Volume 2

Journal of the Assembly

Legislature of the State of California

1995–96 Regular Session

December 5, 1994 to November 30, 1996

HON. CURT PRINGLE
Speaker

HON. FRED AGUIAR
Speaker pro Tempore

HON. JAMES E. ROGAN
Majority Floor Leader

HON. RICHARD KATZ
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

Volume 2

CONTENTS OF DAILY JOURNALS OF THE ASSEMBLY

Date		Page
1995		
June	2	1911
	5	1993
	6	2009
	7	2013
	8	2031
	12	2053
	13	2075
	14	2089
	15	2099
	19	2121
	20	2165
	21	2189
	22	2211
	26	2269
	27	2291
	28	2331
	29	2341
	30	2393
July	1	2437
	5	2451
	6	2471
	7	2513
	10	2583
	11	2617
	12	2635
	13	2653
	14	2709
	15	2731
	17	2759
	18	2803
	19	2819
	20	2833
	21	2849
	23	2901
	24	2913
	25	2965
	26	2977
	27	2987
	28	3001
	29	3041
	30	3091
	31	3111
August	1	3121
	3	3139
	21	3165
	22	3217
	23	3229
	24	3237
	28	3267
	29	3299
	30	3317
	31	3329
September	1	3409
	5	3485
	6	3541
	7	3603

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, June 2, 1995

EIGHTY-FOURTH SESSION DAY

ONE HUNDRED EIGHTIETH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, June 2, 1995

The Assembly met at 8 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Sweeney moved a quorum call of the Assembly. Motion carried. Time, 8:01 a.m.

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

At 8:12 a.m., Speaker Willie L. Brown, Jr., 13th District, presiding

Quorum Present

At 8:12 a.m., Speaker Brown declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Pringle
Allen	Cortese	Knight	Rainey
Alpert	Cunneen	Knowles	Richter
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Gallegos	Mazzoni	Thompson
Bowen	Goldsmith	McDonald	Tucker
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Hannigan	Miller	Villaraigosa
Brown, Valerie	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Burton	Hawkins	Murray, Kevin	Mr. Speaker
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	

PRAYER

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

Gracious and merciful Lord, Forbearing and generous in mercy, hear our prayer and heed the voice of our petition. Give us a sign of Your favor. Lead us in Your way, that we may walk in Your truth; gladden our hearts, that we may be in awe of Your holy name, for You are great in the wonders You perform. You alone are God, and among all deities none is Your like, O Lord: Mighty in mercy and benevolent in might, helping and comforting and saving all who trust in Your holy name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Brown, Assembly Member Baldwin 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 Woods, seconded by Assembly Member Brulte.

LEAVES OF ABSENCE FOR THE DAY

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

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

COMMUNICATIONS

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

June 2, 1995

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

Dear Dotson: Please be advised of the following appointments of Assemblymembers:

Select Committee on California's Children

Doris Allen	Sheila Kuehl
Dede Alpert	Mike Machado
Marguerite Archie-Hudson	Brian Setencich
Tom Bates	Antonio Villaraigosa
Marilyn Brewer	Tom Woods
Jim Cunneen	Vacancies

Select Committee on Statewide Immigration Impact

Marguerite Archie-Hudson	Charles Poochigian
Marilyn Brewer	Antonio Villaraigosa
Susan Davis	Vacancy
Jan Goldsmith	

Select Committee on the Americas

Doris Allen
Steve Baldwin
Denise Ducheny
Martin Gallegos
Phil Hawkins
Mike Machado
Richard Rainey
Brian Setencich
John Vasconcellos

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

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

Explanation of Vote—Assembly Bill No. 28

June 2, 1995

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol—Room 3196

Dear Dotson: When the roll call vote was taken on AB No. 28 on Thursday, June 1, 1995, I inadvertently voted "No". Although I requested unanimous consent of the House to change my vote, I did not verify my vote change by signature on the ballot. I would like this explanation printed in the Journal record to clearly reflect my intention to have been recorded as an "Aye" vote on AB No. 28.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

Explanation of Vote—Assembly Bill No. 1947

June 2, 1995

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol—Room 3196

Dear Dotson: When the roll call vote was taken on Thursday, June 1, 1995, on AB No. 1947 I inadvertently voted "No". In the last minute rush of session I neglected to request unanimous consent to change my vote. I would like this letter printed in the Journal to clearly reflect my intention to have been recorded as an "Aye" vote on AB No. 1947.

Sincerely,

MIKE MACHADO, Assembly Member
Seventeenth District

Explanation of Vote—Assembly Bill No. 958

June 2, 1995

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol—Room 3196

Dear Dotson: When the roll call vote was taken on Thursday, June 1, 1995, on Assembly Bill No. 958, I inadvertently voted "Aye". Although I requested unanimous consent of the House to change my vote I did not verify the vote change by signature on the ballot. I would like this explanation printed in the Journal to clearly reflect my intentions to be recorded as an "Aye" vote on AB No. 958.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 2, 1995

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

Assembly Bill No. 903
Assembly Bill No. 904
Assembly Bill No. 905
Assembly Bill No. 906
Assembly Bill No. 908
Assembly Bill No. 909
Assembly Bill No. 910
Assembly Bill No. 911

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, June 2, 1995

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

Assembly Bill No. 113
Assembly Bill No. 371
Assembly Bill No. 1145
Assembly Bill No. 1157
Assembly Bill No. 1302
Assembly Bill No. 1478
Assembly Bill No. 1867

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, June 2, 1995

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

Assembly Bill No. 1068
Assembly Bill No. 1095
Assembly Bill No. 1274
Assembly Bill No. 1386

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, June 2, 1995

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

Assembly Bill No. 122

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, June 2, 1995

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

Assembly Bill No. 1519

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 38—Willard Murray, Archie-Hudson, Willie Brown, Lee, McDonald, Kevin Murray, and Tucker, (Senators Hughes and Watson, coauthors). Relative to Juneteenth, Black Independence Day.

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

June 2, 1995

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

Assembly Bill No. 1190

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

McDONALD, Chairwoman

ASSEMBLY BILL NO. 1190—An act to amend Sections 6591.5 and 19036 of, and to add Section 21012.5 to, 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 Appropriations

June 2, 1995

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

Assembly Bill No. 1919

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

PRINGLE, Chairman

ASSEMBLY BILL NO. 1919—An act to add Sections 15819.87 and 15819.875 to the Government Code, to amend Sections 1010, 1011.5, and 1012.3 of the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS

Committee on Health

June 2, 1995

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

Senate Bill No. 638

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

ALLEN, Chairwoman

SENATE BILL NO. 638—An act to add Sections 1241.5 to the Business and Professions Code, relating to clinical laboratories.

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

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

June 2, 1995

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

Senate Bill No. 289

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

RICHTER, Chairman

SENATE BILL NO. 289—An act to amend Section 25200.2 of the Health and Safety Code, relating to hazardous waste.

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

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

June 2, 1995

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 205

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

CORTESE, Chairman

SENATE BILL NO. 205—An act to add Section 13274 to the Water Code, relating to water.

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

June 2, 1995

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 157

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

CORTESE, Chairman

SENATE BILL NO. 157—An act to add Article 4 (commencing with Section 6450) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, relating to grass carp, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

June 2, 1995

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 110

Senate Bill No. 360

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

HAUSER, Chairman

SENATE BILL NO. 110—An act to amend Sections 798.1 and 799 of, to add Sections 799.9, 799.10, 799.11, and 799.12 to, and to repeal and add Section 799.1 of, the Civil Code, relating to mobilehomes.

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

SENATE BILL NO. 360—An act to amend Section 50786.5 of the Health and Safety Code, relating to mobilehome parks, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 2, 1995

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 406

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

RAINEY, Chairman

SENATE BILL NO. 406—An act to add Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 2, 1995

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

Senate Bill No. 372
Senate Bill No. 422

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

ALLEN, Chairwoman

SENATE BILL NO. 372—An act to amend Sections 25020.5, 25022.8, 25023.2, 25023.8, 25024, 25027, 25027.5, 25041, 25055, 25062.5, 25063, 25080, 25081, 25088, 25090, and 25090.5 of, and to add Sections 25070.4, 25072.1, and 25090.6 to, the Health and Safety Code, and to add Section 21080.24.5 to the Public Resources Code, relating to medical 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.

SENATE BILL NO. 422—An act to amend Sections 1797.52 and 1797.92 of, and to add Section 1797.195 to, the Health and Safety Code, relating to emergency medical services.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

June 2, 1995

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

Senate Bill No. 265
Senate Bill No. 1045

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

GRANLUND, Chairman

SENATE BILL NO. 265—An act to amend Section 1596.78 of, and to add Section 1596.775 to, the Health and Safety Code, relating to day care.

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

SENATE BILL NO. 1045—An act to amend Section 903.8 of the Welfare and Institutions Code, relating to public social services.

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

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 846—An act to add Section 8300.5 to, to add Article 6 (commencing with Section 8420) to Chapter 4 of Part 2 of Division 5 of, and to add Chapter 25 (commencing with Section 15000) to Division 7 of, the Water Code, relating to water and providing for the issuance and sale of bonds of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriation.

UNFINISHED BUSINESS
MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Assembly Member Bowler was granted unanimous consent that the motion to withdraw Assembly Bill No. 109 from the Committee on Public Safety; and the motion to withdraw Assembly Bill No. 184 from the Committee on Local Government be continued until the next legislative day.

Assembly Member Morrow was granted unanimous consent that the motions to withdraw Assembly Bills Nos. 1423 and 1601 from the Committee on Judiciary be continued until the next legislative day.

ASSEMBLY BILL NO. 1719 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Isenberg was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1719 was refused passage; and that the bill be placed upon the inactive file.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 314 (McDonald)—An act to add Section 3005.5 to the Elections Code, relating to elections.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 8:20 a.m.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1391, on request of Assembly Member Willie Brown.

At 8:24 a.m., Speaker pro Tempore Joe Baca, 62nd District, presiding

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

ASSEMBLY BILL NO. 975 (McDonald)—An act to add Article 3 (commencing with Section 49440) to Chapter 9 of Part 27 of the Education Code, relating to schools.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 8:26 a.m.

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

At 8:40 a.m., Speaker Willie L. Brown, Jr., 13th District, presiding

ASSEMBLY BILL NO. 1100 (Speier)—An act to add Section 51.6 to the Civil Code, relating to civil rights.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 8:45 a.m.

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

ASSEMBLY BILL NO. 371 (Tucker)—An act to amend Section 19567 of, and to repeal and add Section 19617.8 of, the Business and Professions Code, relating to horseracing, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 8:47 a.m.

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

ASSEMBLY BILL NO. 302 (Tucker)—An act to amend Section 19411 of the Business and Professions Code, relating to horseracing.

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

AYES—49

Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Frusetta	Lee	Takasugi
Bowen	Gallegos	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrow	Mr. Speaker
Campbell	Hawkins	Murray, Kevin	
Cannella	Kaloogian	Murray, Willard	
Conroy	Knight	Napolitano	

NOES—15

Aguiar	Bowler	Machado	Speier
Allen	Goldsmith	Martinez	Sweeney
Baldwin	Hoge	Morrissey	Thompson
Bordonaro	Isenberg	Sher	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 302: Assembly Member Machado, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 77 (Morrow)—An act to amend Section 8598 of the Fish and Game Code, and to add Section 425.6 to the Government Code, relating to fish.

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

AYES—72

Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Allen	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Harvey	McPherson	Tucker
Brown, Valerie	Hauser	Miller	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Burton	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mr. Speaker

NOES—3

Bustamante	Conroy	Morrissey

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 1634, on request of Assembly Member Alpert;

Assembly Bill No. 407, on request of Assembly Member Kuehl

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

ASSEMBLY BILL NO. 1274 (McDonald)—An act to amend Sections 1011, 1017, 1021, 1022, 1025, and 1061 of, and to add Section 1037.1 to, the Insurance Code, relating to insurance.

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

AYES—74

Aguiar	Cannella	Isenberg	Poochigian
Allen	Conroy	Knight	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Takasugi
Bowen	Gallegos	McDonald	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Vasconcellos
Brown, Valerie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mr. Speaker
Caldera	Hoge	Napolitano	
Campbell	House	Olberg	

NOES—2

Alby	Kaloogian

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 281 (Kuehl)—An act to amend Sections 2001 and 2008 of the Business and Professions Code, relating to medicine.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9 a.m.

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

ASSEMBLY BILL NO. 1386 (Richter)—An act to add Article 5 (commencing with Section 90450) to Chapter 10 of Part 55 of the Education Code, relating to the California State University, and making an appropriation therefor.

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

AYES—52

Aguiar	Brulte	Hawkins	Morrow
Alby	Bustamante	Hoge	Olberg
Allen	Caldera	House	Poochigian
Alpert	Conroy	Isenberg	Pringle
Baca	Cortese	Kaloogian	Rainey
Baldwin	Cunneen	Knight	Richter
Bates	Davis	Knowles	Rogan
Battin	Figueroa	Knox	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Frusetta	Mazzoni	Sweeney
Bowen	Goldsmith	McPherson	Takasugi
Bowler	Granlund	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods

NOES—19

Archie-Hudson	Gallegos	Martinez	Speier
Brown, Valerie	Hauser	McDonald	Tucker
Burton	Kuehl	Murray, Kevin	Villaraigosa
Cannella	Lee	Murray, Willard	Mr. Speaker
Friedman	Machado	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1133 (Hoge)—An act to amend Sections 19807, 19809, and 19819 of, and to repeal and add Section 19802 of, the Business and Professions Code, relating to gambling.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:12 a.m.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 20, by unanimous consent.

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

ASSEMBLY BILL NO. 1095 (Martinez)—An act to add Section 6253.7 to the Government Code, and to amend Section 489 of the Public Utilities Code, relating to public utilities.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:20 a.m.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1340, by unanimous consent.

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

ASSEMBLY BILL NO. 977 (McDonald)—An act to add Article 3.35 (commencing with Section 319.50) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to breast feeding.

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

AYES—57

Aguiar	Campbell	Isenberg	Poochigian
Alby	Cannella	Katz	Pringle
Allen	Cortese	Knox	Rainey
Alpert	Cunneen	Kuehl	Richter
Archie-Hudson	Davis	Lee	Rogan
Baca	Ducheny	Machado	Sher
Bates	Figueroa	Martinez	Speier
Battin	Firestone	Mazzoni	Sweeney
Bordonaro	Friedman	McDonald	Vasconcellos
Bowen	Gallegos	McPherson	Villaraigosa
Brown, Valerie	Goldsmith	Morrow	Weggeland
Brulte	Granlund	Murray, Kevin	Mr. Speaker
Burton	Hannigan	Murray, Willard	
Bustamante	Harvey	Napolitano	
Caldera	Hauser	Olberg	

NOES—15

Baldwin	Hawkins	Knowles	Setencich
Boland	Hoge	Kuykendall	Takasugi
Bowler	Kaloogian	Miller	Thompson
Frusetta	Knight	Morrissey	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 977: Assembly Member Harvey, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILL PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1449, by unanimous consent.

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

ASSEMBLY BILL NO. 92 (Hauser)—An act to amend Sections 12023, 12026, 12026.1, and 12026.2 of the Penal Code, relating to firearms.

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

AYES—70

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Allen	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Rogan
Archie-Hudson	Ducheny	Kuehl	Setencich
Baca	Figueroa	Kuykendall	Sher
Baldwin	Firestone	Machado	Speier
Battin	Friedman	Martinez	Sweeney
Boland	Frusetta	Mazzoni	Takasugi
Bordonaro	Gallegos	McDonald	Thompson
Bowen	Goldsmith	McPherson	Tucker
Bowler	Granlund	Miller	Vasconcellos
Brewer	Hannigan	Morrissey	Villaraigosa
Brown, Valerie	Harvey	Morrow	Weggeland
Brulte	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mr. Speaker
Campbell	Hoge	Napolitano	
Cannella	Isenberg	Olberg	

NOES—2

Bates	Lee

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 203 (Alpert)—An act to add and repeal Chapter 10 (commencing with Section 15399.40) of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to supercomputer centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Allen	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Burton	Hauser	Morrow	Villaraigosa
Bustamante	Hawkins	Murray, Kevin	Weggeland
Caldera	Hoge		Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Allen	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 349 (Escutia)—An act to add Sections 51012.4 and 51017 to the Government Code, relating to pipeline safety.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:37 a.m.

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

ASSEMBLY BILL NO. 383 (Pringle)—An act to add and repeal Section 13826.45 of the Penal Code, relating to gangs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

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

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

ASSEMBLY BILL NO. 388 (Granlund)—An act to add and repeal Article 10 (commencing with Section 11525) of Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to public social services.

