

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 2, 1997

**ONE HUNDRED THIRTIETH SESSION DAY
TWO HUNDRED SEVENTY-FIFTH 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
Tuesday, September 2, 1997

The Assembly met at 11 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 Floyd moved a quorum call of the Assembly. Motion carried. Time, 11:01 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 11:20 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—78:

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

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:

Lord, To those who are experiencing storms in their lives, You are the serene harbor. Renew a right spirit within us. Let us not be deceived by the perishable pleasures of this world, but rather strengthen us to desire the delight of the eternal treasures. We also pray this morning, Lord, for the repose of the souls of Princess Diana and the others killed this past weekend in that tragic accident. Give rest to their souls in a place of peace where there is no pain, grief or suffering. For You are a good and merciful God, and to You we send up all glory.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member House 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 Leonard, seconded by Assembly Member Shelley.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Alby.

(NOTE: For letter explaining the absence of Assembly Member Alby on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Friday, August 29, 1997.)

COMMUNICATIONS

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

September 2, 1997

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

Dear Speaker Bustamante: As a result of my appointment by President Clinton and confirmation by the U.S. Senate to the position of Managing Director and Chief Operating Officer of the Corporation for National and Community Service, I hereby respectfully submit my resignation as State Assembly Member for the 46th Assembly District, effective upon my acceptance of the federal appointment on September 2, 1997.

Sincerely,

LOUIS CALDERA

September 2, 1997

*The Honorable Pete Wilson
Governor State of California
State Capitol, First Floor
Sacramento, California*

Dear Governor Wilson: Pursuant to the Government Code and on behalf of the Speaker of the Assembly, The Honorable Cruz Bustamante, I am forwarding a letter of resignation from Assembly Member Louis Caldera. It is effective upon his acceptance of the federal appointment on Tuesday, September 2, 1997.

Sincerely,

E. DOTSON WILSON
Chief Clerk

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 66
Assembly Bill No. 1314

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, September 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 185
Assembly Bill No. 1614

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

REFERENCE OF BILLS TO COMMITTEE

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

<i>House</i>		<i>Committee</i>
<i>Resolution No.</i>		
44	-----	Rls.
<i>Senate Concurrent</i>		
<i>Resolution No.</i>		<i>Committee</i>
52	-----	Rls.
53	-----	Rls.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1112:

Figueroa, Villaraigosa, and Aguiar.

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 2, 1997

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(a)(9),(10),(11), as it relates to the following bills be granted:

Senate Bills Nos. 90, 1054, 1268, and 1305.

DON PERATA, Chairman

September 2, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(11) to allow the Committee on Health to meet between September 1 and September 12 be granted.

DON PERATA, Chairman

MESSAGES FROM THE SENATE

Senate Chamber, September 2, 1997

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

Senate Bill No. 376.

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

ADJOURN IN MEMORY

Assembly Member Thompson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his mother Lucille Gertrude Thompson and that the following statement be printed in the Journal:

Lucille Gertrude Thompson

I would like to have my mother's name added to the record for this day. She passed away Friday evening. Myself and my dear wife, were able to be there just before she passed away. It was expected, but it never is easy. She was a school teacher here in California for 11 years, in Walnut. Married to my father for 59 years. Four children, 26 grandchildren. She was born in Alberta, Canada, but at three years old, came to the United States. I will miss her as my family will. She lived with us for a year, three years ago. My father who lives with us presently who is blind, Dad, if you're listening, I love you, and I appreciate your love to me and my family, I know this is going to be difficult, but we will be there to support you. Thank you Members.

Assembly Member Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred Martinez, of Los Angeles.

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

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ella Weeks, of Healdsburg.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Duane Peterson, of West Sacramento.

Assembly Members Floyd and Mazzoni were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Abe F. Levy.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 659, on request of Assembly Member Sweeney;

Senate Bill No. 687, on request of Assembly Member Washington;

Assembly Bill No. 1092, on request of Assembly Member Goldsmith.

RECESS

By unanimous consent, at 11:33 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Leonard was joined by Speaker Bustamante in announcing that the Jesse Marvin Unruh Assembly Fellowship Program, is celebrating its Fortieth Anniversary of providing individuals with a unique opportunity to acquire a deeper understanding of the legislative process and public policy formation.

Assembly Member Leonard acknowledged the Assembly Fellows with a resolution and was joined by the Members of the Assembly in extending special commendation to the Assembly Fellowship Program with best wishes for continued success.

REASSEMBLED

At 11:35 a.m., the Assembly reconvened.

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

JOINT RULE 62(a) WAIVED

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1218, Assembly Constitutional Amendment No. 9, and Senate Bill No. 1161 for hearing in the Committee on Appropriations, on Wednesday, September 3, 1997, upon adjournment of Floor session at 2 p.m.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2 and placed upon the inactive file pursuant to Assembly Rule 78:

Senate Bill No. 136, on request of Assembly Member Escutia.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Perata announced his intention to request that Senate Bill No. 1014 be removed from the inactive file.

ADJOURN IN HONOR

Assembly Member Kaloogian was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of Ms. Manik Bokchalian, who became a U.S. citizen on August 29, 1997 at the age of 117.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 1191, 317, 330, 625, 393, 984, and 1292, on request of Assembly Member Gallegos.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Figueroa moved that Joint Rule 29.5 be suspended, to permit the Conference Committees on Assembly Bills Nos. 112 and 1126 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—66

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

NOES—None

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 1184, on request of Assembly Member Perata.

ADJOURN IN MEMORY

Assembly Member Woods was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Diana, Princess of Wales.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 1100, on request of Assembly Member Runner.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Wayne announced his intention to request that Senate Bill No. 453 be removed from the inactive file.

At 11:44 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Martinez:

Resolved, That Joint Rule 61(a)(9)(10)(11) be suspended to permit the Committee on Utilities and Commerce to meet, consider, and report Senate Bills Nos. 90, 1054, 1268, and 1305 for further action.

By Assembly Member Gallegos:

Resolved, That Joint Rule(a)(11) be suspended to permit the Committee on Health to meet between September 1 and September 12, 1997.

Resolutions read.

Request for Division of the Question

Assembly Member Leonard requested that the question be divided to permit consideration of the Resolution to Suspend Rules as it relates to the Committee on Health, separately.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that the question is divisible, as requested.

Request Withdrawn

Assembly Member Leonard withdrew his request for a division of the question.

The question being on the adoption of the Resolutions to Suspend Rules.

Resolutions adopted by the following vote:

AYES—70

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

NOES—None

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

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

Assembly Bills Nos. 1614 and 185, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 22—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XIII A thereof, relating to taxation.

Resolution read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Relative to parental notification of Megan's Law by school districts.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

ASSEMBLY CONCURRENT RESOLUTION NO. 74—Relative to Workplace Fitness Month.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

**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. 1081, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 48—An act to add Section 10214.8 to the Unemployment Insurance Code, relating to unemployment insurance, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 110—An act to amend Section 7056 of, to add Section 7206 to, to add a chapter heading to, and to add Chapter 2 (commencing with Section 7221) to, Part 1.5 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 230—An act to amend Section 41712 of the Health and Safety Code, relating to air pollution.

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

SENATE BILL NO. 273—An act to add and repeal Section 109281 of the Health and Safety Code, relating to prostate cancer.

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

SENATE BILL NO. 316—An act to add and repeal Chapter 7 (commencing with Section 99300) of Part 65 of the Education Code, relating to postsecondary education.

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

SENATE BILL NO. 328—An act to amend Section 12657 of, and to add Sections 12670.10, 12670.12, 12670.14, and 12670.16 to, the Water Code, relating to water.

