly:

Assembly Bill 523, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 523 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento,
August 11, 1997

To the Members of the Assembly:

Assembly Bill 1565, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 1565 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 11, 1997

To the Members of the Assembly:

Assembly Bill 1607, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 1607 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 1997

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

Assembly Bill No. 523

Assembly Bill No. 1565

Assembly Bill No. 1607

And reports the same correctly enrolled, and presented to the Governor at 12:30 p.m.,
August 11, 1997.

E. DOTSON WILSON, Chief Clerk

POINT OF ORDER

Assembly Member McClintock arose to the following point of order:

Assembly Rule 66.7 forbids a Budget from being brought to the Floor with a reserve of less than 3%. Does Assembly Bill No. 107 meet that requirement?

Ruling by Speaker Bustamante

The Speaker ruled that Assembly Bill No. 107 will be taken up for consideration at this time.

CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 107 (As proposed by the Conference Committee)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Ackerman	Ducheny	Leach	Richter
Aguiar	Escutia	Lempert	Runner
Alquist	Figueroa	Machado	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Takasugi
Bowen	Granlund	Murray	Villaraigosa
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Caldera	House	Pacheco	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Poohigian	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Kuykendall	Pringle	

NOES—15

Alby	Campbell	McClintock	Thompson
Aroner	Leonard	Morrow	Thomson
Baldwin	Margett	Ortiz	Torlakson
Bordonaro	Martinez	Papan	

Report adopted by the following vote:

AYES—63

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

NOES—15

Alby	Campbell	McClintock	Thompson
Aroner	Leonard	Morrow	Thomson
Baldwin	Margett	Ortiz	Torlackson
Bordonaro	Martinez	Papan	

ANNOUNCEMENT BY SPEAKER BUSTAMANTE

In response to a point of order raised earlier this day by Assembly Member McClintock, Speaker Bustamante informed the Membership that pursuant to Article XIII B, Sec. 5.5 of the Constitution: "The Legislature shall establish a prudent State reserve fund in such amount as it shall deem reasonable and necessary." The Speaker further stated that the above referenced section supersedes the Assembly Rules.

At 5:38 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 386 (Kopp)—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 386, as Amended, by Unanimous Consent

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 386, as amended, without reference to file.

SENATE BILL NO. 386 (Peace)—An act to add Sections 5003.2, 5003.3, and 5028.1 to the Penal Code, and to amend Sections 744, 745, 747, and 749 of the Welfare and Institutions Code, relating to state government.

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

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 959 (Hughes)—An act to amend Section 20128.5 of the Public Contract Code, relating to public construction contracts.

Bill read third time.

Motion to Amend

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

**Further Consideration of Senate Bill No. 959, as Amended,
by Unanimous Consent**

Assembly Member Woods was granted unanimous consent to take up Senate Bill No. 959, as amended, without reference to file.

SENATE BILL NO. 959 (Hughes)—An act relating to emergency services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—2

Pacheco Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

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

NOES—2

Pacheco Thompson

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 391 (Rosenthal)—An act to amend Section 1367.10 of the Health and Safety Code, relating to health care coverage.

Bill read third time.

Motion to Amend

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

Further Consideration of Senate Bill No. 391, as Amended, by Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 391, as amended, without reference to file.

SENATE BILL NO. 391 (Solis)—An act to repeal Article 6 (commencing with Section 58105) of Chapter 1 of Part 1 of Division 21 of the Food and Agricultural Code, to amend Sections 95004 and 95030 of, and to add Section 95001.5 to, to amend Sections 104380, 106805, 115065, 115080, 120955, 121200, 121260, and 121305 of, to add Sections 110241, 120970, 121358, 123255, and 123279 to, to add Chapter 1.5 (commencing with Section 124450) to Part 4 of Division 106 of, to add and repeal Section 11793 of, and to repeal Sections 349.109, 104485, 104550, 104569, 120450, 121205, 121215, 121220, and 124950 of, the Health and Safety Code, to amend Section 12696.05 of, and to repeal Section 12699.50 of, the Insurance Code, and to amend Section 1372 of the Penal Code, to amend Sections 4643.5, 4681.1, 4681.3, 6600.05, 7228, 14094.3, 14105.31, 14105.33, 14132.22, 14154.15, 14163, 16809.5, 16909, 16945, and 16990.5, of, to add Sections 4418.1, 4418.7, 4433, 4596.5, 4639, 7200.06, 7200.07, 7202, 7204, 7229, 7230, 7231, 7232, 7233, 14005.75, 14005.76, 14005.82, 14005.83, 14005.84, 14005.88, 14005.89, 14011.4, 14029, 14067, 14093.07, 14093.09, 14109.6, 14133.14, 14138.5, 14459.5, 14459.7, and 17000.51 to, and to add and repeal Sections 14085.7, 14085.8, 14148.99, and 16997.1 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—1

Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—1

Thompson

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 512 (Committee on Insurance)—An act to amend Section 510 of the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:55 p.m.

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

SENATE BILL NO. 1320 (Hurt)—An act to repeal Section 43845 of the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Member Pringle, Runner, and Campbell, demanded a roll call.

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

AYES—47

Ackerman	Davis	Kuehl	Shelley
Alquist	Ducheny	Kuykendall	Strom-Martin
Aroner	Escutia	Lempert	Sweeney
Ashburn	Figueroa	Martinez	Thomson
Baca	Firestone	Mazzoni	Torlakson
Bowen	Frusetta	Migden	Villaraigosa
Brown	Gallegos	Murray	Vincent
Caldera	Goldsmith	Napolitano	Washington
Campbell	Havice	Ortiz	Wayne
Cardenas	Hertzberg	Papan	Wright
Cardoza	Honda	Perata	Mr. Speaker
Cunneen	Keeley	Scott	

NOES—15

Aguiar	Brewer	McClintock	Pringle
Baldwin	Granlund	Morrow	Runner
Baugh	House	Olberg	Thompson
Bordonaro	Leonard	Oller	

Senate Bill No. 1320 ordered reprinted.