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

AYES—70

Aguiar	Caldera	Hoge	Murray, Willard
Alby	Cannella	House	Olberg
Allen	Conroy	Isenberg	Poochigian
Alpert	Cortese	Kaloogian	Pringle
Archie-Hudson	Cunneen	Katz	Rainey
Baca	Davis	Knight	Richter
Baldwin	Ducheny	Knowles	Rogan
Bates	Figueroa	Knox	Setencich
Battin	Firestone	Kuehl	Sher
Boland	Friedman	Kuykendall	Speier
Bordonaro	Frusetta	Lee	Sweeney
Bowen	Gallegos	Machado	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—5

Martinez	Vasconcellos	Mr. Speaker
Mazzoni	Villaraigosa	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 574 (Villaraigosa)—An act to amend Sections 13510 and 13526.1 of the Penal Code, relating to peace officers, and making an appropriation therefor.

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

AYES—72

Aguiar	Campbell	Isenberg	Napolitano
Allen	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Richter
Baldwin	Davis	Kuehl	Rogan
Bates	Ducheny	Kuykendall	Setencich
Battin	Figueroa	Lee	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mr. Speaker

NOES—5

Alby	House	Rainey
Goldsmith	Kaloogian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 632 (Katz)—An act to amend Sections 12025 and 12031 of, and to repeal Section 12031.5 of, the Penal Code, relating to firearms.

Bill read third time.

Assembly Bill No. 632 Passed Temporarily

By unanimous consent Assembly Bill No. 632 was passed temporarily on file.

ASSEMBLY BILL NO. 733 (Speier)—An act to add Sections 4026.7 and 4026.8 to the Health and Safety Code, relating to drinking water.

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

AYES—48

Alpert	Cannella	Hauser	Murray, Willard
Archie-Hudson	Cortese	Hawkins	Napolitano
Baca	Cunneen	Isenberg	Richter
Bates	Davis	Katz	Sher
Boland	Ducheny	Knox	Speier
Bowler	Figueroa	Kuehl	Sweeney
Brown, Valerie	Firestone	Kuykendall	Takasugi
Brulte	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Goldsmith	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	Weggeland
Campbell	Harvey	Murray, Kevin	Mr. Speaker

NOES—18

Aguiar	Brewer	Knight	Rainey
Alby	Granlund	Machado	Rogan
Baldwin	Hoge	Miller	Setencich
Bordonaro	House	Morrow	
Bowen	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 789 (Kuehl)—An act to add Chapter 5.3 (commencing with Section 8830) to Part 6 of the Education Code, relating to child care.

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

AYES—46

Allen	Cortese	Knox	Pringle
Alpert	Cunneen	Kuehl	Rogan
Archie-Hudson	Davis	Lee	Sher
Baca	Ducheny	Machado	Speier
Bates	Figueroa	Martinez	Sweeney
Bowen	Firestone	Mazzoni	Takasugi
Brown, Valerie	Friedman	McDonald	Tucker
Burton	Gallegos	McPherson	Vasconcellos
Bustamante	Hannigan	Murray, Kevin	Villaraigosa
Caldera	Hauser	Murray, Willard	Mr. Speaker
Campbell	Isenberg	Napolitano	
Cannella	Katz	Poochigian	

NOES—29

Aguiar	Conroy	Kaloogian	Rainey
Alby	Frusetta	Knight	Setencich
Baldwin	Goldsmith	Knowles	Thompson
Battin	Granlund	Kuykendall	Weggeland
Boland	Harvey	Miller	Woods
Bordonaro	Hawkins	Morrissey	
Bowler	Hoge	Morrow	
Brulte	House	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 789: Assembly Member Takasugi, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 888 (Rogan)—An act to amend Section 6250 of, and to add Article 4 (commencing with Section 6600) to Chapter 2 of Part 2 of Division 6 of, the Welfare and Institutions Code, relating to sexual predators.

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

AYES—67

Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	House	Olberg
Allen	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Knox	Rogan
Battin	Firestone	Kuehl	Setencich
Boland	Friedman	Kuykendall	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Willard	

NOES—10

Bates	Isenberg	Murray, Kevin	Mr. Speaker
Burton	Lee	Sher	
Campbell	Mazzoni	Villaraigosa	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1431 (Firestone)—An act to amend Section 35033 of the Public Resources Code, relating to ocean resources.

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

AYES—74

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Figueroa	Kuehl	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Bates	Friedman	Lee	Sher
Battin	Frusetta	Machado	Speier
Boland	Gallegos	Martinez	Sweeney
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	McDonald	Thompson
Bowler	Hannigan	McPherson	Tucker
Brewer	Harvey	Miller	Vasconcellos
Brown, Valerie	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Mr. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1881 (Machado)—An act to amend Sections 311.2, 311.3, 311.4, and 311.11 of, and to repeal Section 311.1 of, the Penal Code, relating to crimes.

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

AYES—70

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Figueroa	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker
Cannella	House	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—2

Bates	Isenberg

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 12 (Katz)—An act to amend Sections 2933 and 2933.1 of the Penal Code, relating to sentencing.

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

AYES—63

Aguiar	Caldera	Hoge	Murray, Kevin
Alby	Cannella	House	Olberg
Allen	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Richter
Battin	Figueroa	Knox	Rogan
Boland	Firestone	Kuehl	Setencich
Bordonaro	Frusetta	Kuykendall	Speier
Bowen	Gallegos	Machado	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	

NOES—10

Bates	Isenberg	Sher	Mr. Speaker
Campbell	Lee	Vasconcellos	
Friedman	Murray, Willard	Villaraigosa	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 42 (Baca)—An act to amend Section 65850.2 of the Government Code, and to amend Sections 25531, 25532, 25534, 25534.1, 25534.2, 25534.5, 25535, 25535.2, 25538, 25543.1, and 25543.2 of, to amend and renumber Section 25535.2 of, and to add Sections 25531.5, 25534.3, and 25535.4, to, and to add and repeal Section 25535.3 of, the Health and Safety Code, relating to hazardous materials.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:38 a.m.

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

ASSEMBLY BILL NO. 49 (Hawkins)—An act to amend Section 48916 of the Education Code, relating to pupils.

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

AYES—71

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Pringle
Baca	Ducheny	Knowles	Rainey
Baldwin	Figueroa	Knox	Richter
Battin	Firestone	Kuehl	Rogan
Boland	Friedman	Kuykendall	Setencich
Bordonaro	Frusetta	Machado	Sher
Bowen	Gallegos	Martinez	Speier
Bowler	Goldsmith	Mazzoni	Sweeney
Brewer	Granlund	McDonald	Takasugi
Brown, Valerie	Hannigan	McPherson	Thompson
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker
Cannella	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 95 (Valerie Brown)—An act to amend Sections 207, 208, 209, 290, 667.5, 667.7, 667.71, 667.8, 667.83, 667.85, 669, 1170.1, 1203.066, and 2933.5 of, and to repeal and amend Sections 667.61 of, the Penal Code, relating to crimes.

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

AYES—70

Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Knox	Rogan
Battin	Firestone	Kuehl	Setencich
Boland	Friedman	Kuykendall	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Cannella	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 114 (Katz)—An act to amend Sections 12020 and 12020.5 of the Penal Code, relating to destructive devices.

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

AYES—73

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 118 (Conroy)—An act to add Sections 2120, 3804.2, 3952, 4023, 4133, 4673, 4876, 5321, 5421, and 5513 to the Public Utilities Code, relating to public utilities.

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

AYES—57

Aguiar	Cannella	Hoge	Poochigian
Alby	Conroy	House	Pringle
Allen	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Baldwin	Figueroa	Knox	Setencich
Battin	Firestone	Kuykendall	Takasugi
Boland	Friedman	Machado	Thompson
Bordonaro	Frusetta	McPherson	Tucker
Bowen	Goldsmith	Miller	Weggeland
Bowler	Granlund	Morrissey	Woods
Brewer	Hannigan	Morrow	Mr. Speaker
Brulte	Harvey	Murray, Kevin	
Bustamante	Hauser	Murray, Willard	
Caldera	Hawkins	Olberg	

NOES—12

Bates	Campbell	Lee	Sher
Brown, Valerie	Gallegos	Mazzoni	Speier
Burton	Kuehl	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 133 (Hauser)—An act to amend Section 3003 of the Penal Code, relating to prisoners.

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

AYES—64

Aguiar	Caldera	Hawkins	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Allen	Conroy	Isenberg	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Sher
Bates	Figueroa	Kuehl	Speier
Battin	Firestone	Kuykendall	Sweeney
Boland	Friedman	Lee	Takasugi
Bowen	Frusetta	Machado	Thompson
Bowler	Gallegos	Martinez	Tucker
Brewer	Granlund	Mazzoni	Vasconcellos
Brown, Valerie	Hannigan	McDonald	Villaraigosa
Burton	Harvey	McPherson	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker

NOES—11

Bordonaro	Kaloogian	Poochigian	Setencich
Brulte	Miller	Pringle	Weggeland
Goldsmith	Morrow	Rogan	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 136 (Pringle)—An act to add Sections 35257 and 72208 to the Education Code, relating to school finance.

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

AYES—76

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Allen	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Burton	Hauser	Morrissey	Villaraigosa
Bustamante	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 10:46 a.m., Assembly Member Vasconcellos was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:46 a.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 12:10 p.m., the Assembly reconvened.

Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, June 1, 1995

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

Senate Bill No. 182

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 182—An act relating to the Foreign Prosecution Program.

Senate Chamber, June 2, 1995

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Alquist, Thompson, Wright, and Kopp as a Committee on Conference concerning:

Senate Bill No. 89.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

At 12:11 p.m., Hon. Jim Battin, 80th District, presiding

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

ASSEMBLY BILL NO. 137 (Olberg)—An act to amend Sections 2070, 2071, 2072.7, 2073.3, 2074.6, 2074.8, 2075, 2075.5, and 2077 of, to add Sections 2071.2, 2074.9, 2075.6, and 2079.5 to, and to repeal Section 2076.5 of, the Fish and Game Code, relating to endangered and threatened species.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:24 p.m.

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

At 12:26 p.m, Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 144 (Willard Murray)—An act to amend Sections 12022 and 12022.5 of the Penal Code, relating to crimes.

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

AYES—70

Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker
Caldera	Hoge	Murray, Willard	
Cannella	House	Napolitano	

NOES—3

Bates	Campbell	Lee

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 145 (Rogan)—An act to amend Section 1370 of the Penal Code, and to amend Sections 5328.3, 5350, and 5358 of the Welfare and Institutions Code, relating to mental competence.

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

AYES—70

Aguiar	Cortese	Kaloogian	Pringle
Alby	Cunneen	Katz	Rainey
Alpert	Davis	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Baldwin	Figueroa	Knox	Setencich
Battin	Firestone	Kuehl	Sher
Boland	Friedman	Kuykendall	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Napolitano	Mr. Speaker
Cannella	House	Olberg	
Conroy	Isenberg	Poochigian	

NOES—1

Bates

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 174 (Willard Murray)—An act to add Sections 41601.1 and 48200.5 to the Education Code, relating to the Compton Unified School District.

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

AYES—46

Alpert	Conroy	Isenberg	Murray, Willard
Baldwin	Cortese	Katz	Napolitano
Bates	Cunneen	Knight	Pringle
Boland	Davis	Knowles	Rainey
Bordonaro	Ducheny	Knox	Rogan
Bowen	Figueroa	Kuehl	Sher
Bowler	Firestone	Kuykendall	Speier
Brown, Valerie	Friedman	Lee	Sweeney
Brulte	Frusetta	Martinez	Villaraigosa
Caldera	Gallegos	McPherson	Woods
Campbell	Harvey	Morrissey	
Cannella	Hauser	Murray, Kevin	

NOES—25

Aguiar	Granlund	McDonald	Takasugi
Alby	Hawkins	Miller	Thompson
Baca	Hoge	Morrow	Weggeland
Battin	House	Olberg	Mr. Speaker
Brewer	Kaloogian	Poochigian	
Burton	Machado	Richter	
Goldsmith	Mazzoni	Setencich	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 174: Assembly Member Setencich, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 187 (Machado)—An act to amend Sections 4604, 4604.2, and 9706 of the Vehicle Code, relating to vehicles.

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

AYES—61

Aguiar	Cunneen	Knight	Olberg
Alby	Davis	Knowles	Poochigian
Alpert	Ducheny	Knox	Pringle
Archie-Hudson	Figueroa	Kuehl	Rainey
Baca	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Machado	Setencich
Battin	Gallegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McDonald	Tucker
Bowler	Hannigan	McPherson	Villaraigosa
Brewer	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Cannella	Hoge	Murray, Kevin	
Conroy	House	Murray, Willard	
Cortese	Kaloogian	Napolitano	

NOES—11

Bates	Caldera	Isenberg	Sher
Bowen	Campbell	Katz	Speier
Burton	Friedman	Lee	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 207 (Rogan)—An act to amend Section 244 of the Penal Code, relating to crimes.

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

AYES—70

Aguiar	Cortese	Kaloogian	Olberg
Alby	Cunneen	Katz	Poochigian
Alpert	Davis	Knight	Pringle
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Knox	Rogan
Bates	Firestone	Kuehl	Setencich
Battin	Friedman	Kuykendall	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker
Cannella	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 291 (Johnson)—An act to amend Section 11144 of, and to add Sections 1318.2 and 1318.3 to, the Penal Code, relating to pretrial release.

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

AYES—56

Aguiar	Campbell	Kaloogian	Olberg
Alby	Cannella	Knight	Poochigian
Archie-Hudson	Conroy	Knowles	Pringle
Baca	Cortese	Knox	Rainey
Baldwin	Cunneen	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Frusetta	Lee	Setencich
Bordonaro	Goldsmith	McDonald	Takasugi
Bowen	Granlund	McPherson	Thompson
Bowler	Harvey	Miller	Tucker
Brewer	Hawkins	Morrissey	Villaraigosa
Brown, Valerie	Hoge	Morrow	Weggeland
Brulte	House	Murray, Kevin	Woods
Bustamante	Isenberg	Murray, Willard	Mr. Speaker

NOES—15

Alpert	Ducheny	Hauser	Napolitano
Burton	Figueroa	Machado	Sher
Caldera	Friedman	Martinez	Speier
Davis	Hannigan	Mazzoni	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 295 (Baldwin)—An act to amend Sections 311, 311.3, 311.4, 311.11, 312.3, and 11166 of the Penal Code, relating to pornography.

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

AYES—58

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Machado	Setencich
Boland	Frusetta	Martinez	Speier
Bordonaro	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McPherson	Takasugi
Brewer	Granlund	Miller	Thompson
Brown, Valerie	Harvey	Morrissey	Tucker
Brulte	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Willard	Woods
Cannella	House	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—9

Archie-Hudson	Campbell	Sher
Bates	Isenberg	Vasconcellos
Burton	Lee	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 295: Assembly Member Gallegos, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 350 (Bustamante)—An act to amend Sections 2072.3, 2073.5, 2074.6, 2074.8, 2075.5, 2076, and 2081 of, to add Sections 2060.5, 2060.6, 2064.3, 2064.4, 2064.5, 2064.6, 2064.8, 2064.9, 2065.8, 2074.7, 2075.6, and 2086 to, and to repeal and add Section 2071.5 of, the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

At 12:47 p.m., Speaker Willie L. Brown, Jr., 13th District, presiding

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:48 p.m.

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

ASSEMBLY BILL NO. 200 (Allen)—An act to amend Sections 1980, 1981, 1983.5, 48915, 48915.2, 48915.5, 48916, and 48918 of, to add Section 48926 to, and to add Article 3.5 (commencing with Section 32225) to Chapter 2 of Part 19 of, and to repeal Sections 1982.5 and 48915.7 of, the Education Code, relating to education.

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

AYES—73

Aguiar	Cannella	Isenberg	Poochigian
Alby	Conroy	Kaloogian	Pringle
Allen	Cortese	Katz	Rainey
Alpert	Cunneen	Knight	Richter
Archie-Hudson	Davis	Knowles	Rogan
Baca	Ducheny	Knox	Setencich
Baldwin	Figueroa	Kuehl	Sher
Bates	Firestone	Kuykendall	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Gallegos	McDonald	Thompson
Bowen	Goldsmith	McPherson	Tucker
Bowler	Granlund	Miller	Vasconcellos
Brewer	Hannigan	Morrissey	Villaraigosa
Brown, Valerie	Harvey	Morrow	Weggeland
Brulte	Hauser	Murray, Kevin	Woods
Burton	Hawkins	Murray, Willard	
Bustamante	Hoge	Napolitano	
Caldera	House	Olberg	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 200: Assembly Member McDonald, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 201 (Allen)—An act relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Allen 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.