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

SENATE BILL NO. 434—An act to add Sections 2602 and 2603 to the Penal Code, relating to prisoners.

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

SENATE BILL NO. 483—An act to add Chapter 1.5 (commencing with Section 1950) to Division 2.5 of the Welfare and Institutions Code, relating to juvenile justice, and making an appropriation therefor.

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

SENATE BILL NO. 527—An act to add add and repeal Sections 10232.2, 10232.93, and 10232.96 of the Insurance Code, relating to insurance.

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

SENATE BILL NO. 536—An act to amend Sections 6601.3, 6601.5, 6602, 6609.1, 6609.2, and 6609.3 of, to amend, repeal, and add Section 6604 of, and to add Section 6602.5 to, the Welfare and Institutions Code, relating to sexually violent predators.

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

SENATE BILL NO. 566—An act to add Chapter 8 (commencing with Section 51298) to Part 1 of Division 1 of Title 5 of the Government Code, relating to local government.

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

SENATE BILL NO. 657—An act to amend Sections 25501, 25501.4, 25503.3, and 25505 of the Health and Safety Code, relating to hazardous materials.

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

SENATE BILL NO. 807—An act to add Sections 44006 and 44026 to the Health and Safety Code, relating to air pollution.

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

SENATE BILL NO. 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; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 827—An act to amend Sections 101, 128.5, 130, 200.1, 205, 675, 800, 1242.6, 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, to add Sections 473.15, 473.16, 473.6, and 4832 to, to amend, repeal, and add Sections 4833, 4834, 4835, and 4842.2 of, the Business and Professions Code, relating to licensed professionals, and making an appropriation therefor.

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

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

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

SENATE BILL NO. 857—An act to amend Section 7057 of, and to add Section 7019.1 to, the Business and Professions Code, relating to contractors.

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

SENATE BILL NO. 873—An act to add Section 115930 to the Health and Safety Code, relating to pool safety.

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

SENATE BILL NO. 945—An act to amend Sections 1337.7, 1337.9, 1338.5, 1728.1, 1736.3, 1736.5, and 1736.6 of the Health and Safety Code, and to amend Sections 15671, 15673, and 15675 of the Welfare and Institutions Code, relating to health.

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

SENATE BILL NO. 1007—An act to repeal and add Chapter 11 (commencing with Section 121150) of Part 4 of Division 105 of the Health and Safety Code, relating to HIV.

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

SENATE BILL NO. 1052—An act to amend Sections 10232.1, 10234.93, and 10237.1 of, to amend and renumber Section 10232.8 of, to add Sections 10232.2, 10232.92, 10232.93, 10232.95, 10232.96, 10234.86, 10234.87, 10235.9, 10235.30, 10235.40, 10235.50, 10235.51, 10235.52, 10235.90, 10237.4, 10237.5, and 10237.6 to, and to repeal and add Section 10234.95 of, the Insurance Code, relating to health insurance.

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

SENATE BILL NO. 1062—An act to add Section 1374.17 to the Health and Safety Code, relating to health care service plans.

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

SENATE BILL NO. 1068—An act to add Sections 8709.2, 8709.3, and 8709.4 to the Water Code, relating to water.

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

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

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

SENATE BILL NO. 1221—An act to add and repeal Article 5.4 (commencing with Section 1788) to Chapter 1 of Division 2.5 of the Welfare and Institutions Code, relating to juveniles.

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

SENATE BILL NO. 1258—An act to amend Sections 35560, 35565, 35575, 35710, 35710.5, and 35753 of, and to add Section 35710.7 to, the Education Code, relating to education.

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

SENATE BILL NO. 1328—An act to amend Sections 1775, 1776, and 1813 of the Labor Code, relating to public works.

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

SENATE BILL NO. 1330—An act to amend Sections 42847, 42889, and 48653 of, and to add Chapter 2.5 (commencing with Section 48100) to Part 7 of Division 30 of, the Public Resources Code, relating to solid waste.

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

SENATE BILL NO. 1349—An act to amend Sections 4001, 4002, 4003, 4004, 4005, 4007, 4008, 4017, 4018, 4021, 4022, 4023, 4024, 4025, 4028, 4029, 4030, 4031, 4033, 4034, 4037, 4040, 4043, 4051, 4052, 4053, 4055, 4056, 4057, 4058, 4060, 4061, 4062, 4063, 4064, 4070, 4071, 4072, 4073, 4074, 4076, 4077, 4080, 4081, 4082, 4100, 4101, 4102, 4103, 4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119, 4120, 4122, 4130, 4131, 4132, 4133, 4137, 4138, 4143, 4144, 4150, 4160, 4161, 4162, 4163, 4164, 4170, 4174, 4175, 4180, 4182, 4191, 4197, 4200, 4201, 4202, 4205, 4231, 4232, 4300, 4301, 4303, 4305, 4307, 4309, 4311, 4312, 4320, 4321, 4322, 4326, 4331, 4333, 4339, 4341, 4360, 4361, 4369, 4370, 4372, 4400, 4401, 4402, 19059.5, and 19170 of, to add Sections 4025.1, 4059.5, 4078, 4104, 4105, 4119.5, 4136.5, 4165, 4166, 4167, 4200.5, 4305.5, 4306.5, and 4313 to, to add and repeal Section 4200.1 of, to repeal Sections 4009, 4020, 4186, 4230, and 4233 of, and to repeal and add Sections 4016 and 4136 of, the Business and Professions Code, and to amend Sections 11122 and 11150 of the Health and Safety Code, relating to vocational licensing, and making an appropriations therefor.

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

SENATE BILL NO. 320—An act to amend Sections 8001, 53091, 65040.6, 65460.2, 65460.4, 65588, 66418.2, 66434, 66445, and 66452.5 of, and to amend and renumber Sections 66413.7 and 67575.9 of, the Government Code, to amend Sections 17921.7, 18901, 18922, 18923, 18944.31, 18959, 33331, 50517, and 51058 of, to amend and renumber Section 33320.5 of, to amend and renumber Article 7 (commencing with Section 33493.1 of Chapter 4.5 of Part 1 of Division 24 of, to repeal Sections 33334.18, 50054, 50150, 50154, 50663, 50667, 50837, 50900, 50900.1, 50901, 50902, 50908, and 51052 of, to repeal Chapter 5.5 (commencing with Section 51260) and Chapter 9 (commencing with Section 51450) of Part 3 of Division 31 of, and to repeal Part 6.1 (commencing with Section 52534) of Division 31 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1997.

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

SENATE BILL NO. 381—An act to amend Sections 1562.3 and 1569.616 of the Health and Safety Code, relating to care facilities.

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

SENATE BILL NO. 383—An act to amend Sections 77411, 77430, and 77434 of the Food and Agricultural Code, relating to agriculture.

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

SENATE BILL NO. 644—An act to amend Sections 11165.12, 11166.9, 11167.5, 11169, 11170, and 11170.5 of the Penal Code, relating to children.

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

SENATE BILL NO. 810—An act to amend Sections 654, 654.05, 654.06, 655.3, and 668 of the Harbors and Navigation Code, and to amend Section 256, of the Welfare and Institutions Code, relating to vessels.

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

SENATE BILL NO. 921—An act to amend Sections 16809.4, 17603, and 17604 of, and to amend and repeal Sections 16809 and 16809.3 of, the Welfare and Institutions Code, relating to public social services.

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

SENATE BILL NO. 1107—An act to amend Section 53684 of the Government Code, to amend Sections 2191.4, 2195, 2503.2, 2605, 2606, 2607, 2611.6, 2910.1, 3691, 4836.5, 4837.5, and 20583 of the Revenue and Taxation Code, and to amend Section 9880 of the Vehicle Code, relating to taxation.