Further Consideration of Senate Bill No. 1320, as Amended, by Unanimous Consent

Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 1320, as amended, without reference to file.

SENATE BILL NO. 1320 (Sher)—An act to and add Section 57004 of the Health and Safety Code, and to amend Section 4 of Chapter 1428 of the Statutes of 1985, relating to environmental protection.

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

Bill passed by the following vote:

AYES—57

Aguiar	Figueroa	Martinez	Strom-Martin
Alquist	Firestone	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Takasugi
Baca	Gallegos	Morrissey	Thomson
Baldwin	Goldsmith	Murray	Torlakson
Bowen	Granlund	Napolitano	Villaraigosa
Brown	Havice	Olberg	Vincent
Caldera	Hertzberg	Ortiz	Washington
Campbell	Honda	Pacheco	Wayne
Cardenas	Keeley	Perata	Woods
Cardoza	Kuehl	Prenter	Wright
Cunneen	Kuykendall	Richter	Mr. Speaker
Davis	Lempert	Runner	
Ducheny	Machado	Scott	
Escutia	Margett	Shelley	

NOES—11

Alby	Bordonaro	Leach	Papan
Battin	Bowler	Morrow	Thompson
Baugh	Brewer	Oller	

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Assembly Member Pringle announced that he would withhold unanimous consent on any requests to take up measures without reference to file, that are not Budget trailer bills.

RE-REFERENCE OF BILLS

Assembly Member Murray requested unanimous consent that Assembly Constitutional Amendment No. 69 be re-referred from the Committee on Appropriations to the Committee on Transportation.

Assembly Member Battin withheld unanimous consent.

JOINT RULE 30 SUSPENDED

Joint Rule 30 was suspended, as it relates to the Conference Committee Report on Senate Bill No. 60 for the purpose of permitting consideration of the report prior to its being in print and being noticed in the Daily File for not less than one legislative day.

Joint Rule 30 Suspended; by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	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	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poohigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 60 (As proposed by the Conference Committee)—An act to repeal Section 8879.4 of the Government Code, and to amend Sections 180.7 and 30796.7 of, to add Sections 188.5, 188.10, 188.14, 30604.5, 30685, and 30796.9 to, to add Chapter 4.5 (commencing with Section 31000) to Division 17 of, and to repeal Section 31010 of, the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Migden.

Report adopted by the following vote:

AYES—68

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

NOES—4

Bowen	Havice	McClintock	Thompson
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RECESS

By unanimous consent, at 7:25 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 8:51 p.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 1997

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

Assembly Bill No. 783	Assembly Bill No. 1582
Assembly Bill No. 1577	Assembly Bill No. 1585
Assembly Bill No. 1579	Assembly Bill No. 1589

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, August 11, 1997

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

- Assembly Bill No. 1576
- Assembly Bill No. 1584
- Assembly Bill No. 1586

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.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bowen was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1582, without reference to file.

ASSEMBLY BILL NO. 1582 (Bowen)—An act to amend Section 8174 of the Government Code, and to amend Section 85.2 of the Harbors and Navigation Code, relating to parks and recreation, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	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	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

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

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	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	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Pringle was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1589, without reference to file.

ASSEMBLY BILL NO. 1589 (Pringle)—An act to amend Sections 97.2, 97.3, and 97.37 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—62

Ackerman	Cardoza	Margett	Richter
Aguiar	Davis	Martinez	Runner
Alby	Ducheny	Mazzoni	Scott
Alquist	Escutia	Migden	Sweeney
Ashburn	Figueroa	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Villaraigosa
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Olberg	Wayne
Bowen	House	Oller	Wildman
Bowler	Keeley	Pacheco	Woods
Brewer	Knox	Papan	Wright
Caldera	Kuehl	Perata	Mr. Speaker
Campbell	Leonard	Poochigian	
Cardenas	Machado	Pringle	

NOES—7

Aroner	Leach	Ortiz	Torlakson
Brown	Lempert	Strom-Martin	

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

AYES—62

Ackerman	Cardoza	Margett	Richter
Aguiar	Davis	Martinez	Runner
Alby	Ducheny	Mazzoni	Scott
Alquist	Escutia	Migden	Sweeney
Ashburn	Figueroa	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Villaraigosa
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Olberg	Wayne
Bowen	House	Oller	Wildman
Bowler	Keeley	Pacheco	Woods
Brewer	Knox	Papan	Wright
Caldera	Kuehl	Perata	Mr. Speaker
Campbell	Leonard	Poochigian	
Cardenas	Machado	Pringle	

NOES—7

Aroner	Leach	Ortiz	Torlakson
Brown	Lempert	Strom-Martin	

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Strom-Martin was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1579, without reference to file.

ASSEMBLY BILL NO. 1579 (Strom-Martin)—An act to amend Section 48980 of, and to add Article 7.5 (commencing with Section 44579) to Chapter 3 of Part 25 of, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

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

AYES—77

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

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Brown was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 783, without reference to file.

ASSEMBLY BILL NO. 783 (Brown)—An act to amend Section 25761 of, and to add Section 25761.1 to, the Business and Professions Code, relating to alcoholic beverages.

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

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

The roll was opened.

Call of the Assembly

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

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

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1577, without reference to file.

ASSEMBLY BILL NO. 1577 (Ducheny)—An act to add Chapter 10.3 (commencing with Section 18940) to Part 6 of Division 9 of, and to add and repeal Article 5.5 (commencing with Section 12220) to Chapter 3 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:50 p.m.