ASSEMBLY BILL NO. 399 (Cannella)—An act to amend Sections 21266, 21372, and 21373 of the Government Code, and to add Section 4856 to the Labor Code, relating to public employees.

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

AYES—52

Allen	Conroy	Isenberg	Murray, Kevin
Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Cunneen	Knox	Napolitano
Baca	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Sher
Bowen	Firestone	Machado	Speier
Bowler	Friedman	Martinez	Sweeney
Brown, Valerie	Gallegos	Mazzoni	Tucker
Burton	Hannigan	McDonald	Vasconcellos
Bustamante	Hauser	McPherson	Villaraigosa
Campbell	Hawkins	Morrissey	Woods
Cannella	House	Morrow	Mr. Speaker

NOES—21

Aguiar	Frusetta	Knowles	Takasugi
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Olberg	Weggeland
Brewer	Hoge	Poochigian	
Brulte	Kaloogian	Richter	
Caldera	Knight	Setencich	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 399: Assembly Member Boland, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 442 (Alpert)—An act to add and repeal Chapter 2.2 (commencing with Section 8498.5) of Part 6 of the Education Code, relating to child care.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:55 p.m.

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

ASSEMBLY BILL NO. 456 (Bustamante)—An act to add Section 7079 to the Government Code, relating to enterprise zones, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Motion to Amend by Assembly Member Battin—Set 1

Assembly Member Battin moved the adoption of amendments.

Amendments read.

Motion to Table Battin Amendments to Assembly Bill No. 456

Assembly Member Hannigan moved that the amendments offered by Assembly Member Battin to Assembly Bill No. 456 be laid upon the table.

Assembly Member Knox seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:59 p.m.

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

ASSEMBLY BILL NO. 491 (Aguiar)—An act to amend Section 664 of the Penal Code, relating to crimes.

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

AYES—75

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Figueroa	Kuehl	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Woods
Campbell	House	Murray, Willard	Mr. Speaker
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 521 (Harvey)—An act to amend Sections 9503, 24652, and 24657 of the Food and Agricultural Code, and to add Section 6358.3 to the Revenue and Taxation Code, relating to poultry.

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

AYES—51

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Knight	Pringle
Allen	Cunneen	Knowles	Rainey
Alpert	Figueroa	Knox	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Goldsmith	Martinez	Takasugi
Bordonaro	Granlund	McDonald	Thompson
Bowler	Harvey	McPherson	Tucker
Brewer	Hauser	Miller	Vasconcellos
Brulte	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Olberg	

NOES—24

Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Friedman	Mazzoni	Sweeney
Brown, Valerie	Gallegos	Murray, Kevin	Villaraigosa
Burton	Isenberg	Murray, Willard	Mr. Speaker

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 593 (Boland)—An act to amend Sections 241, 245, and 12021.1 of the Penal Code, relating to crimes.

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

AYES—73

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Allen	Cunneen	Knight	Rainey
Alpert	Davis	Knox	Richter
Archie-Hudson	Ducheny	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Baldwin	Firestone	Lee	Sher
Bates	Friedman	Machado	Speier
Battin	Frusetta	Martinez	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McDonald	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Villaraigosa
Brewer	Harvey	Morrissey	Weggeland
Brown, Valerie	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mr. Speaker
Burton	Hoge	Murray, Willard	
Caldera	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—1

Knowles

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 625 (Allen)—An act to add and repeal Article 7 (commencing with Section 52900) of Chapter 12 of Part 28 of, to add and repeal Chapter 3.5 (commencing with Section 58550) of Part 31 of, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Allen	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Richter
Archie-Hudson	Ducheny	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Baldwin	Firestone	Lee	Sher
Bates	Friedman	Machado	Speier
Battin	Frusetta	Martinez	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McDonald	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Villaraigosa
Brown, Valerie	Hauser	Morrow	Weggeland
Brulte	Hawkins	Murray, Kevin	Woods
Burton	Hoge	Murray, Willard	Mr. Speaker
Caldera	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Allen	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Richter
Archie-Hudson	Ducheny	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Baldwin	Firestone	Lee	Sher
Bates	Friedman	Machado	Speier
Battin	Frusetta	Martinez	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McDonald	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Villaraigosa
Brown, Valerie	Hauser	Morrow	Weggeland
Brulte	Hawkins	Murray, Kevin	Woods
Burton	Hoge	Murray, Willard	Mr. Speaker
Caldera	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 650 (Speier)—An act to amend Sections 16020, 16070, 16071, 16457, and 22651 of, and to add Sections 4000.37, 16028, 16029, 16030, and 16033 to, the Vehicle Code, relating to vehicles.

Bill read third time.

Point of Personal Privilege

Assembly Member Tucker arose to a point of personal privilege.

Ruling by Speaker

The Speaker ruled the point of personal privilege not well taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—62

Aguiar	Cunneen	Kaloogian	Napolitano
Allen	Davis	Katz	Poochigian
Alpert	Ducheny	Knight	Pringle
Baca	Figueroa	Knowles	Rainey
Baldwin	Firestone	Knox	Rogan
Battin	Friedman	Kuehl	Setencich
Boland	Frusetta	Kuykendall	Sher
Bordonaro	Gallegos	Machado	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Thompson
Brulte	Harvey	McPherson	Weggeland
Burton	Hauser	Miller	Woods
Cannella	Hoge	Morrissey	Mr. Speaker
Conroy	House	Murray, Kevin	
Cortese	Isenberg	Murray, Willard	

NOES—10

Alby	Caldera	Morrow	Villaraigosa
Archie-Hudson	Hawkins	Olberg	
Bates	Lee	Tucker	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 692 (Napolitano)—An act to add Article 3 (commencing with Section 48660) to Chapter 4 of Part 27 of the Education Code, relating to pupils.

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

AYES—47

Allen	Campbell	Hawkins	Murray, Kevin
Alpert	Cannella	House	Murray, Willard
Baca	Cortese	Isenberg	Napolitano
Bates	Cunneen	Katz	Rogan
Battin	Davis	Knox	Sher
Boland	Ducheny	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brewer	Firestone	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	Mr. Speaker
Caldera	Hauser	McPherson	

NOES—20

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Frusetta	Knight	Pringle
Bordonaro	Goldsmith	Kuykendall	Setencich
Bowler	Granlund	Miller	Takasugi
Brulte	Harvey	Morrow	Weggeland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 698 (Cannella)—An act to add Section 96.11 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:25 p.m.

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

ASSEMBLY BILL NO. 720 (Speier)—An act to amend Sections 136.2, 273. 5, 273.55, 977, and 1269c of the Penal Code, relating to domestic violence.

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

AYES—68

Aguiar	Caldera	Hawkins	Morrow
Alby	Campbell	Hoge	Murray, Willard
Allen	Cannella	House	Napolitano
Alpert	Conroy	Isenberg	Poochigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brulte	Hannigan	Miller	Woods
Bustamante	Harvey	Morrissey	Mr. Speaker

NOES—1

Kaloogian

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 752 (Kuykendall)—An act to amend Section 3003 of the Penal Code, relating to parole.

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

AYES—63

Aguiar	Caldera	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Allen	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Figueroa	Knox	Richter
Baldwin	Firestone	Kuehl	Rogan
Battin	Friedman	Kuykendall	Setencich
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	McDonald	Takasugi
Bowler	Granlund	McPherson	Villaraigosa
Brewer	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—5

Bates	Lee	Sher
Brown, Valerie	Mazzoni	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 878 (Rogan)—An act to amend Sections 6203 and 6320 of the Family Code, and to amend Section 273.6 of the Penal Code, relating to domestic violence.

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

AYES—70

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Allen	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown, Valerie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 918 (Cunneen)—An act to amend Section 1170.1 of the Penal Code, and to amend Section 23182 of the Vehicle Code, relating to sentencing.

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

AYES—60

Aguiar	Conroy	House	Morrow
Alby	Cortese	Kaloogian	Napolitano
Allen	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Figueroa	Knox	Rainey
Battin	Firestone	Kuehl	Richter
Boland	Frusetta	Kuykendall	Rogan
Bordonaro	Gallegos	Machado	Setencich
Bowen	Goldsmith	Martinez	Speier
Bowler	Granlund	Mazzoni	Sweeney
Brewer	Hannigan	McDonald	Takasugi
Brulte	Harvey	McPherson	Weggeland
Caldera	Hawkins	Miller	Woods
Cannella	Hoge	Morrissey	Mr. Speaker

NOES—8

Brown, Valerie	Friedman	Lee	Murray, Willard
Campbell	Isenberg	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 922 (Friedman)—An act to amend Sections 1982, 2558.2, and 48916 of, and to add Section 48916.1 to, the Education Code, relating to pupils.

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

AYES—68

Aguiar	Caldera	Hoge	Morrow
Alby	Campbell	House	Murray, Kevin
Allen	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Villaraigosa
Brown, Valerie	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hawkins	Morrissey	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 928 (Battin)—An act to amend Section 12022.7 of the Penal Code, relating to sentencing.

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

AYES—50

Aguiar	Caldera	Hoge	Olberg
Alby	Cannella	House	Poochigian
Allen	Conroy	Kaloogian	Pringle
Alpert	Cortese	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knox	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	McPherson	Takasugi
Bowen	Goldsmith	Miller	Weggeland
Bowler	Granlund	Morrissey	Woods
Brewer	Harvey	Morrow	
Brulte	Hawkins	Murray, Willard	

NOES—14

Bates	Isenberg	Mazzoni	Villaraigosa
Brown, Valerie	Kuehl	Murray, Kevin	Mr. Speaker
Campbell	Lee	Napolitano	
Friedman	Martinez	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 981 (Firestone)—An act to amend Section 14499.5 of the Welfare and Institutions Code, relating to Medi-Cal.

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

AYES—58

Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	House	Olberg
Allen	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	McDonald	Sweeney
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brulte	Hannigan	Morrow	Woods
Burton	Harvey	Murray, Kevin	
Caldera	Hawkins	Murray, Willard	

NOES—12

Bates	Friedman	Lee	Speier
Bowen	Isenberg	Martinez	Vasconcellos
Campbell	Katz	Sher	Mr. Speaker

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1012 (Machado)—An act to amend Section 626 of, and to add Sections 221, 243.55, 245.4, and 268 to, the Penal Code, relating to crimes.

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

AYES—64

Aguiar	Caldera	House	Murray, Kevin
Alby	Cannella	Isenberg	Murray, Willard
Allen	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Martinez	Speier
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker

NOES—4

Bates	Campbell	Friedman	Lee

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1035 (Katz)—An act to add Chapter 9.5 (commencing with Section 11530) to Division 10 of the Health and Safety Code, and to add Chapter 2.5 (commencing with Section 653.20) to Title 15 of Part 2 of the Penal Code, relating to crimes.

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

AYES—51

Aguiar	Caldera	Hawkins	Olberg
Alby	Cannella	Hoge	Poochigian
Allen	Conroy	House	Pringle
Alpert	Cortese	Kaloogian	Rainey
Baca	Cunneen	Katz	Richter
Baldwin	Davis	Knight	Rogan
Battin	Figueroa	Knox	Setencich
Boland	Firestone	Kuykendall	Sweeney
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	McPherson	Thompson
Bowler	Goldsmith	Miller	Weggeland
Brewer	Granlund	Morrissey	Woods
Brulte	Harvey	Morrow	

NOES—21

Bates	Isenberg	Murray, Kevin	Vasconcellos
Brown, Valerie	Kuehl	Murray, Willard	Villaraigosa
Burton	Lee	Napolitano	Mr. Speaker
Campbell	Martinez	Sher	
Friedman	Mazzoni	Speier	
Hannigan	McDonald	Tucker	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1041 (Alpert)—An act to repeal and add Article 3 (commencing with Section 52160) of Chapter 7 of Part 28 of the Education Code, relating to bilingual education.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:52 p.m.

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

ASSEMBLY BILL NO. 1046 (Tucker)—An act to amend Section 5504 of the Labor Code, relating to workers' compensation.

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

AYES—72

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Allen	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1157 (Bates)—An act to add and repeal Chapter 4 (commencing with Section 18250) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to children's services.

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

AYES—64

Aguiar	Campbell	Hauser	Morrow
Alby	Cannella	Hawkins	Murray, Kevin
Allen	Conroy	House	Murray, Willard
Alpert	Cortese	Isenberg	Napolitano
Baca	Cunneen	Katz	Poochigian
Bates	Davis	Knox	Rainey
Battin	Ducheny	Kuehl	Richter
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Lee	Sher
Bowen	Friedman	Machado	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Tucker
Brown, Valerie	Goldsmith	McDonald	Villaraigosa
Burton	Granlund	McPherson	Weggeland
Bustamante	Hannigan	Miller	Woods
Caldera	Harvey	Morrissey	Mr. Speaker

NOES—7

Hoge	Knowles	Setencich	Thompson
Kaloogian	Olberg	Takasugi	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1157, Assembly Member Granlund, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1178 (Cunneen)—An act to add Article 5 (commencing with Section 51450) to Chapter 3 of Part 28 of the Education Code, relating to diplomas of high school graduation.

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

AYES—65

Aguiar	Cunneen	Katz	Rainey
Alby	Davis	Knight	Richter
Allen	Ducheny	Knox	Rogan
Alpert	Figueroa	Kuehl	Setencich
Baca	Firestone	Kuykendall	Sher
Baldwin	Friedman	Machado	Speier
Battin	Frusetta	Mazzoni	Sweeney
Boland	Gallegos	McDonald	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Miller	Tucker
Bowler	Harvey	Morrissey	Villaraigosa
Brewer	Hauser	Morrow	Weggeland
Burton	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mr. Speaker
Cannella	House	Napolitano	
Conroy	Isenberg	Olberg	
Cortese	Kaloogian	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1184 (Friedman)—An act to amend Section 14132.47 of the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Baca	Ducheny	Knox	Rogan
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Baca	Ducheny	Knox	Rogan
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1187 (Takasugi)—An act to add Section 52306.5 to the Education Code, and to add and repeal Sections 17053.55 and 23655 of the Revenue and Taxation Code, relating to vocational education.

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

AYES—67

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Allen	Cunneen	Knowles	Rainey
Alpert	Davis	Kuehl	Richter
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Figueroa	Lee	Setencich
Bates	Firestone	Machado	Sher
Battin	Frusetta	Martinez	Speier
Boland	Gallegos	Mazzoni	Sweeney
Bordonaro	Goldsmith	McDonald	Takasugi
Bowler	Granlund	McPherson	Thompson
Brewer	Harvey	Miller	Tucker
Brown, Valerie	Hauser	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Burton	Hoge	Murray, Willard	Woods
Campbell	House	Napolitano	Mr. Speaker
Cannella	Isenberg	Olberg	

NOES—5

Bowen	Friedman	Murray, Kevin
Caldera	Knox	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1189 (Takasugi)—An act to amend Sections 6591.5 and 6907 of the Revenue and Taxation Code, relating to taxation.

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

AYES—70

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Allen	Ducheny	Knox	Rainey
Alpert	Figueroa	Kuehl	Richter
Baca	Firestone	Kuykendall	Rogan
Baldwin	Friedman	Lee	Setencich
Battin	Frusetta	Machado	Sher
Boland	Gallegos	Martinez	Speier
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	McDonald	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Tucker
Brown, Valerie	Hauser	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Campbell	Hoge	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mr. Speaker
Conroy	Isenberg	Napolitano	
Cortese	Kaloogian	Olberg	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1253 (Campbell)—An act to add and repeal Sections 17053.50 and 23650 of the Revenue and Taxation Code, relating to taxation.

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

AYES—73

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Allen	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Richter
Archie-Hudson	Ducheny	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Baldwin	Firestone	Lee	Sher
Bates	Friedman	Machado	Speier
Battin	Frusetta	Martinez	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McDonald	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Hannigan	Miller	Villaraigosa
Brown, Valerie	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Burton	Hawkins	Murray, Kevin	Mr. Speaker
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—1

Bowen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1300 (Kevin Murray)—An act to amend and renumber the heading of Article 18.5 (commencing with Section 743) of Chapter 2 of Part 1 of Division 2 of, and to add Article 18.7 (commencing with Section 742.50) to Chapter 2 of Part 1 of Division 2 of, the Welfare and Institutions Code, relating to minors, and making an appropriation therefor.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2 p.m.