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

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, 3753.1, 3753.5, 3761, 3775, 3776, 5029, 5107, 7330, 7335, 7337, 7340, 7404, 7414, 7415, 7417, 7423, and 7860 of, to add Sections 144, 2531.75, 3753.6, 3766, and 3769 to, 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, and to repeal and add Section 2531.5 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations, and making an appropriation therefor.

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

SENATE BILL NO. 235—An act to amend Section 12926 of the Government Code, relating to employment.

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

SENATE BILL NO. 367—An act to amend Section 44241 of the Health and Safety Code, relating to air pollution.

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

SENATE BILL NO. 413—An act to add and repeal Section 1260 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 617—An act to amend Section 16946 of the Welfare and Institutions Code, relating to human services.

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

SENATE BILL NO. 675—An act to amend, repeal, and add Section 41705 of the Health and Safety Code, and to amend and repeal Section 43209.1 of the Public Resources Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

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

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

SENATE BILL NO. 1048—An act to amend Section 31006 of, and to add Chapter 4.5 (commencing with Section 31160) to Division 21, of the Public Resources Code, relating to coastal resources.

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

SENATE BILL NO. 1067—An act to add Section 330d to the Penal Code, relating to gaming.

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

SENATE BILL NO. 1348—An act to amend Sections 5053, 5055, 5056, 5060, 5070.6, 5071, 5072, 5073, 5081.1, 5084, 5153, 11302, 11315, 11360, 11410, 17550.43, 17550.44, 17550.47, and 17550.49 of, to add Sections 5058.1, 11316, 11317, 11318, and 11409 to, to repeal Sections 5059, 5074, 5075, and 5076 of, and to repeal and add Section 5082.3 of, the Business and Professions Code, and to amend Section 719 of the Harbors and Navigation Code, relating to professions.

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

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

Bill read second time, and ordered to Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 2, 1997

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

Assembly Concurrent Resolution No. 70

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

JOINT RULE 62(a) WAIVED

Assembly Member Gallegos was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of convening a joint hearing of the Committee on Health and the Senate Committee on Health and Human Services on Wednesday, September 3, 1997, at 1:30 p.m., in Room 112.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that tomorrow, September 3, 1997 is the last day to remove bills from the inactive file for purpose of amendment.

BILLS PASSED ON FILE

Senate Bill No. 512—Passed on file.

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

SENATE BILL NO. 89 (Hayden)—An act to add Sections 130051.20 and 130051.25 to the Public Utilities Code, relating to transportation.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 466 (Rainey)—An act to add Section 56111.13 to the Government Code, and to amend Section 99 of the Revenue and Taxation Code, relating to local agencies.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1196, 941, and 184—Passed on file.

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

SENATE BILL NO. 515 (Polanco)—An act to amend Sections 7362.1, 7390, 7391, 7392, 7393, 7394, 7395, and 7423.5 of, and to add and repeal Sections 7362.2 and 7362.3 of, the Business and Professions Code, relating to barbering and cosmetology, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—64

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

NOES—13

Baldwin	Kaloogian	Oller	Thompson
Baugh	Leonard	Pringle	
Bowler	McClintock	Richter	
Goldsmith	Morrow	Runner	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

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

NOES—13

Baldwin	Kaloogian	Oller	Thompson
Baugh	Leonard	Pringle	
Bowler	McClintock	Richter	
Goldsmith	Morrow	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 472 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Baca was granted unanimous consent that Senate Bill No. 472 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 472 (Maddy)—An act to amend Sections 6450, 6453, and 6455 of, to add Sections 6440, 6459, and 6460 to, and to repeal Section 6458 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Baca moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Member Pringle, Brewer, and Granlund, demanded a roll call.

The roll was called, and the Baca amendments to Senate Bill No. 472 adopted by the following vote:

AYES—53

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

NOES—11

Ackerman	Bowler	Miller	Oller
Baldwin	Brewer	Morrow	Pringle
Baugh	Granlund	Olberg	

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 601, on request of Assembly Member Lempert.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Pacheco announced his intention to request that Senate Bill No. 628 be removed from the inactive file.

JOINT RULE 62(a) WAIVED

Assembly Member Martinez was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 90, 1054, 1268, and 1305 for hearing in the Committee on Utilities and Commerce tomorrow, at 5 p.m.

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

SENATE BILL NO. 193 (Mountjoy)—An act to amend Sections 2 and 3 of Chapter 352 of the Statutes of 1976, to amend Section 4 of Chapter 620 of the Statutes of 1989, to amend Section 2 of Chapter 625 of the Statutes of 1991, and to amend Section 1 of Chapter 317 of the Statutes of 1993, relating to state real property.

Bill read third time.

Motion to Amend

Assembly Member Campbell moved the adoption of amendments.

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

SENATE BILL NO. 461 (Karnette)—An act to amend Sections 3059 and 3090 of, and to add Sections 3051, 3060, 3090.1, 3096.6, 3096.7, and 3107.1 to, the Business and Professions Code, relating to optometry, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 548 (Solis)—An act to add Section 1941.3 to the Civil Code, relating to civil law.

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

Demand for Previous Question

Assembly Members Villaraigosa, Escutia, Shelley, Baca, and Sweeney demanded the previous question.

The roll was opened and the demand for the previous question was sustained by the following vote:

AYES—37

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

NOES—35

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

At 12:18 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

The question being on passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:19 p.m.

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

SENATE BILL NO. 969 (Burton)—An act relating to judges.

Bill read third time.

Motion to Amend

Assembly Member Perata moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Villaraigosa, Escutia, Washington, Sweeney, and Scott demanded the previous question. Demand sustained.

The question being on the adoption of Perata amendments to Senate Bill No. 969.

Perata amendments adopted by the following vote:

AYES—40

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

NOES—33

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

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

Motion to Re-refer Senate Bill No. 969 to Committee

Assembly Member Runner moved that Senate Bill No. 969 be re-referred to the Committee on Public Employees, Retirement and Social Security.

Motion Ruled Out of Order

Assistant Speaker pro Tempore Baca ruled the motion out of order as a motion to re-refer is not in order after the demand for the previous question is sustained and, further, the bill as amended has been ordered reprinted and to be returned to the third reading file.

BILLS PASSED ON FILE

Senate Bills Nos. 1323, 980, 1217, and 1078—Passed on file.

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

SENATE BILL NO. 340 (Sher)—An act to add Section 1714.455 to the Civil Code, relating to product liability.

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

Demand for Previous Question

Assembly Members Villaraigosa, Escutia, Shelley, Ortiz, and Alquist demanded the previous question.

The roll was opened and the demand for the previous question was sustained by the following vote:

AYES—41

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

NOES—35

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

The question being on passage of the bill.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:50 p.m.

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

SENATE BILL NO. 219 (Rosenthal)—An act to amend Sections 3695.5, 3772.5, and 3791.4 of the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 731—Passed on file.

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

SENATE BILL NO. 1145 (Burton)—An act to amend Sections 6086.65, 6140, 6140.3, and 6140.4 of, and to add and repeal Section 6140.17 of, the Business and Professions Code, relating to the State Bar of California.

Bill read third time.

Motion to Amend by Assembly Member Morrow

Assembly Member Morrow moved the adoption of amendments.

Amendments read.