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Prenter was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1584, without reference to file.

ASSEMBLY BILL NO. 1584 (Prenter)—An act to amend Section 30063 of, to add and repeal Section 30064.1 of, and to repeal Chapter 6.7 (commencing with Section 30061) of Division 3 of Title 3 of, the Government Code, relating to local governmental funding, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—1

Floyd

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

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	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	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—1

Floyd

Above bill ordered enrolled.

RECESS

By unanimous consent, at 9:56 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 9:59 p.m., the Assembly reconvened.

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

CONSIDERATION OF SENATE BILL NO. 226 WITHOUT REFERENCE TO FILE

Assembly Member Migden was granted unanimous consent to take up Senate Bill No. 226, without reference to file, for purpose of amendment.

SENATE BILL NO. 226 (Kopp)—An act to amend Sections 188.5, 30913, 30914, and 31050 of, to repeal Section 30881 of, and to add Chapter 4.3 (commencing with Section 30950) to Division 17 of, the Streets and Highways Code, relating to transportation.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 226, as Amended, by Unanimous Consent

Assembly Member Migden was granted unanimous consent to take up Senate Bill No. 226, as amended, without reference to file.

SENATE BILL NO. 226 (Kopp)—An act to amend Sections 188.5, 188.14, 30913, 30914, and 31050 of, to repeal Section 30881 of, and to add Chapter 4.3 (commencing with Section 30950) to Division 17 of, the Streets and Highways Code, relating to transportation.

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

Call of the Assembly

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

Motion carried. Time, 10:09 p.m.

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1576, without reference to file.

ASSEMBLY BILL NO. 1576 (Bustamante)—An act to add and repeal Chapter 10.1 (commencing with Section 18930) of Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

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

NOES—9

Ackerman	Leonard	Olberg
Baldwin	McClintock	Oller
House	Morrow	Thompson

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

AYES—66

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

NOES—9

Ackerman	Leonard	Olberg
Baldwin	McClintock	Oller
House	Morrow	Thompson

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 226**

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

Senate Bill No. 226 passed by the following vote:

AYES—42

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

NOES—29

Ackerman	Bowler	Leonard	Pringle
Aguiar	Brewer	Margett	Runner
Ashburn	Campbell	McClintock	Takasugi
Baldwin	Firestone	Miller	Thompson
Battin	Granlund	Morrow	Woods
Baugh	Havice	Olberg	
Bordonaro	House	Oller	
Bowen	Kuykendall	Poochigian	

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

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

Assembly Bill No. 1086

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.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1086, without reference to file.

ASSEMBLY BILL NO. 1086 (Mazzoni)—An act to amend Sections 44755 and 44757 of, to amend the heading of Chapter 3.45 (commencing with Section 44755) of Part 25 of, to add Sections 44757.1, 44757.2, 44757.3, 44757.4, and 44757.5 to, to add and repeal Chapter 3.46 (commencing with Section 44758) of Part 25 of, and to repeal Section 44756 of, the Education Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—2

- | | |
|------------|----------|
| McClintock | Thompson |
|------------|----------|

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

AYES—75

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

NOES—2

McClintock Thompson

Above bill ordered enrolled.

SENATE BILL NO. 1095 WITHDRAWN FROM COMMITTEE

Assembly Member Mazzoni was granted unanimous consent that Senate Bill No. 1095 be withdrawn from the Committee on Appropriations for the purpose of amendment, without reference to file.

SENATE BILL NO. 1095 (Lockyer)—An act to amend Section 42238.18 of, add Part 26.95 (commencing with Section 47750) to, the Education Code, relating to pupils, 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.

At 10:42 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

Further Consideration of Senate Bill No. 1095, as Amended by Unanimous Consent

Assembly Member Mazzoni was granted unanimous consent to take up Senate Bill No. 1095, as amended, without reference to file.

SENATE BILL NO. 1095 (Lockyer)—An act to add Part 26.95 (commencing with Section 47750) to the Education Code, relating to pupils, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Pacheco	Washington
Campbell	Kuehl	Papan	Wayne
Cardenas	Kuykendall	Perata	Wildman
Cardoza	Leach	Poohigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Machado	Pringle	

NOES—10

Ashburn	Firestone	Leonard	Thompson
Baugh	Granlund	Olberg	
Bowler	House	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Pacheco	Washington
Campbell	Kuehl	Papan	Wayne
Cardenas	Kuykendall	Perata	Wildman
Cardoza	Leach	Poohigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Machado	Pringle	

NOES—10

Ashburn	Firestone	Leonard	Thompson
Baugh	Granlund	Olberg	
Bowler	House	Oller	

Bill ordered transmitted to the Senate immediately.

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

SENATE BILL NO. 271 (Thompson)—An act to amend Sections 25014.6 and 25017 of the Corporations Code, relating to securities.

Bill read third time.

Motion to Amend

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

Further Consideration of Senate Bill No. 271, as Amended, by Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 271, as amended, without reference to file.

SENATE BILL NO. 271 (Thompson)—An act to repeal, and to add, repeal, and add Section 6217 of, to add Section 6217.1 to, and to add Chapter 3.2 (commencing with Section 6230) to Part 1 of Division 6 of, the Public Resources Code, relating to State Lands Commission revenues, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

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

Assembly Bill No. 219

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.

Senate Chamber, August 7, 1997

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

Assembly Bill No. 1260

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.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bowler was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 219, without reference to file.

ASSEMBLY BILL NO. 219 (Alby)—An act to add Chapter 9 (commencing with Section 11840) to Part 1 of Division 3 of Title 2 of the Government Code, to amend Section 1248.4 of, and to add Section 1342.8 to the Health and Safety Code, relating to health care, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Bowler.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Ashburn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1260, without reference to file.