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

ASSEMBLY BILL NO. 1342 (Sweeney)—An act to amend Sections 52050, 52051, 52052, 52053, 52054.5, and 52058 of, and to repeal Section 52059.7 of, the Education Code, relating to public schools.

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

AYES—64

Aguiar	Campbell	Hauser	Napolitano
Alby	Cannella	Hawkins	Poochigian
Allen	Conroy	House	Pringle
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brulte	Granlund	Miller	Weggeland
Bustamante	Hannigan	Morrissey	Woods
Caldera	Harvey	Morrow	Mr. Speaker

NOES—7

Bowler	Isenberg	Knight	Olberg
Hoge	Kaloogian	Knowles	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1343 (Sweeney)—An act to amend Section 3058.6 of, and to add Section 3044 to, the Penal Code, relating to parole.

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

AYES—76

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Allen	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1343: Assembly Member Battin, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 2:01 p.m., Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1361 (Knowles)—An act to amend Section 825 of, and to add Sections 995.9 and 12530 to, the Government Code, relating to public entities.

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

AYES—70

Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Allen	Cunneen	Katz	Pringle
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knowles	Richter
Baca	Figueroa	Kuehl	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Takasugi
Bowen	Goldsmith	McDonald	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Hannigan	Miller	Villaraigosa
Brown, Valerie	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker
Caldera	Hoge	Murray, Willard	
Cannella	House	Napolitano	

NOES—2

Bates	Speier

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1397 (Poochigian)—An act to add Chapter 6.6 (commencing with Section 13858) to Part 4 of the Penal Code, relating to violence suppression, and making an appropriation therefor.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:06 p.m.

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

ASSEMBLY BILL NO. 1513 (Villaraigosa)—An act to add Chapter 3.5 (commencing with Section 48460) to Part 27 of the Education Code, relating to pupils.

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

AYES—42

Alpert	Cunneen	Knox	Rogan
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Bustamante	Granlund	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	Woods
Campbell	Hauser	Murray, Willard	Mr. Speaker
Cannella	Isenberg	Napolitano	
Cortese	Katz	Richter	

NOES—33

Aguiar	Brulte	Kaloogian	Pringle
Alby	Conroy	Knight	Rainey
Allen	Firestone	Knowles	Setencich
Baldwin	Frusetta	Kuykendall	Takasugi
Battin	Goldsmith	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1577 (Bowen)—An act to add Section 16.5 to the Government Code, relating to digital signatures.

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

AYES—65

Aguiar	Cannella	Knowles	Pringle
Allen	Conroy	Knox	Rainey
Alpert	Cortese	Kuehl	Richter
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Davis	Lee	Sher
Bates	Ducheny	Machado	Speier
Battin	Figueroa	Mazzoni	Sweeney
Boland	Firestone	McDonald	Takasugi
Bordonaro	Friedman	McPherson	Tucker
Bowen	Frusetta	Miller	Vasconcellos
Bowler	Gallegos	Morrissey	Villaraigosa
Brewer	Goldsmith	Morrow	Weggeland
Brown, Valerie	Harvey	Murray, Kevin	Woods
Brulte	Hauser	Murray, Willard	Mr. Speaker
Burton	Hawkins	Napolitano	
Caldera	Katz	Olberg	
Campbell	Knight	Poochigian	

NOES—4

Granlund	Hoge	Kaloogian	Thompson

Bill ordered transmitted to the Senate.

At 2:15 p.m., Speaker Willie L. Brown, Jr., 13th District, presiding

ASSEMBLY BILL NO. 1605 (Boland)—An act to add Section 215.5 to the Penal Code, relating to carjacking.

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

AYES—66

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Allen	Cunneen	Katz	Poochigian
Alpert	Ducheny	Knight	Pringle
Baca	Figueroa	Knowles	Rainey
Baldwin	Firestone	Knox	Richter
Battin	Friedman	Kuykendall	Setencich
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—7

Bates	Campbell	Lee	Mr. Speaker
Burton	Kuehl	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1606 (Hawkins)—An act to amend Sections 273a, 273ab, and 273d of the Penal Code, relating to child abuse.

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

AYES—68

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Allen	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Figueroa	Knox	Rainey
Battin	Firestone	Kuehl	Richter
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Gallegos	Machado	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods

NOES—4

Bates	Burton	Lee	Mr. Speaker

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1608 (Katz)—An act to add and repeal Chapter 12 (commencing with Section 13898) of Title 6 of Part 4 of the Penal Code, relating to crime victims.

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

AYES—65

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Katz	Poochigian
Allen	Cortese	Knight	Pringle
Alpert	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Richter
Baca	Figueroa	Kuykendall	Sher
Baldwin	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Martinez	Tucker
Bordonaro	Gallegos	Mazzoni	Vasconcellos
Bowen	Goldsmith	McDonald	Villaraigosa
Bowler	Granlund	McPherson	Weggeland
Brown, Valerie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hauser	Morrow	
Caldera	Hawkins	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—9

Brewer	Kaloogian	Setencich
Ducheny	Knowles	Takasugi
Hoge	Olberg	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1764 (Cunneen)—An act to add Section 667.14 to the Penal Code, relating to sentencing.

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

AYES—67

Aguiar	Conroy	House	Napolitano
Alby	Cortese	Isenberg	Olberg
Allen	Cunneen	Kaloogian	Poochigian
Alpert	Davis	Katz	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	Hoge	Murray, Willard	

NOES—2

Bates	Campbell

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1788 (Brewer)—An act to amend the heading of Chapter 12 (commencing with Section 15399.50) of Part 6.7 of Division 3 of Title 2 of, and to amend Sections 15399.50 and 15399.53 of, the Government Code, relating to economic development, and making an appropriation therefor.

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

AYES—61

Aguiar	Cortese	Kaloogian	Murray, Willard
Alby	Cunneen	Katz	Napolitano
Allen	Davis	Knight	Olberg
Alpert	Ducheny	Knowles	Poochigian
Baca	Figueroa	Knox	Pringle
Baldwin	Firestone	Kuehl	Rainey
Battin	Frusetta	Kuykendall	Setencich
Boland	Gallegos	Machado	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	Mazzoni	Thompson
Bowler	Harvey	McDonald	Tucker
Brewer	Hauser	McPherson	Weggeland
Brown, Valerie	Hawkins	Miller	Mr. Speaker
Brulte	Hoge	Morrissey	
Cannella	House	Morrow	
Conroy	Isenberg	Murray, Kevin	

NOES—4

Caldera	Friedman	Lee	Villaraigosa

Bill ordered transmitted to the Senate.

At 2:20 p.m., Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1818 (Willie Brown)—An act to amend Sections 69102 and 69104 of the Government Code, relating to courts.

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

AYES—73

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Allen	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knowles	Richter
Baca	Ducheny	Knox	Setencich
Baldwin	Figueroa	Kuehl	Sher
Bates	Firestone	Kuykendall	Speier
Battin	Friedman	Lee	Sweeney
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Villaraigosa
Brewer	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1906 (Sher)—An act to add Section 25205.24 to the Health and Safety Code, relating to hazardous waste.

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

AYES—64

Alby	Conroy	House	Murray, Willard
Allen	Cortese	Isenberg	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Caldera	Hauser	Morrissey	Villaraigosa
Campbell	Hawkins	Morrow	Weggeland
Cannella	Hoge	Murray, Kevin	Mr. Speaker

NOES—4

Aguiar	Bordonaro	Knowles	Poochigian

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 113 (Willard Murray)—An act to add Article 7 (commencing with Section 11480) to Chapter 3 of Title 1 of Part 4 of the Penal Code, relating to domestic terrorism, and making an appropriation therefor.

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

AYES—57

Aguiar	Campbell	Hawkins	Poochigian
Alby	Cannella	Hoge	Rainey
Allen	Cortese	Isenberg	Richter
Alpert	Cunneen	Katz	Setencich
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuykendall	Speier
Bates	Figueroa	Martinez	Sweeney
Battin	Firestone	McDonald	Takasugi
Boland	Frusetta	McPherson	Tucker
Bordonaro	Gallegos	Miller	Weggeland
Bowen	Goldsmith	Morrissey	Woods
Bowler	Granlund	Murray, Kevin	Mr. Speaker
Brown, Valerie	Hannigan	Murray, Willard	
Brulte	Harvey	Napolitano	
Caldera	Hauser	Olberg	

NOES—13

Brewer	Knight	Machado	Villaraigosa
Burton	Knowles	Mazzoni	
House	Kuehl	Morrow	
Kaloogian	Lee	Thompson	

Bill ordered transmitted to the Senate.

At 2:26 p.m., Speaker Willie L. Brown, Jr., 13th District, presiding

ASSEMBLY BILL NO. 1478 (Martinez)—An act to amend Sections 830.1 and 830.33 of the Penal Code, relating to peace officers.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:27 p.m.

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

ASSEMBLY BILL NO. 1949 (Horcher)—An act to add Section 3260.2 to the Civil Code, relating to works of improvement.

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

AYES—52

Aguiar	Bustamante	Hauser	Murray, Kevin
Allen	Caldera	Hawkins	Murray, Willard
Alpert	Campbell	Isenberg	Napolitano
Archie-Hudson	Cannella	Kaloogian	Poochigian
Baca	Cortese	Knowles	Rainey
Baldwin	Cunneen	Knox	Sher
Bates	Davis	Kuehl	Sweeney
Battin	Ducheny	Lee	Thompson
Boland	Figueroa	Machado	Tucker
Bordonaro	Friedman	Martinez	Vasconcellos
Brown, Valerie	Gallegos	Mazzoni	Villaraigosa
Brulte	Goldsmith	McDonald	Weggeland
Burton	Hannigan	McPherson	Mr. Speaker

NOES—14

Alby	Frusetta	Knight	Setencich
Bowler	Harvey	Kuykendall	Takasugi
Brewer	Hoge	Miller	
Conroy	House	Olberg	

Vote Change

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1949: Assembly Member Boland, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 122 (Rainey)—An act to amend Sections 85 and 85.2 of, and to repeal Section 663.7 of, the Harbors and Navigation Code, relating to vessels.

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

AYES—70

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Allen	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Figueroa	Knox	Rainey
Bates	Firestone	Kuehl	Setencich
Battin	Friedman	Kuykendall	Sher
Boland	Frusetta	Lee	Speier
Bordonaro	Gallegos	Machado	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McDonald	Villaraigosa
Brown, Valerie	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Campbell	Hoge	Morrow	

NOES—2

Caldera	Vasconcellos

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1145 (Morrissey)—An act to add Article 5 (commencing with Section 79160) to Chapter 9 of Part 48 of the Education Code, relating to energy resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Allen	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Villaraigosa
Brewer	Hannigan	McPherson	Weggeland
Brown, Valerie	Harvey	Miller	Mr. Speaker
Brulte	Hauser	Morrissey	
Burton	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Allen	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Villaraigosa
Brewer	Hannigan	McPherson	Weggeland
Brown, Valerie	Harvey	Miller	Mr. Speaker
Brulte	Hauser	Morrissey	
Burton	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1867 (Katz)—An act to add Article 5 (commencing with Section 79160) to Chapter 9 of Part 48 of the Education Code, relating to energy resources, and making an appropriation therefor.

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

AYES—69

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Allen	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Villaraigosa
Brewer	Hannigan	McPherson	Weggeland
Brown, Valerie	Harvey	Miller	Mr. Speaker
Brulte	Hauser	Morrissey	
Burton	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1068 (Mazzoni)—An act to amend Section 42238 and 42238.4 of the Education Code, relating to school finance.

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

AYES—70

Aguiar	Campbell	Kaloogian	Olberg
Alby	Cannella	Katz	Poochigian
Allen	Conroy	Knight	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Villaraigosa
Brewer	Harvey	Miller	Weggeland
Brown, Valerie	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker
Burton	House	Murray, Willard	
Caldera	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1302 (Kevin Murray)—An act to amend Sections 10601, 51874, and 64000 of, and to add Article 13 (commencing with Section 32430) to Chapter 3 of Part 19 of, the Education Code, relating to education technology, and making an appropriation therefor.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:34 p.m.

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

ASSEMBLY BILL NO. 1519 (Morrow)—An act to add Chapter 17 (commencing with Section 11600) to Part 7.5 of the Education Code, relating to education technology, and making an appropriation therefor.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:37 p.m.

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

ASSEMBLY BILL NO. 1630 (Olberg)—An act to amend Section 711.4 of the Fish and Game Code, relating to environmental quality.

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

AYES—45

Aguiar	Cannella	Kaloogian	Pringle
Alby	Conroy	Knight	Rainey
Allen	Cortese	Knowles	Richter
Alpert	Cunneen	Kuykendall	Setencich
Baca	Firestone	Machado	Takasugi
Baldwin	Frusetta	McPherson	Thompson
Battin	Goldsmith	Miller	Tucker
Boland	Granlund	Morrissey	Weggeland
Bordonaro	Harvey	Morrow	Woods
Bowler	Hawkins	Murray, Willard	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—26

Bates	Friedman	Lee	Speier
Bowen	Gallegos	Martinez	Sweeney
Brown, Valerie	Hannigan	Mazzoni	Vasconcellos
Burton	Hauser	McDonald	Villaraigosa
Caldera	Isenberg	Murray, Kevin	Mr. Speaker
Davis	Knox	Napolitano	
Figueroa	Kuehl	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1763 (Weggeland)—An act to amend Section 15364.4 of, and to add Sections 15364.76, 15364.77, 15364.78, and 15364.79 to, the Government Code, relating to the California State World Trade Commission, and making an appropriation therefor.

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

AYES—68

Aguiar	Campbell	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Allen	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McPherson	Thompson
Brown, Valerie	Granlund	Miller	Tucker
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods

NOES—1

McDonald

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1763: Assembly Member McDonald, from "Aye" to "No".

Bill ordered transmitted to the Senate.

Communications

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

Explanation of Vote—Assembly Bill No. 1763

June 2, 1995

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

Dear Dotson: On Friday, June 2, 1995, Assembly Bill 1763 was placed on the consent calendar second day, and therefore, I mistakenly placed an aye vote. The bill was moved to a third reading bill after another member changed to a no vote.

It was my intention to vote no on Assembly Bill 1763.

Thank you for your attention to this matter.

Sincerely,

MARGUERITE ARCHIE-HUDSON, Assembly Member
Forty-eighth District

UNFINISHED BUSINESS (RESUMED)

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1862 FROM COMMITTEE CONTINUED

Assembly Member Morrow was granted unanimous consent that the motion to withdraw Assembly Bill No. 1862 from the Committee on Judiciary be continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1543 (McPherson)—An act to amend Section 84207 of, and to add Article 1.5 (commencing with Section 84730) to Chapter 5 of Part 50 of, the Education Code, relating to postsecondary education, and making an appropriation therefor.

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

AYES—63

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Murray, Willard
Allen	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Knight	Olberg
Archie-Hudson	Davis	Knowles	Poochigian
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Mr. Speaker
Campbell	Hawkins	Morrow	

NOES—4

Bowen	Caldera	Isenberg	Pringle

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 632

ASSEMBLY BILL NO. 632 (Katz)—An act to amend Sections 12025 and 12031 of, and to repeal Section 12031.5 of, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 632, as amended, by Unanimous Consent

Assembly Member Katz was granted unanimous consent to take up Assembly Bill No. 632, as amended, without reference to file for purpose of consideration at this time, and that the same be considered engrossed.

ASSEMBLY BILL NO. 632 (Katz)—An act to amend Sections 12025 and 12031 of, and to repeal Section 12031.5 of, the Penal Code, relating to firearms.

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

AYES—52

Aguiar	Cannella	Hauser	Miller
Alpert	Cortese	Hawkins	Morrissey
Archie-Hudson	Cunneen	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Boland	Figueroa	Kuehl	Poochigian
Bordonaro	Firestone	Kuykendall	Pringle
Bowen	Friedman	Lee	Rainey
Bowler	Frusetta	Machado	Speier
Brulte	Gallegos	Martinez	Sweeney
Burton	Goldsmith	Mazzoni	Takasugi
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Harvey	McPherson	Mr. Speaker

NOES—9

Granlund	Knight	Setencich
Hoge	Knowles	Thompson
Kaloogian	Olberg	Woods

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 2:50 p.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 2:52 p.m., the Assembly reconvened.

Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 307 (Thompson)—An act to amend Sections 17576 and 17579 of the Government Code, relating to state mandates.

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

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

ASSEMBLY BILL NO. 1509 (Hawkins)—An act to amend Section 12955 of the Government Code, relating to housing.