**Motion to Table Morrow Amendments
to Senate Bill No. 1145**

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Morrow to Senate Bill No. 1145 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—40

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

NOES—36

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

Bill presented by Assembly Member Escutia.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

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

NOES—34

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1145: Assembly Member Pacheco, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

POINT OF ORDER

Assembly Member Morrow arose to the following point of order:

He had moved a Call of the Assembly on Senate Bill No. 1145 and was not recognized by the Chair.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled that the vote was announced on Senate Bill No. 1145 and that the Chair had not heard a Call of the Assembly moved by Assembly Member Morrow.

BILLS PASSED ON FILE

Senate Bill No. 712—Passed on file.

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

SENATE BILL NO. 406 (Rosenthal)—An act relating to health care service plans. Bill read third time, and presented by Assembly Member Gallegos. The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:12 p.m.

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

At 1:14 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 443 (Johnson)—An act to add Section 637.7 to the Penal Code, relating to criminal procedure.

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

Bill passed by the following vote:

AYES—66

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

NOES—7

Ackerman	Leach	Sweeney	Wayne
Havice	Pacheco	Thompson	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 443: Assembly Members Brewer, Kaloogian, and Oller, from “No” to “Aye”; Assembly Member Prenter, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 431 (Lee)—An act to amend Section 97.37 of the Revenue and Taxation Code, relating to local government, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

Senate Bill No. 431 Passed Temporarily

By unanimous consent Senate Bill No. 431 was passed temporarily on file.

BILLS PASSED ON FILE

Senate Bill No. 36—Passed on file.

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

SENATE BILL NO. 57 (Ayala)—An act to amend Section 148 of the Penal Code, relating to arrest.

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

Bill passed by the following vote:

AYES—70

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

NOES—4

Aroner	Kuehl	Migden	Wright
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 62 (McPherson)—An act to add Section 13177 to the Water Code, relating to the California Mussel Watch Program, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 70 (Hayden)—An act to amend Section 1367.6 of, and to add Section 1367.63 to, the Health and Safety Code, and to amend Section 10123.8 of, and to add Section 10123.86 to, the Insurance Code, relating to health coverage.

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

Bill passed by the following vote:

AYES—56

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

NOES—19

Ackerman	Goldsmith	Miller	Runner
Baldwin	House	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bowler	Leonard	Oller	Woods
Campbell	McClintock	Pringle	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 119—Passed on file.

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

SENATE BILL NO. 150 (Kopp)—An act to amend Section 10471 of the Business and Professions Code, to amend Section 86 of the Code of Civil Procedure, to add Section 3553 to the Labor Code, and to amend Section 1202.4 of the Penal Code, relating to restitution, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 214 (Hughes)—An act to amend Section 1804.1 of, and to add Article 1.7 (commencing with Section 2946.1) to Chapter 2 of Title 14 of Part 4 of Division 3 of, the Civil Code, relating to contracts.

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

Bill passed by the following vote:

AYES—66

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

NOES—9

Ackerman	Kaloogian	Oller
Baldwin	McClintock	Pringle
Bough	Olberg	Runner

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 214: Assembly Member Poochigian, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 233—Passed on file.

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

SENATE BILL NO. 236 (Solis)—An act to amend Section 21655.5 of the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—48

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

NOES—25

Ackerman	Brewer	Morrow	Runner
Aguiar	Granlund	Olberg	Takasugi
Ashburn	House	Oller	Thompson
Baldwin	Kalोगian	Pacheco	Woods
Battin	Leach	Poochigian	
Baugh	Miller	Prenter	
Bordonaro	Morrissey	Pringle	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 253 and 280—Passed on file.

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

SENATE BILL NO. 296 (Karnette)—An act to add Section 1367.64 to the Health and Safety Code, and to add Section 10123.83 to the Insurance Code, relating to health care coverage.

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

Bill passed by the following vote:

AYES—54

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

NOES—17

Ackerman	Goldsmith	Miller	Thompson
Baldwin	House	Morrow	Woods
Baugh	Kaloojian	Olberg	
Brewer	Leonard	Oller	
Campbell	McClintock	Pacheco	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 348, 364, and 394—Passed on file.

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

SENATE BILL NO. 492 (Rosenthal)—An act to add Section 27 to the Business and Professions Code, and to add Section 11018.5 to the Government Code, relating to state government.

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

Bill passed by the following vote:

AYES—62

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

NOES—10

Ackerman	Kaloogian	Morrow	Thompson
Baugh	Leach	Olberg	
Brewer	Morrissey	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 492: Assembly Member Baldwin, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 507, 513, and 532—Passed on file.

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

SENATE BILL NO. 547 (Watson)—An act to add Chapter 3.8 (commencing with Section 13829) to Title 6 of Part 4 of the Penal Code, relating to gangs.

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

Bill passed by the following vote:

AYES—52

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

NOES—22

Ackerman	Campbell	Leonard	Poochigian
Ashburn	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrow	Woods
Bowler	Kaloogian	Olberg	
Brewer	Leach	Oller	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 558 (Leslie)—An act to amend Section 16367.5 of the Government Code, relating to energy assistance.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 560—Passed on file.

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

SENATE BILL NO. 576 (Lee)—An act to amend Section 12463.3 of, and to add Section 53895.5 to, the Government Code, to amend Section 33080.6 of, to add Section 33672.7 to, and to add and repeal Section 33080.8 of, the Health and Safety Code, relating to redevelopment.

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

Bill passed by the following vote:

AYES—69

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

NOES—5

Ackerman	Baugh	Thompson
Baldwin	Brewer	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 589 (Hughes)—An act to add Article 4.1 (commencing with Section 1804.10) to Chapter 1 of Title 2 of Part 4 of Division 3 of the Civil Code, relating to retail installment contracts.

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

Bill passed by the following vote:

AYES—46

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

NOES—28

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

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 596, 609, 641, 653, 654, and 710—Passed on file.

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

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

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

Bill passed by the following vote:

AYES—75

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 717 (Karnette)—An act to add and repeal Article 1 (commencing with Section 18701) of Chapter 3 of Part 10.2 of the Revenue and Taxation Code, relating to taxpayer contributions, and making an appropriation therefor.

Bill read third time, and presented by assembly Member Knox.

Bill passed by the following vote:

AYES—41

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

NOES—36

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

Bill ordered transmitted to the Senate.

**At 1:46 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

BILLS PASSED ON FILE

Senate Bills Nos. 719, 772, and 825—Passed on file.

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

SENATE BILL NO. 912 (Calderon)—An act to amend Section 116 of the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—49

Ackerman	Floyd	Mazzoni	Runner
Alquist	Frusetta	McClintock	Scott
Ashburn	Gallegos	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Hertzberg	Morrow	Torlakson
Baugh	House	Olberg	Vincent
Bordonaro	Kaloojian	Oller	Washington
Bowler	Keeley	Ortiz	Wildman
Brewer	Kuykendall	Pacheco	Woods
Campbell	Leach	Papan	Wright
Cardenas	Leonard	Poochigian	
Cunneen	Machado	Pringle	
Firestone	Margett	Richter	

NOES—22

Aguiar	Escutia	Kuehl	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Bowen	Goldsmith	Migden	Thomson
Brown	Havice	Perata	Villaraigosa
Cardoza	Honda	Prenter	
Davis	Knox	Shelley	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 912: Assembly Member Migden, from "Aye" to "No".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 916 and 931—Passed on file.

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

SENATE BILL NO. 970 (Committee on Health and Human Services)—An act to amend Sections 129805 and 129825 of the Health and Safety Code, relating to hospitals.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1006 (Hayden)—An act to add and repeal Sections 10915, 10916, 10917, and 10918 of the Fish and Game Code, relating to marine life refuges, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—50

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

NOES—25

Ackerman	Campbell	Miller	Runner
Ashburn	Granlund	Morrissey	Takasugi
Baldwin	House	Morrow	Thompson
Battin	Kaloogian	Olberg	Woods
Baugh	Leach	Oller	
Bowler	Leonard	Poochigian	
Brewer	McClintock	Pringle	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1009—Passed on file.