ASSEMBLY BILL NO. 1260 (Ashburn)—An act to add Sections 11251.3 and 17012.5 to the Welfare and Institutions Code, relating to human services.

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

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

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

AYES—55

Ackerman	Davis	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alquist	Firestone	Machado	Runner
Ashburn	Frusetta	Margett	Scott
Baca	Gallegos	McClintock	Shelley
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Napolitano	Thomson
Bowler	House	Olberg	Vincent
Brewer	Keeley	Oller	Wayne
Brown	Knox	Pacheco	Woods
Caldera	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—17

Aroner	Martinez	Perata	Wildman
Bowen	Mazzoni	Strom-Martin	Wright
Floyd	Migden	Torlakson	
Honda	Murray	Villaraigosa	
Kuehl	Ortiz	Washington	

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 1997

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

- Assembly Bill No. 1583
- Assembly Bill No. 1591
- Assembly Bill No. 1593

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.

August 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 1299 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No.1583, without reference to file.

ASSEMBLY BILL NO. 1583 (Shelley)—An act to amend Section 39612 of the Health and Safety Code, relating to air pollution.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:13 p.m.

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1586, without reference to file.

ASSEMBLY BILL NO. 1586 (Wright)—An act to amend Section 4106 of the Food and Agricultural Code, to amend Sections 12650, 12652, and 15372.118 of, to repeal Sections 15372.108 and 15372.121 of, and to add Section 54238.7 to, the Government Code, to amend Section 1356 of the Health and Safety Code, to add Section 1161 to the Labor Code, and to amend Section 1313 of, to add Section 88 to, and to repeal Chapter 5 (commencing with Section 1310) of Division 6 of, the Military and Veterans Code, and to repeal Section 19559 of the Revenue and Taxation Code, relating to state administration, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

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

NOES—1

McClintock

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

AYES—65

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

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1586: Assembly Member Wildman, from “No” to “Not Voting”.

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1591, without reference to file.

ASSEMBLY BILL NO. 1591 (House)—An act to amend Section 9250.1 of, and to amend, repeal, and add Section 9255 of, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:22 p.m.

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Machado was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1593, without reference to file.

ASSEMBLY BILL NO. 1593 (Machado)—An act to amend Section 12657 of, and to add Sections 12670.10 and 12670.12 to, the Water Code, relating to water, and declaring the urgency, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

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

NOES—3

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

AYES—69

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

NOES—3

Baldwin	McClintock	Morrow
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Above bill ordered enrolled.

REQUEST TO TAKE UP ASSEMBLY BILL NO. 1039, OUT OF ORDER

Assembly Member Caldera requested unanimous consent to take up Assembly Bill No. 1039, out of order.

Unanimous consent was withheld.

Motion to Take Up Assembly Bill No. 1039, Out of Order

Assembly Member Caldera moved to take up Assembly Bill No. 1039, out of order.

ORDERS OF THE DAY DEMANDED

Assembly Member Pringle demanded the Orders of the Day.

Point of Order

Assembly Member Bowen arose to the following point of order:

Until the Caldera motion to take up Assembly Bill No. 1039, out of order, is disposed of, the demand for the Orders of the Day is not in order.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled that a second to the motion by Assembly Member Caldera had not been recognized and the motion is therefore, not in order.

At 11:34 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is it not true that Budget trailer bills are designated by the House and that a demand for the Orders of the Day pertains to all bills in order, and not specifically Budget related bills?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a demand for the Orders of the Day requires orderly procession through the daily file.

DEMAND FOR ORDERS OF THE DAY WITHDRAWN

Assembly Member Pringle withdrew his demand for the Orders of the Day.

**TWO HUNDRED FIFTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, August 12, 1997

At 12 midnight.

Speaker pro Tempore Sheila James Kuehl presiding.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1997

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

Assembly Bill No. 751

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.

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

SENATE BILL NO. 376 (Greene)—An act to add and repeal Article 6 (commencing with Section 35790) of Chapter 4 of Part 21 of the Education Code, and to repeal Sections 1 and 2 of Chapter 1229 of the Statutes of 1988, relating to school districts, and making an appropriation therefor.

Bill read third time.

Motion to Amend

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

Point of Order

Assembly Member Aguiar arose to the following point of order:
Assembly Member Martinez is not debating the merits of the proposed Davis amendments to Senate Bill No. 376.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken.
The question being on the proposed Davis amendments to Senate Bill No. 376.

Davis amendments adopted by the following vote:

AYES—36

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

NOES—33

Ackerman	Cunneen	Margett	Poochigian
Aguiar	Firestone	Martinez	Pringle
Ashburn	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Morrow	Woods
Bowler	Kuykendall	Olberg	
Brewer	Leach	Oller	
Campbell	Leonard	Pacheco	

Senate Bill No. 376 ordered reprinted.

Request to Take Up Senate Bill No. 376 Without Reference to File

Assembly Member Davis requested unanimous consent to take up Senate Bill No. 376, as amended, without reference to file.

Assembly Member Martinez withheld unanimous consent.

Objection Withdrawn

Assembly Member Martinez withdrew her objection to the request by Assembly Member Davis.

**Further Consideration of Senate Bill No. 376, as Amended,
by Unanimous Consent**

Assembly Member Davis was granted unanimous consent to take up Senate Bill No. 376, as amended, without reference to file.

SENATE BILL NO. 376 (Alpert)—An act to amend and repeal Sections 48431.6, 48431.7, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 3 (commencing with Section 54660) and Article 4.5 (commencing with Section 54685) of, Chapter 9 of Part 29 of, to repeal Chapter 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:22 a.m.