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

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

ASSEMBLY BILL NO. 1777 (Brewer)—An act to add Sections 29607.5, 39617, and 40714 to the Health and Safety Code, relating to air pollution.

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

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

ASSEMBLY BILL NO. 1130 (Morrissey)—An act to amend Sections 309.7, 421, and 765.6 of the Public Utilities Code, relating to public utilities.

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

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

Consent Calendar Roll Call

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

AYES—76

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Allen	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE BATTIN AMENDMENTS TO ASSEMBLY BILL NO. 456

At 2:52 p.m., on motion of Assembly Member Battin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Battin amendments to Assembly Bill No. 456 lost by the following vote:

AYES—38

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	Mr. Speaker
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—38

Aguiar	Conroy	Kaloogian	Rainey
Alby	Cunneen	Knight	Richter
Allen	Firestone	Knowles	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	
Brulte	House	Pringle	

Amendments Withdrawn

Without objection Assembly Member Battin withdrew his amendments—Set 1 to Assembly Bill No. 456.

Motion to Amend by Assembly Member Battin—Set 2

Assembly Member Battin moved the adoption of amendments.

Amendments read.

Parliamentary Inquiry

Assembly Member Katz arose to the following parliamentary inquiry:

Were the amendments proposed by Assembly Member Battin previously offered and defeated in policy committee?

Reply by Speaker

The Speaker replied that amendments may be offered on the Assembly Floor, whether or not offered in policy committee, as the House determines the adoption of amendments.

Roll Call

The roll was opened on the motion to amend Assembly Bill No. 456 by Assembly Member Battin—Set 2.

Motion to amend lost by the following vote:

AYES—33

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Setencich
Baldwin	Frusetta	Kuykendall	Takasugi
Battin	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Pringle	

NOES—41

Alpert	Cannella	Katz	Poochigian
Archie-Hudson	Cortese	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brewer	Friedman	Martinez	Vasconcellos
Brown, Valerie	Gallegos	Mazzoni	Villaraigosa
Burton	Hannigan	McDonald	Mr. Speaker
Bustamante	Harvey	Murray, Kevin	
Caldera	Hauser	Murray, Willard	
Campbell	Isenberg	Napolitano	

Motion to Re-refer Assembly Bill No. 456 to Committee

Assembly Member McDonald moved that Assembly Bill No. 456 be re-referred to the Committee on Revenue and Taxation.

Assembly Member Goldsmith seconded the motion.

Motion carried by the following vote:

AYES—42

Aguiar	Caldera	Isenberg	Olberg
Alby	Conroy	Kaloogian	Pringle
Allen	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Setencich
Archie-Hudson	Firestone	Kuykendall	Sweeney
Battin	Frusetta	Mazzoni	Takasugi
Boland	Goldsmith	McDonald	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Bowler	Hawkins	Miller	Woods
Brewer	Hoge	Morrissey	
Brulte	House	Napolitano	

NOES—26

Baca	Cannella	Knox	Poochigian
Baldwin	Cortese	Kuehl	Sher
Bates	Ducheny	Lee	Vasconcellos
Bowen	Figueroa	Machado	Villaraigosa
Brown, Valerie	Friedman	Martinez	Mr. Speaker
Bustamante	Gallegos	Murray, Kevin	
Campbell	Harvey	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 314

At 3:11 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 314 refused passage by the following vote:

AYES—37

Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Cortese	Kuehl	Sher
Baca	Cunneen	Lee	Speier
Bates	Davis	Machado	Sweeney
Bowen	Ducheny	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Mr. Speaker
Bustamante	Hannigan	McPherson	
Caldera	Hauser	Murray, Kevin	
Campbell	Katz	Murray, Willard	

NOES—33

Aguiar	Firestone	Kuykendall	Setencich
Allen	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Boland	Granlund	Olberg	Vasconcellos
Bordonaro	Harvey	Poochigian	Weggeland
Bowler	House	Pringle	Woods
Brewer	Kaloogian	Rainey	
Brulte	Knight	Richter	
Conroy	Knowles	Rogan	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 975

At 3:11 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 975 refused passage by the following vote:

AYES—40

Allen	Cannella	Isenberg	Murray, Kevin
Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Cunneen	Knox	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	Woods
Campbell	Hauser	McPherson	Mr. Speaker

NOES—35

Aguiar	Brulte	Kaloogian	Pringle
Alby	Conroy	Knight	Rainey
Baldwin	Frusetta	Knowles	Richter
Battin	Goldsmith	Kuykendall	Rogan
Boland	Granlund	Miller	Setencich
Bordonaro	Harvey	Morrissey	Takasugi
Bowen	Hawkins	Morrow	Thompson
Bowler	Hoge	Olberg	Weggeland
Brewer	House	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1100

At 3:12 p.m., on motion of Assembly Member Speier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1100 passed by the following vote:

AYES—41

Alpert	Cortese	Knox	Sher
Archie-Hudson	Cunneen	Kuehl	Speier
Baca	Davis	Lee	Sweeney
Bates	Ducheny	Machado	Tucker
Bowen	Figueroa	Martinez	Vasconcellos
Brown, Valerie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Woods
Bustamante	Hannigan	McPherson	Mr. Speaker
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	
Cannella	Katz	Napolitano	

NOES—35

Aguiar	Brulte	Kaloogian	Pringle
Alby	Conroy	Knight	Rainey
Allen	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Miller	Setencich
Boland	Granlund	Morrissey	Takasugi
Bordonaro	Harvey	Morrow	Thompson
Bowler	Hawkins	Olberg	Weggeland
Brewer	Hoge	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 371

At 3:12 p.m., on motion of Assembly Member Tucker, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 371 adopted by the following vote:

AYES—59

Allen	Cannella	Isenberg	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Knox	Rogan
Bates	Davis	Kuehl	Setencich
Battin	Ducheny	Kuykendall	Sher
Boland	Figueroa	Lee	Speier
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Martinez	Tucker
Brewer	Gallegos	Mazzoni	Vasconcellos
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hauser	Murray, Willard	Mr. Speaker
Campbell	Hawkins	Napolitano	

NOES—13

Aguiar	Goldsmith	Miller	Thompson
Alby	House	Morrissey	
Baldwin	Kaloogian	Morrow	
Bowler	Knowles	Olberg	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Allen	Cannella	Isenberg	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Knox	Rogan
Bates	Davis	Kuehl	Setencich
Battin	Ducheny	Kuykendall	Sher
Boland	Figueroa	Lee	Speier
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Martinez	Tucker
Brewer	Gallegos	Mazzoni	Vasconcellos
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hauser	Murray, Willard	Mr. Speaker
Campbell	Hawkins	Napolitano	

NOES—13

Aguiar	Goldsmith	Miller	Thompson
Alby	House	Morrissey	
Baldwin	Kaloogian	Morrow	
Bowler	Knowles	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 281

At 3:12 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 281 passed by the following vote:

AYES—41

Alby	Caldera	Katz	Napolitano
Allen	Campbell	Knight	Sher
Alpert	Cannella	Knox	Sweeney
Archie-Hudson	Cortese	Kuehl	Tucker
Baca	Ducheny	Lee	Vasconcellos
Baldwin	Figueroa	Machado	Villaraigosa
Bates	Friedman	Martinez	Weggeland
Bowen	Granlund	Mazzoni	Mr. Speaker
Brown, Valerie	Hannigan	McDonald	
Burton	Hauser	Murray, Kevin	
Bustamante	Isenberg	Murray, Willard	

NOES—32

Aguiar	Cunneen	House	Poochigian
Battin	Firestone	Kaloogian	Pringle
Boland	Frusetta	Knowles	Rainey
Bordonaro	Gallegos	Kuykendall	Richter
Bowler	Goldsmith	McPherson	Rogan
Brewer	Harvey	Miller	Setencich
Brulte	Hawkins	Morrissey	Takasugi
Conroy	Hoge	Olberg	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1133

At 3:12 p.m., on motion of Assembly Member Hoge, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1133 passed by the following vote:

AYES—41

Alby	Cortese	Knowles	Rogan
Allen	Cunneen	Knox	Setencich
Bates	Figueroa	Kuykendall	Takasugi
Battin	Firestone	Lee	Tucker
Boland	Frusetta	Mazzoni	Villaraigosa
Bordonaro	Granlund	McPherson	Weggeland
Bowler	Harvey	Miller	Woods
Brewer	Hawkins	Morrow	Mr. Speaker
Brulte	Hoge	Olberg	
Burton	House	Pringle	
Cannella	Kaloogian	Rainey	

NOES—25

Aguiar	Davis	Machado	Sher
Alpert	Ducheny	Martinez	Speier
Archie-Hudson	Friedman	McDonald	Sweeney
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Hauser	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Campbell	Katz	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1095

At 3:12 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1095 passed by the following vote:

AYES—52

Aguiar	Bustamante	Hannigan	Napolitano
Alby	Caldera	Hauser	Olberg
Allen	Cannella	Hawkins	Poochigian
Alpert	Conroy	Knox	Pringle
Archie-Hudson	Cortese	Kuykendall	Rainey
Baca	Cunneen	Martinez	Rogan
Baldwin	Davis	McDonald	Setencich
Battin	Ducheny	McPherson	Takasugi
Boland	Figueroa	Miller	Thompson
Bordonaro	Firestone	Morrissey	Tucker
Bowler	Friedman	Morrow	Weggeland
Brown, Valerie	Frusetta	Murray, Kevin	Woods
Brulte	Gallegos	Murray, Willard	Mr. Speaker

NOES—16

Bates	Goldsmith	Knowles	Sher
Bowen	Harvey	Kuehl	Speier
Burton	Isenberg	Lee	Sweeney
Campbell	Kaloogian	Machado	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 383

At 3:13 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.

The urgency clause to Assembly Bill No. 383 adopted by the following vote:

AYES—57

Aguiar	Cortese	Katz	Olberg
Allen	Cunneen	Knight	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Gallegos	Mazzoni	Tucker
Bowen	Goldsmith	McDonald	Weggeland
Brewer	Granlund	McPherson	Woods
Brown, Valerie	Hannigan	Miller	Mr. Speaker
Brulte	Hauser	Morrissey	
Campbell	Hawkins	Morrow	
Conroy	Isenberg	Napolitano	

NOES—12

Alby	Caldera	Kaloogian	Thompson
Bowler	Harvey	Murray, Willard	Vasconcellos
Bustamante	House	Richter	Villaraigosa

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Aguiar	Cortese	Katz	Olberg
Allen	Cunneen	Knight	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Gallegos	Mazzoni	Tucker
Bowen	Goldsmith	McDonald	Weggeland
Brewer	Granlund	McPherson	Woods
Brown, Valerie	Hannigan	Miller	Mr. Speaker
Brulte	Hauser	Morrissey	
Campbell	Hawkins	Morrow	
Conroy	Isenberg	Napolitano	

NOES—12

Alby	Caldera	Kaloogian	Thompson
Bowler	Harvey	Murray, Willard	Vasconcellos
Bustamante	House	Richter	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 42

At 3:14 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 42 passed by the following vote:

AYES—46

Aguiar	Conroy	Knowles	Pringle
Alby	Cortese	Kuehl	Rainey
Allen	Cunneen	Kuykendall	Richter
Baca	Frusetta	Machado	Rogan
Baldwin	Gallegos	Martinez	Setencich
Battin	Goldsmith	McDonald	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Tucker
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Murray, Willard	Woods
Brulte	Kaloogian	Olberg	
Cannella	Knight	Poochigian	

NOES—25

Alpert	Davis	Katz	Speier
Bates	Figueroa	Knox	Sweeney
Bowen	Firestone	Lee	Vasconcellos
Brown, Valerie	Friedman	Mazzoni	Villaraigosa
Burton	Hauser	Murray, Kevin	
Caldera	House	Napolitano	
Campbell	Isenberg	Sher	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 42: Assembly Member Tucker, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 137

At 3:14 p.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 137 passed by the following vote:

AYES—41

Aguiar	Bustamante	Knight	Rainey
Alby	Cannella	Knowles	Richter
Allen	Conroy	Kuykendall	Rogan
Baca	Frusetta	Machado	Setencich
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Boland	Harvey	Morrow	Weggeland
Bordonaro	Hawkins	Murray, Willard	Woods
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Pringle	

NOES—30

Alpert	Davis	Knox	Sher
Archie-Hudson	Figueroa	Kuehl	Speier
Bates	Friedman	Lee	Sweeney
Bowen	Gallegos	Martinez	Tucker
Brown, Valerie	Hannigan	Mazzoni	Vasconcellos
Burton	Hauser	McDonald	Villaraigosa
Caldera	Isenberg	Murray, Kevin	
Campbell	Katz	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 350

At 3:15 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 350 passed by the following vote:

AYES—44

Aguiar	Bustamante	Kaloogian	Olberg
Alby	Cannella	Knight	Poochigian
Allen	Ducheny	Knowles	Pringle
Baca	Frusetta	Kuykendall	Rainey
Baldwin	Gallegos	Machado	Rogan
Battin	Goldsmith	McDonald	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Tucker
Brewer	Hoge	Murray, Willard	Weggeland
Brulte	House	Napolitano	Woods

NOES—27

Alpert	Campbell	Katz	Sher
Archie-Hudson	Davis	Knox	Speier
Bates	Figueroa	Kuehl	Sweeney
Bowen	Friedman	Lee	Vasconcellos
Brown, Valerie	Hannigan	Martinez	Villaraigosa
Burton	Hauser	Mazzoni	Mr. Speaker
Caldera	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 201

At 3:15 p.m., on motion of Assembly Member Allen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 201 adopted by the following vote:

AYES—55

Aguiar	Cortese	Katz	Napolitano
Allen	Davis	Knight	Olberg
Alpert	Ducheny	Knowles	Pringle
Archie-Hudson	Figueroa	Knox	Rainey
Baca	Friedman	Kuehl	Richter
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Machado	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hauser	McPherson	Villaraigosa
Brulte	Hawkins	Miller	Weggeland
Burton	Hoge	Morrissey	Woods
Cannella	House	Morrow	Mr. Speaker
Conroy	Kaloogian	Murray, Willard	

NOES—14

Bates	Cunneen	Lee	Sweeney
Bordonaro	Hannigan	Mazzoni	Vasconcellos
Caldera	Harvey	Sher	
Campbell	Isenberg	Speier	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

Aguiar	Cortese	Katz	Napolitano
Allen	Davis	Knight	Olberg
Alpert	Ducheny	Knowles	Pringle
Archie-Hudson	Figueroa	Knox	Rainey
Baca	Friedman	Kuehl	Richter
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Machado	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hauser	McPherson	Villaraigosa
Brulte	Hawkins	Miller	Weggeland
Burton	Hoge	Morrissey	Woods
Cannella	House	Morrow	Mr. Speaker
Conroy	Kaloogian	Murray, Willard	

NOES—14

Bates	Cunneen	Lee	Sweeney
Bordonaro	Hannigan	Mazzoni	Vasconcellos
Caldera	Harvey	Sher	
Campbell	Isenberg	Speier	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Assembly Bill No. 201, and on passage of the bill: Assembly Member Setencich, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 442

At 3:16 p.m., on motion of Assembly Member Alpert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 442 passed by the following vote:

AYES—45

Allen	Campbell	Katz	Rogan
Alpert	Cannella	Knox	Sher
Archie-Hudson	Cortese	Kuehl	Speier
Baca	Cunneen	Lee	Sweeney
Bates	Davis	Machado	Tucker
Boland	Ducheny	Martinez	Vasconcellos
Bowen	Figueroa	Mazzoni	Villaraigosa
Brewer	Friedman	McDonald	Weggeland
Brown, Valerie	Gallegos	McPherson	Mr. Speaker
Brulte	Hannigan	Murray, Kevin	
Burton	Hauser	Murray, Willard	
Caldera	Isenberg	Napolitano	

NOES—27

Aguiar	Frusetta	Knowles	Pringle
Alby	Granlund	Kuykendall	Richter
Baldwin	Harvey	Miller	Setencich
Battin	Hawkins	Morrissey	Takasugi
Bordonaro	Hoge	Morrow	Thompson
Bowler	House	Olberg	Woods
Conroy	Knight	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 698

At 3:16 p.m., on motion of Assembly Member Cannella, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 698 refused adoption by the following vote:

AYES—37

Aguiar	Caldera	House	Murray, Willard
Allen	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Rainey
Baca	Cortese	Kuehl	Sher
Bates	Figueroa	Lee	Sweeney
Battin	Firestone	Machado	Tucker
Bowen	Friedman	Martinez	Mr. Speaker
Brown, Valerie	Gallegos	Mazzoni	
Burton	Hannigan	McDonald	
Bustamante	Hauser	Murray, Kevin	