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

SENATE BILL NO. 1023 (Schiff)—An act to amend Section 21580 of the Government Code, relating to public employees.

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

Bill passed by the following vote:

AYES—51

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

NOES—19

Ackerman	Campbell	Margett	Oller
Baldwin	Firestone	McClintock	Poochigian
Baugh	Kaloogian	Miller	Pringle
Bordonaro	Leach	Morrow	Thompson
Brewer	Leonard	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1027 (Schiff)—An act to amend Sections 23200 and 23202 of, to add Chapter 14.2 (commencing with Section 22820) to Part 13 of, and to repeal Section 22707 of, the Education Code, relating to school employees.

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

Bill passed by the following vote:

AYES—73

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

NOES—2

Kaloogian McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1037 and 1040—Passed on file.

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

SENATE BILL NO. 1077 (Schiff)—An act to amend Section 18108 of, to add Sections 2159.5 and 18108.5 to, and to repeal and add Section 2159 of, the Elections Code, relating to elections.

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Wright

Bill ordered transmitted to the Senate.

At 2:20 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BILLS PASSED ON FILE

Senate Bills Nos. 1125 and 1129—Passed on file.

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

SENATE BILL NO. 1144 (Rosenthal)—An act to amend Section 19596 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

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

SENATE BILL NO. 1174 (Vasconcellos)—An act to add Section 14682 to the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:17 p.m.

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

BILLS PASSED ON FILE

Senate Bills Nos. 1220 and 1251—Passed on file.

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

SENATE BILL NO. 1253 (Mountjoy)—An act to repeal, add, and repeal Article 13 (commencing with Section 18841) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—70

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

NOES—5

Baugh	Leonard	Pacheco
Escutia	McClintock	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1291—Passed on file.

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

SENATE BILL NO. 1312 (Leslie)—An act to add Section 116751 to the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1329 (Leslie)—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 third time, and presented by Assembly Member Murray.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Villaraigosa, Thomson, Napolitano, Escutia, and Sweeney demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:46 p.m.

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

CONSIDERATION OF SENATE BILL NO. 707 BY UNANIMOUS CONSENT

Assembly Member Brewer was granted unanimous consent to take up Senate Bill No. 707, out of order.

SENATE BILL NO. 707 (Calderon)—An act to amend Sections 49460, 49461, 49462, 49463, and 49465 of the Education Code, relating to pupils.

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

Bill passed by the following vote:

AYES—54

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

NOES—20

Ackerman	Bowler	Miller	Poochigian
Ashburn	Kaloogian	Morrow	Prenter
Baldwin	Leonard	Olberg	Runner
Baugh	Margett	Oller	Wildman
Bordonaro	McClintock	Pacheco	Woods

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1347, 74, and 543—Passed on file.

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

SENATE BILL NO. 1231 (Watson)—An act to add Section 1569.725 to the Health and Safety Code , relating to residential care facilities for the elderly.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1234—Passed on file.

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

SENATE BILL NO. 451 (Watson)—An act to amend Sections 65302, 65351, and 65352 of the Government Code, relating to land use.

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, 2:53 p.m.

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

BILLS PASSED ON FILE

Senate Bill No. 990—Passed on file.

CONSIDERATION OF SENATE BILL NO. 1123 BY UNANIMOUS CONSENT

Assembly Member Bowen was granted unanimous consent to take up Senate Bill No. 1123, out of order.

SENATE BILL NO. 1123 (Hayden)—An act to add Sections 7721, 7722, and 8390 to the Fish and Game Code, relating to fishing.

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

Bill passed by the following vote:

AYES—45

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

NOES—32

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

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1350 and 880—Passed on file.

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

SENATE BILL NO. 392 (Rosenthal)—An act to amend Sections 1357 and 1357.50 of the Health and Safety Code, and to amend Sections 10198.6 and 10700 of the Insurance Code, relating to health care coverage.

Bill read third time.

Motion to Amend

Assembly Member Gallegos moved the adoption of amendments.

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

BILLS PASSED ON FILE

Senate Bill No. 720—Passed on file.

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

SENATE BILL NO. 402 (Greene)—An act to add Part 4.5 (commencing with Section 124960) to Division 106 of the Health and Safety Code, relating to health.

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

Bill passed by the following vote:

AYES—73

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 54 (Lockyer)—Relative to employment compensation.

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

AYES—42

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

NOES—30

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

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1344 BY UNANIMOUS CONSENT

Assembly Member Battin was granted unanimous consent to take up Senate Bill No. 1344 out of order.

SENATE BILL NO. 1344 (Johnston)—An act to add and repeal Sections 2260.5, 16004, and 16105 to the Business and Professions Code, and to add and repeal Chapter 1.4 (commencing with Section 24185) to Division 20 of the Health and Safety Code, relating to human cloning.

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

Bill passed by the following vote:

AYES—69

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 951 BY UNANIMOUS CONSENT

Assembly Member Battin was granted unanimous consent to take up Senate Bill No. 951, out of order.

SENATE BILL NO. 951 (Johnson)—An act to add Section 20417 to the Government Code, and to amend Section 830.3 of the Penal Code, relating to peace officers, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Battin moved the adoption of amendments.

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

Further Consideration of Senate Bill No. 431

SENATE BILL NO. 431 (Lee)—An act to amend Section 97.37 of the Revenue and Taxation Code, relating to local government, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—1

McClintock

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

AYES—75

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1243—Passed on file.

OBJECTION TO VOTE ADDS

Assembly Member Shelley withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Senate Concurrent Resolution No. 54.

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

SENATE BILL NO. 1061 (Vasconcellos)—An act to repeal and add Section 1599.61 of the Health and Safety Code, relating to long-term health care facilities.

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

Bill passed by the following vote:

AYES—75

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 418, on request of Assembly Member Olberg.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 548**

At 3:39 p.m., on motion of Assembly Member Ortiz, 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 Ortiz moved to continue the call of the Assembly.

Motion carried. Time, 3:39 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. 340**

At 3:40 p.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.

Senate Bill No. 340 passed by the following vote:

AYES—42

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

NOES—28

Ackerman	Campbell	Leonard	Oller
Ashburn	Firestone	Margett	Poochigian
Baldwin	Goldsmith	McClintock	Pringle
Baugh	Granlund	Miller	Richter
Bordonaro	House	Morrissey	Runner
Bowler	Kalooagian	Morrow	Takasugi
Brewer	Leach	Olberg	Woods

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 406**

At 3:40 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 406 passed by the following vote:

AYES—42

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

NOES—32

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE OF SENATE BILL NO. 1174**

At 3:41 p.m., on motion of Assembly Member Alquist, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 1174 refused adoption by the following vote:

AYES—45

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

NOES—31

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

**Motion to Reconsider Urgency Clause to Senate Bill No. 1174
on Next Legislative Day**

Assembly Member Alquist moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 1174 was this day refused adoption.