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

MESSAGES FROM THE SENATE

Senate Chamber, August 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. 245
Senate Bill No. 668

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

Senate Chamber, August 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. 386
Senate Bill No. 391

Senate Bill No. 578
Senate Bill No. 1320

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

Senate Chamber, August 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. 226
Senate Bill No. 271

Senate Bill No. 959
Senate Bill No. 1095

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

Senate Chamber, August 11, 1997

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

Senate Bill No. 151.

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

Senate Chamber, August 11, 1997

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

Assembly Bill No. 1592

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.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Leonard was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1592, without reference to file.

ASSEMBLY BILL NO. 1592 (Leonard)—An act to amend Section 17053.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax-levy.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:41 a.m.

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

CAUCUS ANNOUNCEMENTS

At 12:42 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

At 12:52 a.m., Assembly Member Shelley announced that the Democratic Caucus would meet in the Assembly Lounge.

RECESS

By unanimous consent, at 12:42 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 1:17 a.m., the Assembly reconvened.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1592**

At 1:17 a.m., on motion of Assembly Member Leonard, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:33 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 305**

At 1:36 a.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 305 refused passage by the following vote:

AYES—49

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

NOES—25

Ackerman	Bordonaro	McClintock	Pringle
Aguiar	Bowler	Miller	Runner
Alby	Brewer	Morrow	Thompson
Ashburn	Campbell	Olberg	Woods
Baldwin	Granlund	Oller	
Battin	Leonard	Pacheco	
Baugh	Margett	Poochigian	

**Motion to Reconsider Senate Bill No. 305
on Next Legislative Day**

Assembly Member Firestone moved to reconsider on the next legislative day the vote whereby Senate Bill No. 305 was this day refused passage.

Senate Bill No. 305 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 903**

At 1:37 a.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.

Senate Bill No. 903 passed 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
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—30

Ackerman	Brewer	Margett	Prenter
Alby	Campbell	McClintock	Pringle
Ashburn	Firestone	Miller	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Kuykendall	Oller	Woods
Bordonaro	Leach	Pacheco	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 248**

At 1:37 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:37 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
DUCHENY AMENDMENTS TO SENATE BILL NO. 512**

At 1:37 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:38 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE
IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 783**

At 1:38 a.m., on motion of Assembly Member Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 783 by the following vote:

AYES—56

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

NOES—18

Ackerman	Brewer	McClintock	Poochigian
Alby	Campbell	Miller	Pringle
Ashburn	Floyd	Morrow	Richter
Baldwin	Leonard	Oller	
Baugh	Margett	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 783: Assembly Member Takasugi, from "No" to "Aye".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 1577**

At 1:38 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:38 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1583**

At 1:38 a.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:39 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 1591**

At 1:39 a.m., on motion of Assembly Member House, 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. 1591 adopted by the following vote:

AYES—55

Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Bowen	Granlund	Morrissey	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Campbell	House	Oller	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Cunneen	Kuehl	Poochigian	Wildman
Davis	Kuykendall	Prenter	Wright
Ducheny	Leach	Pringle	Mr. Speaker
Escutia	Lempert	Runner	

NOES—12

Ackerman	Bordonaro	Havice	Morrow
Baldwin	Caldera	Leonard	Richter
Baugh	Goldsmith	McClintock	Thompson

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

AYES—55

Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Bowen	Granlund	Morrissey	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Campbell	House	Oller	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Cunneen	Kuehl	Poochigian	Wildman
Davis	Kuykendall	Prenter	Wright
Ducheny	Leach	Pringle	Mr. Speaker
Escutia	Lempert	Runner	

NOES—12

Ackerman	Bordonaro	Havice	Morrow
Baldwin	Caldera	Leonard	Richter
Baugh	Goldsmith	McClintock	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 1591: Assembly Member Scott, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 376

At 1:40 a.m., on motion of Assembly Member Davis, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:40 a.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1592

At 1:47 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:48 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 376**

At 1:50 a.m., on motion of Assembly Member Pringle, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:50 a.m.

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

CAUCUS ANNOUNCEMENTS

At 1:50 a.m., by unanimous consent the Democratic Caucus was permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 1:51 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 1:55 a.m., the Assembly reconvened.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1592**

At 1:56 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 2:02 a.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1592

At 2:14 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1592 by the following vote:

AYES—55

Ackerman	Ducheny	Mazzoni	Scott
Alquist	Escutia	Miller	Strom-Martin
Ashburn	Figueroa	Morrow	Sweeney
Battin	Firestone	Murray	Takasugi
Baugh	Gallegos	Napolitano	Thompson
Bordonaro	Granlund	Olberg	Thomson
Bowler	Hertzberg	Oller	Torlakson
Brewer	Honda	Ortiz	Villaraigosa
Brown	House	Pacheco	Vincent
Campbell	Keeley	Papan	Washington
Cardenas	Kuykendall	Perata	Woods
Cardoza	Lempert	Poochigian	Wright
Cunneen	Leonard	Pringle	Mr. Speaker
Davis	Machado	Runner	

NOES—16

Aguiar	Caldera	Leach	Migden
Aroner	Floyd	Margett	Morrissey
Baldwin	Frusetta	Martinez	Prenter
Bowen	Havice	McClintock	Wildman

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 248

At 2:16 a.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 248 refused passage by the following vote:

AYES—36

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

NOES—40

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cardoza	Leonard	Poochigian
Ashburn	Cunneen	Machado	Prenter
Baldwin	Firestone	Margett	Pringle
Battin	Frusetta	McClintock	Runner
Baugh	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Wayne
Bowler	House	Olberg	Woods

**Motion to Reconsider Senate Bill No. 248
on Next Legislative Day**

Assembly Member Murray moved to reconsider on the next legislative day the vote whereby Senate Bill No. 248 was this day refused passage.