NOES—33

Alby	Frusetta	Miller	Speier
Baldwin	Harvey	Morrissey	Takasugi
Boland	Hawkins	Morrow	Thompson
Bordonaro	Isenberg	Olberg	Vasconcellos
Bowler	Kaloogian	Poochigian	Villaraigosa
Brewer	Knight	Pringle	Weggeland
Brulte	Knowles	Richter	
Conroy	Kuykendall	Rogan	
Cunneen	McPherson	Setencich	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY NO. 1041

At 3:16 p.m., on motion of Assembly Member Alpert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1041 passed by the following vote:

AYES—43

Allen	Cortese	Katz	Napolitano
Alpert	Cunneen	Knox	Poochigian
Archie-Hudson	Davis	Kuehl	Rogan
Bates	Ducheny	Lee	Sher
Bowen	Figueroa	Machado	Speier
Brown, Valerie	Friedman	Martinez	Sweeney
Brulte	Gallegos	Mazzoni	Tucker
Burton	Goldsmith	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	Weggeland
Campbell	Hauser	Murray, Kevin	Mr. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—29

Aguiar	Conroy	Kaloogian	Richter
Alby	Firestone	Knowles	Setencich
Baca	Frusetta	Kuykendall	Takasugi
Battin	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	
Bowler	Hoge	Olberg	
Brewer	House	Rainey	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1300

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

Assembly Bill No. 1300 refused passage by the following vote:

AYES—39

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	Mr. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—36

Aguiar	Brulte	House	Olberg
Alby	Caldera	Kaloogian	Poochigian
Allen	Conroy	Knight	Pringle
Baldwin	Frusetta	Knowles	Rainey
Battin	Goldsmith	Kuykendall	Setencich
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1397

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

Assembly Bill No. 1397 passed by the following vote:

AYES—60

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Allen	Figueroa	Knowles	Pringle
Alpert	Firestone	Knox	Rainey
Baca	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Machado	Rogan
Battin	Granlund	Martinez	Setencich
Boland	Hannigan	Mazzoni	Speier
Bordonaro	Harvey	McDonald	Sweeney
Bowen	Hauser	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Tucker
Brulte	House	Morrow	Weggeland
Cannella	Isenberg	Murray, Willard	Woods
Conroy	Kaloogian	Napolitano	Mr. Speaker

NOES—8

Bates	Davis	Gallegos	Sher
Caldera	Friedman	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1478

At 3:18 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1478 passed by the following vote:

AYES—45

Allen	Cannella	Katz	Napolitano
Alpert	Conroy	Knox	Rainey
Archie-Hudson	Cortese	Kuehl	Sher
Baca	Cunneen	Lee	Speier
Bates	Davis	Machado	Takasugi
Boland	Ducheny	Martinez	Tucker
Bowen	Figueroa	Mazzoni	Villaraigosa
Brown, Valerie	Friedman	McDonald	Woods
Burton	Gallegos	McPherson	Mr. Speaker
Bustamante	Hannigan	Morrissey	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—24

Aguiar	Frusetta	House	Morrow
Alby	Goldsmith	Kaloogian	Poochigian
Baldwin	Granlund	Knight	Pringle
Battin	Harvey	Knowles	Setencich
Bordonaro	Hawkins	Kuykendall	Thompson
Brulte	Hoge	Miller	Weggeland

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1478: Assembly Member Boland, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1302

At 3:18 p.m., on motion of Assembly Member Kevin Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1302 passed by the following vote:

AYES—68

Aguiar	Campbell	Hawkins	Murray, Willard
Alby	Cannella	Hoge	Napolitano
Allen	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Baca	Cunneen	Katz	Pringle
Baldwin	Davis	Knight	Rainey
Bates	Ducheny	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Boland	Firestone	Kuykendall	Speier
Bordonaro	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brulte	Granlund	Miller	Vasconcellos
Burton	Hannigan	Morrissey	Villaraigosa
Bustamante	Harvey	Morrow	Weggeland
Caldera	Hauser	Murray, Kevin	Woods

NOES—3

Knowles	Martinez	Mr. Speaker

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1519

At 3:19 p.m., on motion of Assembly Member Morrow, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1519 passed by the following vote:

AYES—57

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Kaloogian	Pringle
Allen	Conroy	Knight	Rainey
Alpert	Cortese	Knox	Richter
Archie-Hudson	Cunneen	Kuykendall	Setencich
Baca	Davis	Lee	Speier
Baldwin	Figueroa	Machado	Sweeney
Battin	Firestone	Mazzoni	Takasugi
Boland	Frusetta	McDonald	Thompson
Bordonaro	Goldsmith	McPherson	Tucker
Bowen	Granlund	Miller	Weggeland
Bowler	Harvey	Morrow	Woods
Brown, Valerie	Hauser	Murray, Kevin	
Brulte	Hawkins	Murray, Willard	
Caldera	Hoge	Olberg	

NOES—7

Friedman	Martinez	Sher	Mr. Speaker
Knowles	Napolitano	Villaraigosa	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1519: Assembly Member Lee, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 349

At 3:19 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

~~Assembly Bill No. 349 refused passage by the following vote:~~

~~AYES—49~~

~~Alpert~~	~~Cannella~~	~~Isenberg~~	~~Murray, Kevin~~
~~Archie-Hudson~~	~~Cortese~~	~~Katz~~	~~Murray, Willard~~
~~Baca~~	~~Davis~~	~~Knox~~	~~Napolitano~~
~~Bates~~	~~Duchony~~	~~Kuehl~~	~~Sher~~
~~Bowen~~	~~Figueroa~~	~~Lee~~	~~Speier~~
~~Brown, Valerie~~	~~Firestone~~	~~Machado~~	~~Sweeney~~
~~Burton~~	~~Friedman~~	~~Martinez~~	~~Tucker~~
~~Bustamante~~	~~Gallegos~~	~~Mazzoni~~	~~Vasconcellos~~
~~Caldera~~	~~Hannigan~~	~~McDonald~~	~~Villaraigosa~~
~~Campbell~~	~~Hauser~~	~~McPherson~~	~~Mr. Speaker~~

~~NOES—33~~

~~Aguiar~~	~~Brulte~~	~~Knight~~	~~Rogan~~
~~Alby~~	~~Conroy~~	~~Knowles~~	~~Setencich~~
~~Allen~~	~~Frusetta~~	~~Miller~~	~~Takasugi~~
~~Baldwin~~	~~Goldsmith~~	~~Morrissey~~	~~Thompson~~
~~Battin~~	~~Granlund~~	~~Morrow~~	~~Weggeland~~
~~Boland~~	~~Harvey~~	~~Olberg~~	~~Woods~~
~~Bordonaro~~	~~Hawkins~~	~~Pocchigian~~	
~~Bowler~~	~~Hoge~~	~~Rainey~~	
~~Brewer~~	~~House~~	~~Richter~~	

Action Rescinded on Assembly Bill No. 349

Assembly Member Bowen was granted unanimous consent to rescind the action whereby the Assembly refused passage of Assembly Bill No. 349.

Further Consideration of Assembly Bill No. 349 by Unanimous Consent

ASSEMBLY BILL NO. 349 (Escutia)—An act to add Sections 51012.4 and 51017 to the Government Code, relating to pipeline safety.

Bill read third time.

Motion to Amend by Assembly Member Bowen

Assembly Member Bowen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 349, as Amended, by Unanimous Consent

Assembly Member Bowen was granted unanimous consent to take up Assembly Bill No. 349, as amended, without reference to file for purpose of consideration at this time, and that the same be considered engrossed.

ASSEMBLY BILL NO. 349 (Escutia)—An act to add Sections 51012.4 and 51017 to the Government Code, relating to pipeline safety.

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

AYES—47

Alpert	Conroy	Katz	Napolitano
Baca	Cortese	Knox	Poochigian
Bates	Cunneen	Kuehl	Pringle
Battin	Davis	Lee	Sher
Bowen	Ducheny	Machado	Speier
Brewer	Figueroa	Martinez	Sweeney
Brown, Valerie	Firestone	Mazzoni	Takasugi
Burton	Friedman	McDonald	Tucker
Bustamante	Gallegos	McPherson	Vasconcellos
Caldera	Hannigan	Morrissey	Villaraigosa
Campbell	Hauser	Murray, Kevin	Mr. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—18

Aguiar	Brulte	Hoge	Setencich
Baldwin	Frusetta	Kaloogian	Thompson
Boland	Goldsmith	Knowles	Weggeland
Bordonaro	Harvey	Miller	
Bowler	Hawkins	Rainey	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 349: Assembly Member Kuykendall, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 302: Bowen, Cortese, Kaloogian, Kuykendall, Morrow, Rainey, and Weggeland—Aye; Allen, Goldsmith, Hoge, Sher, and Speier—No.

Assembly Bill No. 77: Allen, Caldera, Cortese, Goldsmith, Hoge, Kaloogian, Kuykendall, Rainey, and Weggeland—Aye.

Assembly Bill No. 1274: Allen, Battin, Brulte, Cortese, Firestone, Goldsmith, Kuykendall, Morrow, Poochigian, Pringle, Rainey, and Weggeland—Aye; Alby and Kaloogian—No.

Assembly Bill No. 1386: Allen, Caldera, Cortese, Davis, Goldsmith, Kaloogian, Kuykendall, Rainey, and Weggeland—Aye; Valerie Brown and Speier—No.

Assembly Bill No. 977: Allen, Ducheny, Goldsmith, Olberg, Poochigian, Rainey, and Vasconcellos—Aye; Kaloogian and Kuykendall—No.

Assembly Bill No. 92: Alby, Bordonaro, Ducheny, Figueroa, Friedman, Harvey, Kaloogian, Kuykendall, Machado, Poochigian, Pringle, Rainey, and Setencich—Aye; Lee—No.

Assembly Bill No. 203 and Urgency: Alby, Bowen, Valerie Brown, Ducheny, Harvey, Hoge, Kaloogian, Knox, Kuykendall, Rainey, and Sher—Aye.

Assembly Bill No. 388: Bowen, Goldsmith, Kaloogian, Knox, Kuehl, and Kuykendall—Aye.

Assembly Bill No. 574: Battin, Knox, and Kuykendall—Aye; Goldsmith and Kaloogian—No.

Assembly Bill No. 733: Cunneen, Knox, Kuykendall, Richter, and Takasugi—Aye; Bordonaro, Granlund, Hoge, Kaloogian, and Pringle—No.

Assembly Bill No. 789: Knox—Aye; Kaloogian, Kuykendall, and Olberg—No.

Assembly Bill No. 888: Allen, Alpert, Ducheny, Figueroa, Kaloogian, Kuykendall, Napolitano, and Speier—Aye.

Assembly Bill No. 1431: Valerie Brown, Burton, Kaloogian, Knox, Kuykendall, Napolitano, and Pringle—Aye.

Assembly Bill No. 1881: Burton, Davis, Kaloogian, Knox, Kuehl, Kuykendall, and Pringle—Aye.

Assembly Bill No. 12: Burton, Kaloogian, Knox, Kuehl, Kuykendall, and Pringle—Aye; Friedman—No.

Assembly Bill No. 49: Kaloogian, Knox, Kuykendall, and Setencich—Aye.

Assembly Bill No. 95: Boland, Goldsmith, Hawkins, Kaloogian, Knox, and Kuykendall—Aye.

Assembly Bill No. 114: Goldsmith, House, Kaloogian, Knox, and Kuykendall—Aye.

Assembly Bill No. 118: Bordonaro, Bowen, Goldsmith, Kaloogian, and Kuykendall—Aye; Valerie Brown—No.

Assembly Bill No. 133: Ducheny, Figueroa, Friedman, Granlund, Knowles, Knox, Kuykendall, Mazzoni, McPherson, Olberg, Speier, and Takasugi—Aye; Goldsmith, Kaloogian, and Poochigian—No.

Assembly Bill No. 136: Ducheny, Goldsmith, Kaloogian, Knox, Kuykendall, Mazzoni, and Speier—Aye.

Assembly Bill No. 144: Bowen, Kaloogian, and Kuykendall—Aye; Lee—No.

Assembly Bill No. 145: Boland, Friedman, Kaloogian, Knox, and Kuykendall—Aye.

Assembly Bill No. 174: Valerie Brown, Gallegos, Harvey, Kuykendall, Lee, and Speier—Aye; Kaloogian and Poochigian—No.

Assembly Bill No. 187: Davis, Kaloogian, Knox, and Kuykendall—Aye.

Assembly Bill No. 207: Figueroa, Friedman, Kaloogian, Knox, Kuehl, Kuykendall, and Machado—Aye.

Assembly Bill No. 291: Kaloogian, Knox, Kuykendall, and Lee—Aye.

Assembly Bill No. 295: Kaloogian, Kuykendall, Mazzoni, and Speier—Aye.

Assembly Bill No. 200: Bordonaro, Bowler, Kaloogian, and Kuykendall—Aye.

Assembly Bill No. 399: Battin, Kuykendall, and McPherson—Aye; Kaloogian and Poochigian—No.

Assembly Bill No. 491: Kaloogian and Kuykendall—Aye.

Assembly Bill No. 521: Alpert, Kaloogian, Knox, Kuykendall, and Machado—Aye; Davis—No.

Assembly Bill No. 593: Alpert, Davis, Harvey, Kaloogian, Kuykendall, Lee, Machado, and McDonald—Aye.

Assembly Bill No. 625 and Urgency: Alpert, Archie-Hudson, Kaloogian, Kuykendall, and McDonald—Aye.

Assembly Bill No. 650: Valerie Brown, Kaloogian, Kuykendall, and McDonald—Aye.

Assembly Bill No. 692: McDonald and Speier—Aye; Alby, Bordonaro, Granlund, Harvey, Kaloogian, and Kuykendall—No.

Assembly Bill No. 720: Firestone, Granlund, Hoge, Kuykendall, Machado, Napolitano, and Sher—Aye; Kaloogian—No.

Assembly Bill No. 752: Alpert, Figueroa, Firestone, Granlund, Hoge, Kaloogian, Kuykendall, and Speier—Aye; Sher—No.

Assembly Bill No. 878: Archie-Hudson, Ducheny, Firestone, Granlund, Hoge, Kaloogian, Kuykendall, Lee, McDonald, and Olberg—Aye.

Assembly Bill No. 918: Firestone, Granlund, Hoge, Kaloogian, Kuykendall, and McDonald—Aye.

Assembly Bill No. 922: Aguiar, Bowler, Goldsmith, Kaloogian, Kuykendall, McPherson, and Takasugi—Aye.

Assembly Bill No. 928: Caldera, Kaloogian, and Kuykendall—Aye; Napolitano and Sher—No.

Assembly Bill No. 981: Kaloogian, Knox, and Kuykendall—Aye; Friedman, Lee, and Sher—No.

Assembly Bill No. 1012: Baldwin, Bordonaro, Kaloogian, and Kuykendall—Aye; Friedman—No.

Assembly Bill No. 1035: Kaloogian, Kuykendall, and Machado—Aye; Friedman—No.

Assembly Bill No. 1046: Allen, Firestone, Kaloogian, Kuykendall, McDonald, Poochigian, and Speier—Aye.

Assembly Bill No. 1157: Aguiar, Allen, Battin, Firestone, Frusetta, Goldsmith, Harvey, Kuykendall, Mazzoni, McDonald, Poochigian, and Speier—Aye; Kaloogian and Takasugi—No.

Assembly Bill No. 1178: Alby, Allen, Caldera, Figueroa, Friedman, Kaloogian, Kuykendall, McDonald, Napolitano, and Poochigian—Aye.

Assembly Bill No. 1184 and Urgency: Allen, Granlund, Kaloogian, Kuykendall, McDonald, Olberg, Poochigian, and Speier—Aye.

Assembly Bill No. 1187: Allen, Davis, Figueroa, Kaloogian, Kuykendall, McDonald, Napolitano, Poochigian, and Speier—Aye; Friedman—No.

Assembly Bill No. 1189: Allen, Figueroa, Friedman, Kaloogian, Kuehl, Kuykendall, Lee, McDonald, Napolitano, Poochigian, and Speier—Aye; Caldera—No.

Assembly Bill No. 1253: Alby, Allen, Kaloogian, Kuykendall, Poochigian, and Speier—Aye.

Assembly Bill No. 1342: Allen, Firestone, Goldsmith, Knox, Kuehl, Kuykendall, and Speier—Aye; Kaloogian—No.