Senate Bill No. 1174 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1329**

At 3:41 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 urgency clause to Senate Bill No. 1329 refused adoption by the following vote:

AYES—45

Ackerman	Figueroa	Machado	Takasugi
Aguiar	Frusetta	Margett	Thomson
Alquist	Gallegos	Martinez	Torlakson
Baca	Goldsmith	Mazzoni	Villaraigosa
Bordonaro	Havice	Morrissey	Vincent
Bowler	Hertzberg	Murray	Wayne
Brewer	Honda	Pacheco	Wildman
Brown	House	Richter	Woods
Cardenas	Kaloogian	Runner	Mr. Speaker
Cardoza	Keeley	Scott	
Davis	Knox	Shelley	
Escutia	Kuykendall	Sweeney	

NOES—19

Aroner	Campbell	Kuehl	Migden
Ashburn	Cunneen	Leach	Morrow
Baldwin	Ducheny	Lempert	Pringle
Battin	Floyd	Leonard	Thompson
Baugh	Granlund	McClintock	

**Motion to Reconsider Urgency Clause to Senate Bill No. 1329
on Next Legislative Day**

Assembly Member Murray moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 1329 was this day refused adoption.

Senate Bill No. 1329 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 451**

At 3:41 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.

Senate Bill No. 451 passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 66 and Assembly Constitutional Amendment No. 22 for hearing in the Committee on Appropriations, on Wednesday, September 3, 1997.

Assembly Member Bowen was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1066 for hearing in the Committee on Natural Resources on Thursday, September 9, 1997, 30 minutes prior to Floor session.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Figueroa moved that Joint Rule 29.5 be suspended, to permit the Conference Committee on Senate Bill No. 903 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—77

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

NOES—None**BILLS REMOVED FROM CONSENT CALENDAR**

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

Senate Bill No. 542, on request of Assembly Member Takasugi.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 915, on request of Assembly Member Margett.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Cardoza announced his intention to request that Senate Bill No. 1334 be removed from the inactive file.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 638 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Olberg gave notice that he would move to withdraw Senate Bill No. 638 from the Committee on Natural Resources.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 882, on request of Assembly Member Wildman.

CAUCUS ANNOUNCEMENTS

Assembly Member Torlakson announced that the Local Government Caucus would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Wildman announced his intention to request that Senate Bill No. 882 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 207 (Frusetta)—An act to amend Section 1054.2 of the Penal Code, relating to criminal procedure.

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

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

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

AYES—76

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

NOES—1

Migden

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 207: Assembly Member Migden, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 650 (Cardenas)—An act to amend Sections 1268 and 1326 of the Unemployment Insurance Code, relating to unemployment compensation.

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

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

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

AYES—41

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	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—30

Ackerman	Campbell	Leach	Poochigian
Aguar	Cunneen	Leonard	Prenter
Ashburn	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1221 (Aroner)—An act to amend Section 12316 of the Penal Code, relating to firearms.

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

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

Demand for Previous Question

Assembly Members Villaraigosa, Washington, Mazzoni, Sweeney, and Scott demanded the previous question. Demand sustained.

The question being on concurrence in Senate amendments.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:58 p.m.

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

ASSEMBLY BILL NO. 758 (Morrow)—An act to amend Sections 22351, 22355, 22356.5, and 22360 of, to add Section 22351.5 to, and to repeal and add Sections 22350 and 22352 of, the Business and Professions Code, to amend Sections 1985.3, 1985.6, and 1987.1 of the Code of Civil Procedure, to amend Section 4406 of the Commercial Code, and to amend Sections 1158, 1560, and 1563 of the Evidence Code, relating to civil procedure.

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

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

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

AYES—71

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

NOES—4

Bowen	Martinez	McClintock	Migden
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Above bill ordered enrolled.

BILL RETURNED TO SENATE

Without objection, Assembly Member Bowler returned Assembly Bill No. 219 to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 44 (Murray)—An act relating to elections.

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

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

Motion to Re-refer Assembly Bill No. 44 to Committee

Assembly Member Kaloogian moved that Assembly Bill No. 44 be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—30

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

NOES—44

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

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—48

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

NOES—24

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

Above bill ordered enrolled.

BILL ORDERED TRANSMITTED TO THE SENATE IMMEDIATELY

Speaker pro Tempore Kuehl was granted unanimous consent that Senate Bill No. 340 be ordered transmitted to the Senate immediately.

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

ASSEMBLY BILL NO. 175 (Torlakson)—An act to amend Sections 21080.4, 21080.14, and 21153 of the Public Resources Code, relating to environmental quality.

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

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

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

AYES—70

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

NOES—6

Ashburn	Pacheco	Thompson
Brown	Runner	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 259 (Scott)—An act to amend Sections 46601 and 48919 of, and to add Section 48919.5 to, the Education Code, relating to pupils.

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

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

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 323 (Baca)—An act to add and repeal Sections 1524.6, 1538.6, and 1538.7 of the Health and Safety Code, relating to community care facilities.

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

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

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

AYES—64

Ackerman	Ducheny	Leonard	Runner
Aguiar	Floyd	Machado	Scott
Ashburn	Frusetta	McClintock	Shelley
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	Ortiz	Vincent
Brewer	Kaloogian	Pacheco	Washington
Campbell	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuykendall	Poochigian	Woods
Cunneen	Leach	Prenter	Wright
Davis	Lempert	Pringle	Mr. Speaker

NOES—5

Brown	Mazzoni	Strom-Martin
Kuehl	Migden	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 534 (Thomson)—An act to add Chapter 16 (commencing with Section 15800) to Part 3 of Division 9 of 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—4

Bowen	Martinez	Thomson	Villaraigosa
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NOES—69

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

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 534: Assembly Member Villaraigosa, from “No” to “Aye”.

ASSEMBLY BILL NO. 719 (Torlakson)—An act to amend Section 95.31 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—56

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

NOES—18

Baldwin	Goldsmith	Miller	Takasugi
Baugh	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods
Brewer	Leonard	Pacheco	
Campbell	McClintock	Pringle	

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

AYES—56

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

NOES—18

Baldwin	Goldsmith	Miller	Takasugi
Baugh	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods
Brewer	Leonard	Pacheco	
Campbell	McClintock	Pringle	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1200 (Martinez)—An act to add Section 35183.5 to the Education Code, relating to education.

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

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

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

AYES—45

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

NOES—28

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1226 (Granlund)—An act to amend Section 11005.3 of the Revenue and Taxation Code and to amend Section 2107 of the Streets and Highways Code, relating to taxation.

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

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

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

AYES—61

Aguir	Figueroa	Margett	Runner
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Takasugi
Ashburn	Gallegos	Miller	Thompson
Baca	Goldsmith	Morrissey	Thomson
Baldwin	Granlund	Morrow	Torlakson
Battin	Hertzberg	Murray	Villaraigosa
Bordonaro	Honda	Oller	Vincent
Bowler	House	Ortiz	Washington
Brewer	Kalোগian	Pacheco	Wayne
Brown	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Leonard	Pringle	
Escutia	Machado	Richter	

NOES—12

Ackerman	Havice	Migden	Strom-Martin
Baugh	Kuykendall	Napolitano	Sweeney
Bowen	McClintock	Scott	Wildman

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1226: Assembly Member Strom-Martin, from "Aye" to "No".

Above bill ordered enrolled.

SENATE BILL NO. 314 PASSED AND RETAINED

Assembly Member Leach was granted unanimous consent that Senate Bill No. 314 be passed and retained.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 548

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

Senate Bill No. 548 passed by the following vote:

AYES—42

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

NOES—33

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1221

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

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 4:29 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1221**

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

The Assembly concurred in Senate amendments to Assembly Bill No. 1221 by the following vote:

AYES—41

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

NOES—28

Ackerman	Campbell	Margett	Papan
Ashburn	Goldsmith	McClintock	Poochigian
Baldwin	Granlund	Miller	Pringle
Battin	House	Morrissey	Richter
Bordonaro	Kaloojian	Morrow	Runner
Bowler	Leach	Olberg	Thompson
Brewer	Leonard	Oller	Woods

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 949 and 1577 and Senate Bills Nos. 682, 305, and 248 were continued until the next legislative day.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Brown announced that the Committee on Governmental Organization would meet at 5 p.m. today.