Senate Bill No. 248 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
DUCHENY AMENDMENTS TO SENATE BILL NO. 512**

At 2:17 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Ducheny amendments to Senate Bill No. 512 refused adoption by the following vote:

AYES—30

Alquist	Gallegos	Napolitano	Vincent
Aroner	Havice	Ortiz	Washington
Baca	Honda	Perata	Wayne
Brown	Keeley	Shelley	Wildman
Caldera	Knox	Strom-Martin	Wright
Ducheny	Kuehl	Sweeney	Mr. Speaker
Escutia	Lempert	Torlakson	
Figueroa	Migden	Villaraigosa	

NOES—40

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

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Ducheny to Senate Bill No. 512: Assembly Member Hertzberg, from "Aye" to "Not Voting".

**Motion to Reconsider Proposed Amendments to Senate Bill No. 512
on Next Legislative Day**

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby her proposed amendments to Senate Bill No. 512 were this day refused adoption.

Senate Bill No. 512 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 1577**

At 2:17 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 1577 by the following vote:

AYES—48

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

NOES—25

Ackerman	Campbell	Miller	Richter
Ashburn	Granlund	Morrow	Runner
Baldwin	House	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bordonaro	Leonard	Pacheco	
Bowler	Margett	Poochigian	
Brewer	McClintock	Pringle	

**Motion to Reconsider Assembly Bill No. 1577
on Next Legislative Day**

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Senate amendments which contain an urgency clause to Assembly Bill No. 1577 were this day refused concurrence.

Assembly Bill No. 1577 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1583**

At 2:18 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 2:18 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1583**

At 2:20 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 1583 by the following vote:

AYES—38

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

NOES—27

Ackerman	Bowler	Margett	Prenter
Aguiar	Brewer	McClintock	Pringle
Ashburn	Campbell	Miller	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bordonaro	Leonard	Poochigian	

**Motion to Reconsider Assembly Bill No. 1583
on Next Legislative Day**

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 1583 were this day refused concurrence.

Assembly Bill No. 1583 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 376

At 2:21 a.m., on motion of Assembly Member Leonard, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 376 refused passage by the following vote:

AYES—38

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

NOES—32

Ackerman	Campbell	Leach	Olberg
Aguiar	Cunneen	Leonard	Oller
Ashburn	Firestone	Margett	Poochigian
Battin	Frusetta	Martinez	Pringle
Baugh	Goldsmith	McClintock	Runner
Bordonaro	Granlund	Miller	Takasugi
Bowler	House	Morrissey	Thompson
Brewer	Kuykendall	Morrow	Woods

Motion to Reconsider Senate Bill No. 376 on Next Legislative Day

Assembly Member Davis moved to reconsider on the next legislative day the vote whereby Senate Bill No. 376 was this day refused passage.

Senate Bill No. 376 ordered to the unfinished business file.

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.

Senate Bill No. 219, on request of Assembly Member Torlakson.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 620, 949, and 452, were continued until the next legislative day.

VOTE ADDS

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

Assembly Bill No. 1418 and Urgency: Alby, Bowler, Caldera, Cunneen, Figueroa, Goldsmith, Granlund, Kuykendall, Martinez, Olberg, Richter, and Vincent—Aye; Baugh—No.

Senate Bill No. 210: Alby, Caldera, Goldsmith, Martinez, and Vincent—Aye; Bowler, Olberg, and Richter—No.

Senate Bill No. 294: Alby, Bowler, Caldera, Goldsmith, Martinez, Olberg, Richter, Thomson, and Vincent—Aye.

Senate Bill No. 594 and Urgency: Alby, Bowler, Caldera, Goldsmith, Martinez, Olberg, Richter, and Vincent—Aye.

Senate Bill No. 805: Alby, Caldera, Goldsmith, Martinez, Olberg, Richter, and Vincent—Aye.

Senate Bill No. 407: Alby, Baldwin, Martinez, Olberg, Richter, Runner, and Vincent—Aye.

Senate Bill No. 475: Aguiar, Alby, Campbell, Martinez, and Vincent—Aye; Olberg and Richter—No.

Senate Bill No. 454: Aguiar, Alby, Campbell, Machado, Olberg, Richter, Vincent, Wildman, and Wright—Aye; Martinez—No.

Senate Bill No. 388: Aguiar, Alby, Caldera, Martinez, Olberg, Richter, and Vincent—Aye; Mazzoni—No.

Senate Bill No. 259: Alby, Caldera, Martinez, Olberg, Richter, Shelley, Villaraigosa, Vincent, and Wright—Aye.

Senate Bill No. 299: Alby, Caldera, Richter, Scott, Villaraigosa, and Vincent—Aye; Martinez—No.

Senate Bill No. 306: Alby, Caldera, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 496: Alby, Bowen, Brewer, Caldera, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 631: Alby, Baugh, Caldera, Granlund, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 435 and Urgency: Caldera, Granlund, Martinez, and Vincent—Aye; Alby, Baugh, Goldsmith, Morrow, and Richter—No.

Senate Bill No. 1020: Alby, Baldwin, Caldera, Goldsmith, Martinez, Richter, and Vincent—Aye; Baugh—No.

Senate Bill No. 105: Alby, Baugh, Caldera, Goldsmith, Martinez, Pacheco, Richter, and Vincent—Aye.

Senate Concurrent Resolution No. 13: Caldera, Granlund, Martinez, and Vincent—Aye; Aguiar, Alby, Baugh, Goldsmith, Poochigian, and Richter—No.

Senate Bill No. 626: Alby, Goldsmith, Granlund, Martinez, Morrow, Olberg, Richter, and Vincent—Aye; Baugh and Caldera—No.