Assembly Bill No. 1343: Allen, Firestone, Kaloogian, Knox, and Kuykendall—Aye.

Assembly Bill No. 1361: Allen, Kaloogian, Kuehl, Kuykendall, and Machado—Aye. Speier—No.

Assembly Bill No. 1513: Cunneen—Aye; Allen, Kaloogian, Kuykendall, Poochigian, and Weggeland—No.

Assembly Bill No. 1577: Allen, Knox, Kuykendall, McDonald, and Speier—Aye; Kaloogian—No.

Assembly Bill No. 1605: Allen, Alpert, Kaloogian, Knox, Kuykendall, Machado, and Speier—Aye; Lee—No.

Assembly Bill No. 1606: Allen, Alpert, Davis, Ducheny, Knox, Kuykendall, Machado, and Speier—Aye; Lee—No.

Assembly Bill No. 1608: Allen, Cunneen, Knox, Kuykendall, Lee, and Sher—Aye; Kaloogian—No.

Assembly Bill No. 1764: Allen, Kaloogian, Knox, Kuykendall, Lee, Machado, McDonald, and Speier—Aye.

Assembly Bill No. 1788: Allen, Ducheny, Kaloogian, Knox, Kuykendall, Machado, and Weggeland—Aye; Lee—No.

Assembly Bill No. 1818: Allen, Kaloogian, Knox, Kuykendall, Speier, and Weggeland—Aye.

Assembly Bill No. 1906: Allen, Baldwin, House, Knox, Kuykendall, Speier, and Weggeland—Aye.

Assembly Bill No. 113: Allen, Ducheny, and Kuykendall—Aye.

Assembly Bill No. 1949: Allen, Bordonaro, Ducheny, Hawkins, and Knox—Aye; Kuykendall and Olberg—No.

Assembly Bill No. 122: Allen, Ducheny, Kaloogian, Knox, Kuykendall, Mazzoni, and Speier—Aye.

Assembly Bill No. 1145 and Urgency: Allen, Ducheny, Kaloogian, Knox, and Kuykendall—Aye.

Assembly Bill No. 1068: Allen, Ducheny, Kuykendall, McDonald, and Speier—Aye.

Assembly Bill No. 1630: Allen, Alpert, Kuykendall, and Machado—Aye; Speier—No.

Assembly Bill No. 1763: Allen, Cunneen, Kuykendall, and Speier—Aye.

Assembly Bill No. 1543: Allen, Kuykendall, and Napolitano—Aye; Bowen—No.

Assembly Bill No. 632: Kuykendall—Aye.

Consent Calendar: Kuykendall—Aye.

Assembly Bill No. 456, Battin Amendments—Set 2: Harvey and Poochigian—No.

Assembly Bill No. 456, Motion to Re-refer to Committee: Napolitano—Aye; Harvey and Poochigian—No.

Assembly Bill No. 314: Harvey and Kuykendall—No.

Assembly Bill No. 975: Kuykendall—No.

Assembly Bill No. 1100: Kuykendall—No.

Assembly Bill No. 371 and Urgency: Battin, Bordonaro, and Kuykendall—Aye.

Assembly Bill No. 281: Cunneen—No.

Assembly Bill No. 1133: Davis—No.

Assembly Bill No. 1095: Kuykendall and Poochigian—Aye.

Assembly Bill No. 42: Kuykendall—Aye.

Assembly Bill No. 201 and Urgency: Kuykendall—Aye; Bordonaro—No.

Assembly Bill No. 442: Kuykendall—No.

Assembly Bill No. 698 and Urgency: Weggeland—No.

Assembly Bill No. 1397: Knox and McDonald—Aye.

Assembly Bill No. 1478: McPherson—Aye; Kuykendall—No.

Assembly Bill No. 1302: Kuykendall—Aye.

Assembly Bill No. 349: McPherson—Aye.

Assembly Bill No. 349: Bordonaro and Harvey—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:20 p.m., Speaker Brown declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Public Safety, on June 9, 1995, at Camp Karl Holton in Los Angeles, from 8:30 a.m. to noon.

INTRODUCTION OF GUESTS

Assembly Member Harvey, of the 32nd Assembly District, introduced former Member of the Assembly, Congressman Bill Thomas.

ADJOURNMENT

At 3:21 p.m., the Assembly adjourned until 10 a.m., Monday, June 5, 1995.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 2, 1995

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

Assembly Bills

349
632
846
1190
1919

Senate Bills

110
157
205
265
289
360
372
406
422
638
1045

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

Assembly Bill

456

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 5, 1995

EIGHTY-FIFTH SESSION DAY

ONE HUNDRED EIGHTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 5, 1995

The Assembly met at 10 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Sweeney moved a quorum call of the Assembly. Motion carried. Time, 10:01 a.m.

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

Quorum Present

At 10:14 a.m., Speaker pro Tempore Baca declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Allen	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knowles	Richter
Baca	Ducheny	Knox	Rogan
Baldwin	Escutia	Kuehl	Setencich
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Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

PRAYER

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

O Lord, Do not rebuke us in Your anger; do not chastise us in Your wrath; but deal with us according to Your loving kindness, as Healer and Physician of our souls. Guide us to the harbor of Your will; enlighten the eyes of our hearts that we may know Your truth; and grant that the rest of this day may be peaceful and without sin, as may our whole life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CAUCUS ANNOUNCEMENTS

At 10:16 a.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:16 a.m., Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 12:41 p.m., the Assembly reconvened.

Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

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 Baca, seconded by Assembly Member Tucker.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 5, 1995

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

Assembly Bill No. 825
Assembly Bill No. 940

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 5, 1995

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

Assembly Bill No. 846
Assembly Bill No. 1190
Assembly Bill No. 1919

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

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

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Brett Granlund to introduce a bill relating to Bear Valley Unified School District. Request No. 9521965.

WILLIE L. BROWN, JR.
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1977—Granlund. An act to amend Section 2 of Chapter 808 of the Statutes of 1994, relating to the Bear Valley Unified School District, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 31—Morrissey. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 36 to Article XIII thereof, relating to taxation.

REFERENCE OF BILLS TO COMMITTEE

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

Senate Bill No.	*Committee*
25	U. & C.
32	Pub. S.
69	H & C.D. and Jud.
109	L. Gov.
121	Pub. S.
125	Ed.
138	Pub. S.
142	C.P.,G.E. & E.D.
168	P.E.,R. & S.S.
193	Ins.
227	Health
252	Trans.
298	Rev. & Tax.
320	C.P.,G.E. & E.D.
333	L. Gov.
354	Ins.
356	Hum S.
361	Health
371	Health
401	G.O.
414	Trans. and Pub. S.
420	Rev. & Tax.
430	Ed.
487	Health
494	Rev. & Tax.
513	Jud.

535 ----------Health
537 ----------L. Gov.
547 ----------Health
561 ----------Pub. S.
660 ----------H. & C.D. and Nat. Res.
670 ----------Pub. S.
686 ----------Health
687 ----------Health
691 ----------Ed. and Pub. S.
692 ----------Jud.
693 ----------Pub. S.
695 ----------Higher Ed.
723 ----------Rev. & Tax.
725 ----------L. Gov.
734 ----------Pub. S.
737 ----------Health
744 ----------Jud.
762 ----------Health
784 ----------Jud.
787 ----------Nat. Res.
791 ----------P.E.,R. & S.S.
800 ----------Agri. and E.S. & T.M.
815 ----------Hum. S.
817 ----------Hum. S. and Health
827 ----------C.P.,G.E. & E.D.
841 ----------Nat. Res.
874 ----------Jud.
891 ----------Health
909 ----------Higher Ed.
910 ----------C.P.,G.E. & E.D.
911 ----------Pub. S.
912 ----------B. & F.
913 ----------E.,R. & C.A.
925 ----------E.,R. & C.A.
934 ----------Jud.
946 ----------B. & F.
954 ----------G.O.
960 ----------U. & C. and Nat. Res.
961 ----------Jud.
963 ----------Jud.
989 ----------Pub. S.
1030 ----------L. Gov.
1034 ----------Jud.
1036 ----------H. & C.D.
1048 ----------U. & C.
1080 ----------L. Gov.
1090 ----------U. & C.
1096 ----------Pub. S.
1104 ----------Nat. Res.
1111 ----------Trans.
1121 ----------Jud.
1145 ----------Health
1151 ----------Health
1162 ----------Pub. S.

1171	G.O.
1200	E.,R. & C.A.
1205	W.,P. & W.
1211	Health
1258	W.,P. & W.
1321	Jud.
1324	Ins.
1330	Budget
1332	Budget
1334	Budget
1337	Budget
1344	Budget
1345	Budget
1346	Budget
1354	Budget
1356	Budget
1358	Budget

Senate Constitutional

Amendment No.	*Committee*
4	Jud.

Senate Concurrent

Resolution No.	*Committee*
16	Hum. S.

REQUEST FOR UNANIMOUS CONSENT

On behalf of Assembly Member Valerie Brown, Speaker Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Assembly Member Valerie Brown's brother-in-law Gaylon Horton, of Van Nuys.

Assembly Member Hannigan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his father-in-law Vance C. Mape, of Menlo Park.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaret Reinhart, of Hollister.

Assembly Member Hannigan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Albert "Buzz" Bonetti, of Sacramento.

Assembly Member Richter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Binderup.

NOMINATION FOR SPEAKER OF THE ASSEMBLY

Assembly Member Napolitano nominated Assembly Member Doris Allen for the Office of Speaker of the Assembly.

Nomination of Assembly Member Doris Allen seconded by Assembly Member Bowen, whereupon she addressed the assemblage.

Further Nomination for Speaker

Assembly Member Pringle nominated Assembly Member Jim Brulte for the Office of Speaker of the Assembly.

Nomination of Assembly Member Jim Brulte seconded by Assembly Member Aguiar, whereupon he addressed the assemblage.

Demand for Previous Question

Assembly Members Burton, Hannigan, Katz, Baca, and Escutia demanded the previous question.

Roll Call Demanded

Assembly Members Miller, Baldwin, and Cunneen, demanded a roll call.

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

AYES—39

Allen	Campbell	Hauser	Murray, Kevin
Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Vasconcellos
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	Mr. Speaker
Caldera	Hannigan	McDonald	

NOES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

Time for Debate Yielded

Without objection, Assembly Member Pringle yielded his time for closing debate to Assembly Member Brewer.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

By what procedure will the roll call vote be processed?

Reply by Speaker

The Speaker replied that the roll call vote as it relates to the election of Speaker of the Assembly will be called orally pursuant to custom and precedent of the House.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 1:17 p.m.

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

MOTION BY ASSEMBLY MEMBER ISENBERG

Assembly Member Isenberg moved that the following rules be substituted for the rules adopted in House Resolution No. 10.

Assembly Member Sher seconded the motion.

Standing Rules of the Assembly
1995–96 Regular Session

Adoption of Rules

1. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the duly elected and qualified Members of the Assembly. Once adopted, the Standing Rules shall remain in effect, unless amended as provided in these rules.

Amendment of Rules

2. Additions, deletions, substitutions, or amendments to these rules may be adopted only by a resolution adopted by an affirmative vote of 54 or more Members.

Duration of Rules

3. These rules shall remain in effect for all sessions of the Legislature that occur prior to December 2, 1996.

Speaker

4. A Speaker shall be elected by an affirmative vote of the majority of the duly elected and qualified Members.

Speaker to Call Assembly to Order

5. The Speaker or, in the Speaker's absence, a Speaker Pro Tempore designated by the Speaker, shall, at the hour appointed for the meeting, call the Assembly to order and shall preside.

Speakers pro Tempore

6. There shall be two Speakers pro Tempore. The Speaker shall appoint one Speaker pro Tempore, who shall be known as the Majority Speaker pro Tempore. The Floor Leader of the other party shall also appoint a Speaker pro Tempore, who shall be known as the Minority Speaker pro Tempore. A Speaker pro Tempore shall, if designated by the Speaker, preside over the daily sessions of the Legislature.

Committee on Rules

7. The Committee on Rules shall consist of the following 10 Members:

(a) A Chair, appointed by the Speaker.

(b) A Vice-Chair, who shall be a member of a different party than the Chair and appointed by the Floor Leader.

(c) Four Members who are appointed by the Speaker.

(d) Four Members who are appointed by the Floor Leader of the other party.

The Committee on Rules shall have the power to refer each bill and house resolution to a committee.

The Committee on Rules shall have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by Members as private offices.

Standing Committees

8. The Standing Committees created for the 1993–94 Regular Session of the Legislature are hereby created for all sessions of the Legislature that occur prior to December 2, 1996, with the exception of the Committee on Ways and Means. A Committee on Appropriations is hereby created to consider fiscal bills, and a Committee on Budget is hereby created to consider the state budget. The Committee on Rules may create other standing committees. The Committee on Rules shall determine the jurisdiction and number of Members to serve on each standing committee. The Committee on Rules may create other committees or subcommittees.

Membership of Standing Committees

9. The Committees on Rules, Appropriations and Budget shall have an even number of members, divided equally between members of the Democratic and Republican Parties.

The membership of all other committees shall be divided equally between members of the Democratic and Republican parties unless one party has 41 or more Members, at which point all standing committees shall have their membership divided proportionately between the two parties, with the Committees on Rules, Budget, and Appropriations remaining equally divided.

No Member may serve on more than four standing committees.

The membership of the standing committees from the Speaker's party shall be appointed by the Speaker. The membership of the Standing Committees from the other party shall be appointed by that party's Floor Leader.

Chairs of Standing Committees

10. The Speaker and the Floor Leader of the other party shall allocate the committees between the parties for the purpose of appointing the chair of each standing committee. The vice chair shall not be allocated to the same party as the chair. If the Speaker and the Floor Leader cannot agree upon the allocation, they shall adopt a rotation system to allocate committees. The system shall be as follows:

(a) The Speaker shall select the Committee on Rules. The Floor Leader of the other party shall then select between Appropriations and Budget.

(b) The method of allocating the other committees shall be determined by the Speaker and the Floor Leader of the other party.

(c) The Speaker shall appoint the chairs and vice chairs of the committees allocated to his or her party. The Floor Leader of the other party shall appoint the chairs and vice chairs of all other committees allocated to that party.

(d) The Speaker may be appointed to serve as the chair of any committee allocated to the Speaker's party.

Committee on Conference

11. The Assembly membership of a committee on conference shall be appointed in a manner to be determined by the Speaker and the Floor Leader of the other party.

Allocation of Operating Funds

12. The Committee on Rules shall classify certain functions of the Assembly as common functions and allocate resources for their operation. These common functions include services that are available to all Members without regard to party affiliation, and include, but are not limited to, the offices of the Chief Clerk, Sergeant-at-Arms, vehicles, printing, and computer services.

The Committee on Rules shall allocate an amount for the Assembly share of the joint operations of the houses, including the Legislative Analyst.

The Committee on Rules shall allocate an amount for the common functions.

The Committee on Rules shall allocate an amount for the operation of the office of the Speaker and the office of the Floor Leader of the party other than that of the Speaker, and offices of other party leaders as determined by the Committee on Rules.

The Committee on Rules shall allocate an amount to the chairpersons and vice chairpersons of all other committees.

The Committee on Rules shall allocate an equal amount for the operation of the office of each Member.

After allocating resources for the joint operations, common functions, offices of the Speaker, Floor Leader, and party leaders, committees, and offices of the Members, the Committee on Rules shall allocate the remainder of the operating funds in equal amounts to party caucuses.

The committee shall allocate sufficient amounts for all expenditures of the entities during the entire 1995–96 Regular Session.

Co-Chief Administrative Officers of the Assembly

13. The Committee on Rules shall appoint Co-Chief Administrative Officers of the Assembly who shall have duties relating to the administrative, fiscal, and business affairs of the Assembly that the committee shall prescribe.

Both Co-Chief Administrative Officers shall be responsible for administering the allocations made by the Committee on Rules for the Assembly share of the joint operations of the houses, common functions, committees, and offices of the Members. One Co-Chief Administrative Officer shall be responsible for administering the allocations to the Office of the Speaker and offices of other leaders of the same party and to the caucus of the same party as that of the Speaker. The other Co-Chief Administrative Officer shall be responsible for administering the allocations to the office of the Floor Leader of the party other than that of the Speaker and offices of other leaders of the same party and to the caucus of that same party.

Appointments by Speaker

14. Any appointment made pursuant to a statute by the Speaker to a board, commission, or other governmental entity or the dismissal of an appointee shall be confirmed by the Committee on Rules. All

other appointments that the Speaker is authorized to make to governmental entities or the dismissal of an appointee shall be made by the Committee on Rules.