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. 1177, on request of Assembly Member Hertzberg.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 66 (Olberg)—Relative to the John Wilkie Safety Roadside Rest Area.

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

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

Consent Calendar—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 3 (Kopp)—Relative to the California Law Revision Commission.

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

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

SENATE CONCURRENT RESOLUTION NO. 39 (Johnston)—Relative to cloning of human beings.

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

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

SENATE CONCURRENT RESOLUTION NO. 43 (Leslie)—Relative to highways.

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

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

SENATE CONCURRENT RESOLUTION NO. 48 (McPherson)—Relative to the Thomas M. Sanders Memorial Bridge.

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

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

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar adopted, by the following vote:

AYES—77

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

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR

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

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 460 (House)—An act to add and repeal Section 4848.5 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

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

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

ASSEMBLY BILL NO. 662 (Hertzberg)—An act to add Section 14602.7 to the Vehicle Code, relating to vehicles.

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

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

ASSEMBLY BILL NO. 1543 (Committee on Human Services)—An act to amend Sections 4669.2, 4669.75, and 4669.8 of the Welfare and Institutions Code, relating to human services.

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

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

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, by the following vote:

AYES—77

Ackerman	Escutia	Margett	Runner
Aguiar	Figueroa	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	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	
Ducheny	Machado	Richter	

NOES—None

BILLS PASSED ON FILE

Senate Bills Nos. 514, 227, and Senate Concurrent Resolution No. 23—Passed on file.

VOTE ADDS

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

Motion to Suspend Joint Rule 29.5: Baldwin, Bordonaro, Bowen, Cunneen, Granlund, McClintock, Migden, Olberg, and Prenter—Aye.

Resolution to Suspend Rules: Baldwin, Bordonaro, Cunneen, Olberg, and Prenter—Aye.

Senate Bill No. 89: Baldwin, Battin, Bordonaro, McClintock, and Prenter—Aye.

Senate Bill No. 466: Baldwin, Bordonaro, and McClintock—Aye.

Senate Bill No. 515 and Urgency: Bordonaro—Aye.

Senate Bill No. 472, Baca Amendments: Bowen and Goldsmith—Aye; Baugh and Olberg—No.

Senate Bill No. 461: Baugh and Bordonaro—Aye.

Senate Bill No. 548, Demand for Previous Question: Baugh and Bordonaro—No.

Senate Bill No. 969, Perata Amendments: Miller—Aye; Baugh, Bordonaro, Granlund, and Prenter—No.

Senate Bill No. 340, Demand for Previous Question: Aguiar, Baugh, and Bordonaro—No.

Senate Bill No. 219: Aguiar, Bordonaro, Mazzoni, Morrissey—Aye.

Senate Bill No. 1145, Motion to Table Morrow Amendments: Mazzoni—Aye; Aguiar, Baugh, Bordonaro, Miller, and Morrissey—No.

Senate Bill No. 1145: Morrissey—Aye; Aguiar, Bordonaro, Goldsmith, Granlund, and Olberg—No.

Senate Bill No. 443: Bordonaro, Cunneen, Martinez, Mazzoni, Morrow, Murray, Olberg, and Poochigian—Aye.

Senate Bill No. 57: Ackerman, Baldwin, Baugh, Bordonaro, Campbell, Morrow, Olberg, Ortiz, and Prenter—Aye.

Senate Bill No. 62: Baugh, Bordonaro, Campbell, Cunneen, Goldsmith, Mazzoni, and Olberg—Aye.

Senate Bill No. 70: Bordonaro, Cunneen, Machado, and Prenter—Aye; Baugh, Goldsmith, Miller, and Olberg—No.

Senate Bill No. 150: Baugh, Bordonaro, Cunneen, Mazzoni, and Olberg—Aye.

Senate Bill No. 214: Bordonaro, Bowen, Goldsmith, and Machado—Aye; Baugh and Olberg—No.

Senate Bill No. 236: Bowen and Goldsmith—Aye; Aguiar, Baugh, Bordonaro, and Olberg—No.

Senate Bill No. 296: Bordonaro and Bowen—Aye; Baugh, Goldsmith, Morrow, and Olberg—No.

Senate Bill No. 492: Bordonaro, Granlund, and Takasugi—Aye; Baugh and Olberg—No.

Senate Bill No. 547: Aguiar and Cunneen—Aye; Baugh, Bordonaro, Goldsmith, Granlund, and Olberg—No.

Senate Bill No. 558: Bordonaro and Olberg—Aye.

Senate Bill No. 576: Bordonaro, Morrow, and Olberg—Aye; Baugh—No.

Senate Bill No. 589: Baugh, Bordonaro, Campbell, Goldsmith, Granlund, Morrow, Olberg, Prenter, and Takasugi—No.

Senate Bill No. 716: Baugh, Bordonaro, Bowen, Martinez, Morrow, and Olberg—Aye.

Senate Bill No. 717: Baugh, Bordonaro, and Olberg—No.

Senate Bill No. 912: Baugh, Bordonaro, Campbell, Olberg, and Pacheco—Aye; Aroner, Goldsmith, Knox, Shelley, and Thomson—No.

Senate Bill No. 970: Aroner, Baugh, Bordonaro, Olberg, Pacheco, and Strom-Martin—Aye.

Senate Bill No. 1006: Aguiar, Bordonaro, and Pacheco—Aye; Baugh and Olberg—No.

Senate Bill No. 1023: Aguiar, Goldsmith, Granlund, Havice, and Ortiz—Aye; Baugh, Bordonaro, and Olberg—No.

Senate Bill No. 1027: Aguiar, Alquist, Baugh, Bordonaro, Morrow, and Olberg—Aye.

Senate Bill No. 1077: Aguiar, Baugh, Ducheny, Lempert, Martinez, and Olberg—Aye.

Senate Bill No. 1253: Aguiar, Bowen, Cunneen, Ducheny, Martinez, and Olberg—Aye; Baugh and Pacheco—No.

Senate Bill No. 1312 and Urgency: Aguiar, Baugh, Bowen, Ducheny, and Olberg—Aye.

Senate Bill No. 707: Aroner and Cardoza—Aye; Baugh and Bordonaro—No.

Senate Bill No. 1231: Baugh and Cardoza—Aye.

Senate Bill No. 1123: Baugh—No.

Senate Bill No. 402: Baldwin and Baugh—Aye.

Senate Bill No. 1344: Baugh, Ducheny, and Havice—Aye.

Senate Bill No. 1061: Baugh—Aye.

Senate Bill No. 340: Baugh—No.

Senate Bill No. 1174 and Urgency: Ducheny, Knox, and Martinez—Aye; Baugh—No.

Senate Bill No. 1329 and Urgency: Martinez—Aye; Baugh and Lempert—No.

Senate Bill No. 451: Martinez—Aye; Baugh—No.

Assembly Bill No. 207, Concurrence: Martinez—Aye.

Assembly Bill No. 650, Concurrence: Baugh and Miller—No.

Assembly Bill No. 758, Concurrence: Baugh—Aye; McClintock—No.

Assembly Bill No. 44, Motion to Re-refer to Committee: Baugh and McClintock—Aye; Migden—No.

Assembly Bill No. 44, Concurrence: Baugh—No.

Assembly Bill No. 175, Concurrence: Baugh and Davis—Aye.