Senate Bill No. 1262: Alby, Baugh, Caldera, Goldsmith, Granlund, Richter, and Vincent—Aye.

Senate Bill No. 788: Alby, Battin, Baugh, Caldera, Goldsmith, Granlund, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 674: Caldera, Goldsmith, Granlund, Martinez, and Vincent—Aye; Baugh and Richter—No.

Senate Bill No. 629: Aguiar, Goldsmith, Martinez, and Vincent—Aye; Baugh, Campbell, Prenter, and Richter—No.

Senate Bill No. 359: Granlund, Martinez, Richter, and Vincent—Aye; Caldera—No.

Senate Bill No. 508: Baugh, Granlund, Martinez, Richter, and Vincent—Aye; Havice—No.

Senate Concurrent Resolution No. 27: Baugh, Caldera, Martinez, Mazzoni, Richter, and Vincent—Aye.

Senate Bill No. 4: Baugh, Caldera, Goldsmith, Granlund, Mazzoni, Richter, and Vincent—Aye; Martinez and Migden—No.

Senate Bill No. 189: Baca, Baugh, Caldera, Martinez, Mazzoni, Richter, Shelley, and Vincent—Aye; Granlund—No.

Senate Bill No. 509 and Urgency: Baca, Baugh, Goldsmith, Granlund, Machado, Martinez, Richter, Villaraigosa, and Vincent—Aye.

Senate Bill No. 651 and Urgency: Baugh, Caldera, Martinez, Mazzoni, Richter, and Vincent—Aye.

Senate Bill No. 699: Baugh, Caldera, Granlund, Martinez, Olberg, Richter, Vincent, and Wright—Aye.

Senate Bill No. 1277: Baugh, Caldera, Martinez, Miller, Papan, Richter, Thomson, and Vincent—Aye.

Senate Concurrent Resolution No. 40: Caldera, Cunneen, Martinez, Papan, Prenter, Thomson, and Vincent—Aye; Baugh, Goldsmith, Olberg, and Richter—No.

Senate Bill No. 578 and Urgency: Ashburn, Baugh, Caldera, Cunneen, Goldsmith, Martinez, Morrissey, Richter, Thomson, and Vincent—Aye.

Senate Bill No. 1315: Aguiar, Ashburn, Battin, Baugh, Caldera, Cunneen, Goldsmith, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 53: Ashburn, Caldera, Cunneen, Firestone, Goldsmith, Martinez, Morrissey, Morrow, Olberg, and Vincent—Aye; Granlund and Richter—No.

Senate Concurrent Resolution No. 42: Ashburn, Battin, Caldera, Cunneen, Goldsmith, Martinez, Pacheco, Poochigian, Richter, Shelley, and Vincent—Aye.

Senate Bill No. 389: Cunneen, Goldsmith, Honda, Poochigian, Richter, and Vincent—Aye; Baugh and Martinez—No.

Senate Bill No. 151: Baugh, Caldera, Cardoza, Kuykendall, Poochigian, Richter, Shelley, and Vincent—Aye; Martinez—No.

Senate Bill No. 544: Baugh, Brown, Caldera, Davis, Goldsmith, Honda, McClintock, Poochigian, Richter, Vincent, and Wayne—Aye; Martinez and Sweeney—No.

Senate Bill No. 571: Baugh, Brown, Caldera, Goldsmith, McClintock, Poochigian, Richter, and Vincent—Aye; Martinez, Shelley, and Sweeney—No.

Senate Bill No. 1299: Brown, Caldera, Martinez, and Vincent—Aye; Baugh, Goldsmith, Margett, McClintock, Poochigian, and Richter—No.

Senate Bill No. 593: Brewer, Caldera, Cunneen, Firestone, Goldsmith, Martinez, and Vincent—Aye; Baugh, Margett, McClintock, Pacheco, and Richter—No.

Senate Bill No. 997 and Urgency: Baugh, Caldera, Goldsmith, Margett, Martinez, Olberg, Poochigian, Richter, Shelley, Vincent, and Wright—Aye; McClintock—No.

Senate Bill No. 145: Baugh, Cunneen, Kuykendall, Margett, Martinez, McClintock, Morrissey, Prenter, Scott, and Vincent—Aye; Campbell, Goldsmith, Pacheco, and Richter—No.

Senate Bill No. 243 and Urgency: Baugh, Martinez, McClintock, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 447: Caldera, Martinez, and Vincent—Aye; Baugh, McClintock, Pacheco, Poochigian, and Richter—No.

Senate Bill No. 688: Ashburn, Baugh, Caldera, Cunneen, Martinez, Pacheco, Poochigian, Richter, Shelley, and Vincent—Aye.

Senate Bill No. 671: Ashburn, Baugh, Caldera, Martinez, McClintock, Pacheco, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 132: Baugh, Caldera, Martinez, Pacheco, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 1080: Baugh, Caldera, Havice, Martinez, Pacheco, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 517: Alquist, Baugh, Honda, Machado, Pacheco, and Richter—Aye; Caldera, Martinez, Sweeney, Thomson, and Vincent—No.

Senate Bill No. 780: Bowen, Caldera, Cardenas, Granlund, Honda, Machado, Martinez, Mazzoni, Richter, and Vincent—Aye; Baugh, Goldsmith, and Morrow—No.

Senate Bill No. 602: Aguiar, Brewer, Caldera, Machado, Martinez, Olberg, Scott, Sweeney, and Vincent—Aye; Baugh and Richter—No.

Senate Bill No. 1224 and Urgency: Baugh, Caldera, Richter, and Vincent—Aye.

Senate Bill No. 1255: Baugh, Caldera, Richter, and Vincent—Aye.