Assembly Bill No. 259, Concurrence: Baugh and Pochigian—Aye.

Assembly Bill No. 323, Concurrence: Baugh and Knox—Aye; Strom-Martin—No.

Assembly Bill No. 534, Concurrence: Baugh—No.

Assembly Bill No. 719, Urgency and Concurrence: Baugh—No.

Assembly Bill No. 1200, Concurrence: Knox—Aye; Baugh and Olberg—No.

Assembly Bill No. 1226, Concurrence: Knox and Poochigian—Aye; Baugh—No.

Senate Concurrent Resolution No. 54: Richter—No.

MOTIONS TO ADJOURN

At 4:35 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Wayne seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members House and Kuykendall arose to speak on the condition of the file.

At 4:37 p.m., Hon. Michael Sweeney, 18th District, presiding

Assembly Member Kuehl arose to speak on condition of the file, at Assembly Member Villaraigosa’s desk, without objection.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:38 p.m., Acting Speaker Sweeney declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 2, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9)(10)(11) as it relates to Senate Bills Nos. 231, 612, and 879.

MIKE MACHADO

Above request ordered transmitted to the Committee on Rules.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 76—Wayne. Relative to breast cancer.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 2, 1997

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

Assembly Concurrent Resolution No. 4

And reports the same correctly enrolled, and presented to the Secretary of State on the 2nd day of September, 1997, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 2, 1997

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 200 | Assembly Bill No. 849 |
| Assembly Bill No. 206 | Assembly Bill No. 1116 |
| Assembly Bill No. 235 | Assembly Bill No. 1157 |
| Assembly Bill No. 407 | Assembly Bill No. 1308 |
| Assembly Bill No. 452 | Assembly Bill No. 1317 |
| Assembly Bill No. 625 | Assembly Bill No. 1390 |
| Assembly Bill No. 760 | Assembly Bill No. 1526 |
| Assembly Bill No. 761 | Assembly Bill No. 1547 |
| Assembly Bill No. 829 | Assembly Bill No. 1609 |

And reports the same correctly enrolled, and presented to the Governor at 4 p.m., September 2, 1997.

E. DOTSON WILSON, Chief Clerk

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

September 2, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Senate Bill No. 1233

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

KNOX, Acting Chair

SENATE BILL NO. 1233—An act to amend Section 19141.6 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.

**AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife**

September 2, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 879

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

MACHADO, Chairman

SENATE BILL NO. 879—An act to add section 2081.4 to the Fish and Game Code, relating to endangered species.

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 Natural Resources**

September 2, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 1066

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

BOWEN, Chairwoman

SENATE BILL NO. 1066—An act to amend Sections 40001, 41782, 41820, 41821, 41850, 42000, 42005, and 42010 of, to amend and repeal Sections 41785 and 41820 of, to add Sections 40900.1, 41821.6, 42024, and 42241.5 to, and to repeal Section 42242 of, the Public Resources Code, relating to solid waste.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

September 2, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 361

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

ARONER, Chairwoman

SENATE BILL NO. 361—An act to amend Section 1524.5 of the Health and Safety Code, relating to community care facilities.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 27, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 187
Senate Bill No. 438

Senate Bill No. 818
Senate Bill No. 1257

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 27, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 713
Senate Bill No. 1271

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 27, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 506

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: August 28, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

House Resolution No. 43

With amendments with the recommendation: Amend, and be adopted, as amended.

PAPAN, Chairman

Above resolution ordered to second reading.

**Committee on Consumer Protection, Governmental Efficiency and
Economic Development**

Date of Hearing: August 26, 1997

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

Senate Bill No. 1086

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

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: August 26, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 319

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

FIGUEROA, Chairwoman

Above bill ordered to second reading.

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. 1602

Governor's Office, Sacramento

September 2, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 1602 without my signature.

This bill would provide that when the assets of a medical center owned by the state are transferred or leased to a private corporation, those assets shall be subject to continued oversight by the Legislative Analyst, the Budget Committees of the Senate and Assembly, and the Joint Legislative Audit Committee.

This bill arises from the proposed merger of the University of California San Francisco Medical Center and Stanford Health Services to form a new private non-profit corporation: University of California, San Francisco Stanford Health Care ("USHC"). The intent of the bill is to ensure public accountability of state owned assets that are transferred or leased to a private entity such as USHC. This bill, however, goes beyond what is prudent in protecting the public interest.

The existing health care environment is extremely competitive. Legislative oversight of a private corporation will harm the corporation's ability to compete because sensitive management, financial and contract information will be made public during the legislative process. Other options must be considered that balance the need for public accountability and the requirement that any new entity formed with public assets be able to compete in the healthcare marketplace.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 2nd day of September 1997, at 4:40 p.m., of Assembly Bill No. 1602, without the Governor’s signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN
Assistant Chief Clerk

MESSAGES FROM THE SENATE

September 2, 1997

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

Dear Dotson: The Senate this day by a two-thirds vote suspended Joint Rule 29.5(a) on Senate Bill 903.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Senate Chamber, September 2, 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. 94
- Senate Bill No. 263
- Senate Bill No. 347

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

September 2, 1997

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

Dear Dotson: The Senate this day suspended Joint Rule 29.5(d) and (e) on all the ‘‘Health Access Bills’’.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

September 2, 1997

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

Dear Dotson: The Senate this day suspended Joint Rule 29.5(a) on Assembly Bills Nos. 112 and 1126.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Senate Chamber, September 2, 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. 86

Senate Bill No. 954.

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

Senate Chamber, August 29, 1997

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

Assembly Bill No. 1430

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, September 2, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Johnston, Lee and Maddy as a Committee on Conference concerning:

Assembly Bill No. 1112.

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

Senate Chamber, September 2, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Alpert, Hayden and McPherson as a Committee on Conference concerning:

Assembly Bill No. 1581.

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

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1581:

Keeley, Bowen, and Bordonaro.

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, introduced Ambassador Francisco Madeira, of Mozambique, Africa.

ADJOURNMENT

At 4:45 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 9 a.m., Wednesday, September 3, 1997, out of respect to the memory of Lucille Gertrude Thompson, on motion of Assembly Member Thompson; out of respect to the memory of Fred Martinez, on motion of Assembly Member Villaraigosa; out of respect to the memory of Abe F. Levy, on motion of Assembly Members Floyd and Mazzoni; out of respect to the memory of Kay O'Callaghan, on motion of Assembly Member Shelley; out of respect to the memory of Ella Weeks, on motion of Assembly Member Thomson; out of respect to the memory of Diana, Princess of Wales, on motion of Assembly Member Woods; out of respect to the memory of Duane Peterson, on motion of Assembly Member Shelley; and in honor of Ms. Manik Bokchalian, on motion of Assembly Member Kaloogian.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 2, 1997

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

ACA	RN	SB	RN
22	9721557	675	9721818
		795	9721936
		807	9721473
		810	9721234
		826	9721348
		827	9721372
		842	9721785
		857	9721481
		873	9721341
		879	9722082
		921	9721807
		945	*
		951	9722196
		969	9720276
		1007	9721319
		1048	9721864
		1052	9721460
		1062	9721199
		1066	9722106
		1067	9721824
		1068	9721569
		1107	9721529
		1141	9721344
		1144	9721707
		1221	9721364
		1233	9721887
		1258	9721767
		1328	9721357
		1330	9721221
		1346	9721377
		1348	9721845
		1349	9721211

Daily Total:	59
Cumulative Total:	3224

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

SB

1145 (Morrow amendments, RN 9721842, laid upon the table)

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

O