Senate Bill No. 467: Baugh, Caldera, Cardenas, Granlund, Olberg, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 80: Baugh, Caldera, Granlund, Richter, and Vincent—Aye.

Senate Bill No. 464: Baugh, Caldera, Campbell, Richter, and Vincent—Aye.

Assembly Bill No. 611, Urgency and Concurrence: Baugh, Bowen, Caldera, Martinez, Richter, and Vincent—Aye.

Assembly Bill No. 1126, Concurrence: Baugh, Caldera, Martinez, and Richter—Aye; Bowen, Sweeney, and Vincent—No.

Assembly Bill No. 440, Concurrence: Baugh, Bowen, Caldera, Martinez, Richter, and Vincent—Aye.

Assembly Bill No. 170, Concurrence: Baugh, Bowen, Caldera, Davis, Martinez, Richter, and Vincent—Aye.

Assembly Bill No. 300, Concurrence: Caldera, Martinez, and Vincent—Aye; Baugh and Richter—No.

Assembly Bill No. 38, Concurrence: Bowen, Caldera, Martinez, and Vincent—Aye; Baugh, Olberg, and Richter—No.

Senate Bill No. 682: Caldera—Aye; Baugh and Richter—No.

Senate Bill No. 269: Caldera and Vincent—Aye; Baugh and Richter—No.

Assembly Bill No. 107, Urgency and Conference Report: Baugh, Caldera, Hertzberg, House, and Vincent—Aye.

Senate Bill No. 386: Baugh, Caldera, and Vincent—Aye.

Senate Bill No. 959 and Urgency: Baugh, Caldera, Thomson, and Vincent—Aye.

Senate Bill No. 391 and Urgency: Caldera and Vincent—Aye.

Senate Bill No. 1320, Escutia Amendments: Ackerman, Caldera, Cardenas, Hertzberg, Napolitano, Papan and Vincent—Aye; Aguiar, Baugh, Granlund, and Olberg—No.

Senate Bill No. 1320: Caldera, Hertzberg, Prenter and Vincent—Aye; Baugh and Leach—No.

Senate Bill No. 60, Conference Report: Baldwin, Bowler, Caldera, Lempert, Morrow, Oller, Papan, and Vincent—Aye; Havice—No.

Assembly Bill No. 1582, Urgency and Concurrence: Cardenas, Machado, Napolitano, Thomson, and Vincent—Aye.

Assembly Bill No. 1589, Urgency and Concurrence: Battin and Wright—Aye; Lempert—No.

Assembly Bill No. 1579, Urgency and Concurrence: Gallegos, Thomson, and Wright—Aye.

Senate Bill No. 1584, Urgency and Concurrence: Olberg—Aye.

Senate Bill No. 1576, Urgency and Concurrence: Granlund—Aye.

Assembly Bill No. 1086, Urgency and Concurrence: Granlund—Aye.

Senate Bill No. 1095 and Urgency: Aguiar, Miller, and Poochigian—Aye; Granlund and Oller—No.

Senate Bill No. 271 and Urgency: Prenter—Aye.

Assembly Bill No. 219, Urgency and Concurrence: Cunneen—Aye.

Assembly Bill No. 1260, Concurrence: Knox—Aye.

Assembly Bill No. 1586, Concurrence: Havice and Torlakson—Aye.

Assembly Bill No. 1592, Concurrence: Olberg—Aye.

MOTION TO ADJOURN

At 2:21 a.m., Assembly Member House moved that the Assembly do now adjourn.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:21 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Aguiar, of the 61st Assembly District, introduced John Boyle, teacher; and students, Drew Robinson, Tyrone Williams and Vicrum Tung, of Countrywood School, in Chino.

Assembly Member Napolitano, of the 58th Assembly District, introduced the following Members of Parliament of Ethiopia: Mr. Solomon Tesfay, Mr. Yelbu Lijalem Belew, and Ms. Hirut Birassa, Chairperson of Women's Affairs Committee, accompanied by Escort/Interpreter Arnold Daniels Jr.

ADJOURNMENT

At 2:22 a.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 1 p.m., Tuesday, August 12, 1997, out of respect to the memory of Elvis Nash, Sr., on motion of Assembly Member Bowen; out of respect to the memory of William Hirsch, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Harold W. Breithaupt, on motion of Assembly Member Mazzoni; out of respect to the memory of Victor Reed, on motion of Assembly Member Pringle; out of respect to the memory of Tiffany Kang, on motion of Assembly Member Scott; out of respect to the memory of Gregory Zapanta, on motion of Assembly Member Gallegos; out of respect to the memory of Donna Scheller, on motion of Assembly Member Campbell; and out of respect to the memory of Mary Yorba, on motion of Speaker pro Tempore Kuehl.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

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

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

AB	RN	SB	RN
66	970500	536	9720080
107	(Conf.)	542	9720404
		558	9720317
SB	RN	586	9719987
60	(Conf.)	653	9720510
	9720553	795	9720149
67	9719754	816	9720216
73	9719526	820	9720300
74	9720733	826	9720508
172	9720355	827	9720544
190	9719981	850	9720426
226	9720721 (Set 1)	959	9720693
226	9720820 (Set 2)	1081	9720287
238	9719907	1095	9720716
271	9720813	1102	9720111
386	9720700	1271	9720282
391	9720695	1320	9720706
438	9718410	1329	9720497
442	9718706	1346	9720204
468	9720072		
471	9720562		

Daily Total:	37
Cumulative Total:	3026

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 12, 1997

The following measure was amended in the Assembly on this day:

	SB	RN
	376	9720718
Daily Total:		1
Cumulative Total:		3027

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

	SB	RN
	512	9720704

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