Speaker Emeritus

15. Any Member having served the Assembly in the capacity of Speaker shall, subsequent to that service, be known as Speaker Emeritus, and may perform such functions and duties as assigned by the Speaker.

Conflict with Other Rules

16. To the extent that these rules are in conflict with any other Rules of the Assembly from a preceding session which govern the Assembly by custom and usage, these rules shall prevail.

(NOTE: The full text of House Resolution No. 10 appears at page 138 of the Assembly Daily Journal for January 23, 1995.)

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

What is the vote required to substitute the rules currently in effect under House Resolution No. 10?

Reply by Speaker

The Speaker replied that with 79 or less duly elected and qualified Members of the House, 40 votes are required to adopt the substitute rules.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

What is the basis of the ruling of the Chair?

Reply by Speaker

The Speaker replied that the House cannot adopt rules with 40 votes that can only be modified with a supermajority vote.

Demand for Previous Question

Assembly Members Burton, Tucker, Caldera, Hannigan, and Baca demanded the previous question.

Roll Call Demanded

Assembly Members Brulte, House, and Morrissey, demanded a roll call.

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

AYES—39

Allen	Campbell	Isenberg	Murray, Willard
Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	Mr. Speaker
Caldera	Hauser	Murray, Kevin	

NOES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

The question being on the motion by Assembly Member Isenberg that rules be substituted for the rules adopted in House Resolution No. 10.

Motion carried by the following vote:

AYES—40

Allen	Campbell	Hauser	Murray, Kevin
Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	Mr. Speaker

NOES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO ELECT SPEAKER OF THE ASSEMBLY

At 1:59 p.m., on motion of Assembly Member Sher, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Prior to the announcement of the vote the Speaker asked if any Member desired to change his or her vote.

The Speaker announced the following result:

For Assembly Member Doris Allen:

Assembly Members Allen, Alpert, Archie-Hudson, Baca, Bates, Bowen, Valerie Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Cortese, Davis, Ducheny, Escutia, Figueroa, Friedman, Gallegos, Hannigan, Hauser, Isenberg, Katz, Knox, Kuehl, Lee, Machado, Martinez, Mazzoni, McDonald, Kevin Murray, Willard Murray, Napolitano, Sher, Speier, Sweeney, Tucker, Vasconcellos, Villaraigosa, and Willie Brown—40.

For Assembly Member Jim Brulte:

Assembly Members Aguiar, Alby, Baldwin, Battin, Boland, Bordonaro, Bowler, Brewer, Brulte, Conroy, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, Harvey, Hawkins, Hoge, House, Kaloogian, Knight, Knowles, Kuykendall, McPherson, Miller, Morrissey, Morrow, Olberg, Poochigian, Pringle, Rainey, Richter, Rogan, Setencich, Takasugi, Thompson, Weggeland, and Woods—38.

Whereupon Speaker Brown announced the vote of the Assembly and declared Assembly Member Doris Allen the choice of the Assembly for the Office of Speaker of the Assembly for the 1995–96 Regular Session.

SELECT COMMITTEE ON ESCORT APPOINTED

Speaker Brown appointed Assembly Members Speier, Escutia, Archie-Hudson, Alpert, Boland, and Brewer as a Select Committee on Escort to escort Speaker-elect Doris Allen to the Rostrum.

PRESENTATION OF SPEAKER-ELECT ALLEN

Assembly Member Speier then presented Assembly Member Doris Allen, the first woman Speaker-elect of the Assembly to the Members of the Assembly.

OATH OF OFFICE ADMINISTERED

Speaker-elect Doris Allen appeared at the bar of the Assembly and took and subscribed to the following oath of office administered by E. Dotson Wilson, Chief Clerk of the Assembly:

OATH

for the Office of Speaker of the Assembly

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

CONGRATULATIONS EXTENDED

Speaker Emeritus Brown extended congratulations to Speaker Doris Allen upon becoming the first elected woman Speaker of the Assembly and the 59th elected Speaker of the California State Assembly.

SPEAKER ALLEN ADDRESSES ASSEMBLY

Speaker Allen then addressed the assemblage.

At 2:05 p.m., Speaker Emeritus Willie L. Brown, Jr., 13th District, presiding

RECESS

By unanimous consent, at 2:06 p.m., Speaker Emeritus Brown declared the Assembly recessed.

REASSEMBLED

At 2:09 p.m., the Assembly reconvened.

Hon. Willie L. Brown, Jr., Speaker Emeritus of the Assembly, presiding.

MOTION TO ADJOURN

At 2:10 p.m., Assembly Member Katz moved that the Assembly do now adjourn.

Speaker Allen seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Harvey, Escutia, Boland, and Frusetta arose to speak on the condition of the file.

POINT OF PERSONAL PRIVILEGE

Assembly Member Woods arose to a point of personal privilege.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

CAUCUS ANNOUNCEMENTS

At 2:10 p.m., Assembly Member Brulte was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:17 p.m., Speaker Emeritus Brown declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 5, 1995

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

Assembly Bill No. 390

And reports the same correctly enrolled, and presented to the Governor at 2:45 p.m., June 5th, 1995.

E. DOTSON WILSON, Chief Clerk

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Rules be permitted to hold a special meeting on Tuesday, June 6, 1995.

INTRODUCTION OF GUESTS

Speaker Emeritus Willie Brown introduced Vivian Forbes, of Tarzana.

Assembly Member McDonald, of the 55th Assembly District, introduced her son R. Keith McDonald.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, June 6, 1995, out of respect to the memory of Gaylon Horton, on motion of Assembly Member Valerie Brown; out of respect to the memory of Vance C. Mape and Albert "Buzz" Bonetti, on motion of Assembly Member Hannigan; out of respect to the memory of Charles Binderup, on motion of Assembly Member Richter; and out of respect to the memory of Margaret Reinhart, on motion of Assembly Member Frusetta.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 6, 1995

EIGHTY-SIXTH SESSION DAY

ONE HUNDRED EIGHTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 6, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—73:

Aguiar	Cannella	Katz	Poochigian
Alby	Conroy	Knight	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brewer	Granlund	Miller	Villaraigosa
Brown, Valerie	Harvey	Morrissey	Weggeland
Brown, Willie	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mme. Speaker
Burton	House	Murray, Willard	
Bustamante	Isenberg	Napolitano	
Campbell	Kaloogian	Olberg	

Quorum present.

At 1:23 p.m., Hon. Barbara Lee, 16th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Hoge.

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

Because of a death in his family: Assembly Member Hannigan.

Because of illness in their families: Assembly Members Caldera and Speier.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 5, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mme. Speaker: I would appreciate being excused from Check-In Session on legislative business on Tuesday, June 6, 1995.

Thank you for your consideration of this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

COMMUNICATIONS

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

June 6, 1995

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

Dear Dotson: On behalf of the Democratic Caucus, please be advised that Assemblymember Diane Martinez has been appointed to the Assembly Public Safety Committee to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.

REPORTS

The following reports were presented by the Chief Clerk:

1995 OAL Determination No. 4 (Docket No. 90-028)
(Pursuant to Government Code Section 11340.5)

Above transmitted report, together with letter of transmittal from John D. Smith, Director, Office of Administrative Law, Sacramento, dated May 31, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Report to the Legislature on the Regulatory Activities of the South Coast Air Quality Management District (Pursuant to Chapter 1702, Statutes of 1990 (SB 1928))

Above transmitted report, together with letter of transmittal from James M. Lents, Ph.D., Executive Director, South Coast Air Quality Management District, Diamond Bar, dated May 23, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Utilities and Commerce, on June 7, 1995, at 3:30 p.m.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 7, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 7, 1995

EIGHTY-SEVENTH SESSION DAY

ONE HUNDRED EIGHTY-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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 7, 1995

The Assembly met at 7 a.m.
Hon. Jim Morrissey, Assembly Member, 69th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett *	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brown, Willie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

Quorum present.

(* NOTE: Assembly Member Margett took and subscribed to the Oath of Office on this day, at 3:30 p.m.)

At 12:20 p.m., Hon. Sal Cannella, 26th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Weggeland.

On personal business, and waiving per diem: Assembly Members Escutia and Lee.

Because of illness in his family: Assembly Member Caldera.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 6, 1995

Honorable Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Ms. Speaker: I request permission to travel to my district on Tuesday, June 6. I wish to attend to legislative business in my district office on Wednesday, June 7.

I will travel back to Sacramento for Thursday's floor session. I thank you for your attention to this matter.

Sincerely,

TED WEGGELAND, Assembly Member
Sixty-fourth District

COMMUNICATIONS

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

June 1, 1995

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3198
Sacramento, California

Dear Dotson: As Speaker pursuant to the appropriate Statute, Resolution, or House Rule, I hereby appoint the following named person to the following position:

Mr. Louis Wolfsheimer of San Diego as the public member alternate for Mr. Juan Vargas on the California Coastal Commission.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

June 1, 1995

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

Dear Dotson: As Speaker pursuant to the appropriate Statute, Resolution, or House Rule, I hereby reappoint the following named person to the following position:

Lori Rice Board of Behavioral Science Examiners

Ms. Rice's term will expire June 1, 1999.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

June 7, 1995

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

Dear Dotson: Please be advised that on behalf of the Democratic Caucus, I have been appointed Democratic Floor Leader for the 1995–96 Legislative Session.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

June 7, 1995

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

Dear Dotson: Please be advised that Assemblymember Richard Katz has been appointed to the Assembly Appropriations Committee in place of Assemblymember Barbara Lee for the hearing today only, June 7, 1995.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

June 7, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Constitutional Amendment No. 9

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

CONROY, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 9—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 20 to Article XVI thereof, relating to public finance.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 7, 1995

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

Assembly Bill No. 540

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

BOLAND, Chairwoman

ASSEMBLY BILL NO. 540—An act to amend Section 832.5 of the Penal Code, relating to peace officers.

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 Education

June 7, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 780
Assembly Bill No. 782
Assembly Bill No. 784

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 780—An act relating to education, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 782—An act to add Section 51870.1 to the Education Code, relating to educational technology, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 784—An act relating to education, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 7, 1995

The Committee on Health reports:

Senate Bill No. 486
Senate Bill No. 684

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

ALLEN, Chairwoman

SENATE BILL NO. 486—An act to amend Section 2585 of the Business and Professions Code, relating to dietitians.

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

SENATE BILL NO. 684—An act to add Article 3.9 (commencing with Section 14124.50) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to managed care.

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

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

June 7, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 656

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

CONROY, Chairman

SENATE BILL NO. 656—An act to add Section 2827 to the Public Utilities Code, relating to public utilities.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 7, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1061

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

SPEIER, Chairwoman

SENATE BILL NO. 1061—An act to amend Sections 7028, 7040, 7058.6, 7096, 7097, 7098, 7102, and 7117.5 of the Business and Professions Code, relating to contractors.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 7, 1995

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

Senate Bill No. 317

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

BOLAND, Chairwoman

SENATE BILL NO. 317—An act to amend Section 10851 of the Vehicle Code, relating to crimes.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 7, 1995

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

Senate Bill No. 1131

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

McDONALD, Chairwoman

SENATE BILL NO. 1131—An act to amend Sections 60008, 60100, 60101, 60181, 60360, 60501, 60521, 60604, and 60606 of, to add Sections 60043, 60044, 60108, 60205.5, 60508.3, and 60512 to, to add Article 2.5 (commencing with Section 60146) to Chapter 5 of Part 31 of Divsion 2 of, and to add and repeal Sections 60201.2 and 60201.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 7, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 660

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

HAUSER, Chairman

SENATE BILL NO. 660—An act to amend Sections 51231, 51287, 65861, 66016, and 66031 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 7, 1995

The Committee on Health reports:

Senate Bill No. 26

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

ALLEN, Chairwoman

SENATE BILL NO. 26—An act to amend Sections 4984.7, 4986.80, 4996.3, 4996.4, 4996.6, and 4996.18 of, and to add Sections 4994.1 and 4996.22 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 7, 1995

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

Senate Bill No. 33

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

BOLAND, Chairwoman

SENATE BILL NO. 33—An act to amend Sections 1523, 1524, 1525, 1528, and 1529 of, and to add Section 817 to, the Penal Code, relating to arrest.

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 Local Government

June 7, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1305

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

RAINEY, Chairman

SENATE BILL NO. 1305—An act to add Sections 21100.1 and 75502.5 to, and to add Chapter 9.3 (commencing with Section 35252) to Part 4 of Division 13 of, the Water Code, relating to water.

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 Local Government

June 7, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 11

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

RAINEY, Chairman

SENATE BILL NO. 11—An act to add Sections 17501 and 17575.7 to the Government Code, relating to state-mandated local programs.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 7, 1995

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

Senate Bill No. 53

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

McDONALD, Chairwoman

SENATE BILL NO. 53—An act to amend Section 62.2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

June 7, 1995

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

Senate Bill No. 130

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

RICHTER, Chairman

SENATE BILL NO. 130—An act to amend Sections 25143.2 and 25144 of the Health and Safety Code, relating to hazardous waste.

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

AUTHOR'S AMENDMENTS

Committee on Public Safety

June 7, 1995

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

Senate Bill No. 950

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

BOLAND, Chairwoman

SENATE BILL NO. 950—An act to add Section 186.11 to the Penal Code, relating to crimes.

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 Environmental Safety and Toxic Materials

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 364

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

RICHTER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 289

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

RICHTER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 352

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources with recommendation: To Consent Calendar.

RICHTER, Chairman

Above bill re-referred to the Committee on Natural Resources.

Committee on Public Safety

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 491
Senate Bill No. 1092
Senate Bill No. 1214

With the recommendation: Do pass.

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

BOLAND, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

~~Senate Bill No. 133~~
Senate Bill No. 517
Senate Bill No. 1094

With the recommendation: Do pass.

BOLAND, Chairwoman

Above bills ordered to second reading.

(NOTE: On June 14, 1995, the action was rescinded whereby the above Report of the Committee on Public Safety relative to Senate Bill No. 133 was received and read in the Assembly and whereby the bill was ordered to second reading. See page 2096.)

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 7
Senate Bill No. 170
Senate Bill No. 208
Senate Bill No. 604

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

BOLAND, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 83
Senate Bill No. 233
Senate Bill No. 634

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

BOLAND, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: June 6, 1995

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

Assembly Joint Resolution No. 24

With the recommendation: Be adopted.

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

CORTESE, Chairman

Above resolution ordered to Consent Calendar.

Date of Hearing: June 6, 1995

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

Assembly Joint Resolution No. 30

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 1995

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

Senate Bill No. 123

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

CORTESE, Chairman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: June 6, 1995

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

Senate Bill No. 128

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

CORTESE, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 1995

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

Senate Bill No. 205

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

CORTESE, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 1995

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

Senate Concurrent Resolution No. 3

With the recommendation: Be adopted.

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

CORTESE, Chairman

Above resolution ordered to Consent Calendar.

Date of Hearing: June 6, 1995

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

Senate Bill No. 901

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

CORTESE, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 222
Senate Bill No. 975

With the recommendation: Do pass.

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

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 51

With the recommendation: Do pass.

ISENBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 391

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

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 188
Assembly Bill No. 538
Assembly Bill No. 694
Assembly Bill No. 773
Assembly Bill No. 1505
Assembly Bill No. 1622
Assembly Bill No. 1624
Assembly Bill No. 1666
Assembly Bill No. 1671

With the recommendation: Do pass.

PRINGLE, Chairman

Above bills ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 119

With the recommendation: Do pass.

PRINGLE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 12
Senate Bill No. 42
Senate Bill No. 253
Senate Bill No. 423

With the recommendation: Do pass.

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

PRINGLE, Chairman

Above bills ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1668
Assembly Bill No. 1855

With the recommendation: Do pass.

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

PRINGLE, Chairman

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 300

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.

HAUSER, Chairman

Above bill ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 360

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

HAUSER, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Local Government

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1173
Senate Bill No. 1250

With the recommendation: Do pass.

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

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 84

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

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 481

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.

RAINEY, Chairman

Above bill ordered to second reading.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bills Nos. 825 and 1855.

CURT PRINGLE

Above request ordered transmitted to the Committee on Rules.

COMMUNICATIONS

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

Office of the Secretary of State

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

That I have compiled the semi-official returns of the June 6, 1995, 59th Assembly District Special General Election, and

That the attached Statement of Vote is a full, true, and correct compilation of the election results, submitted by the election officials of the county or counties conducting the election, and is on file in this office.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California this 7th day of June, 1995.

[SEAL]

BILL JONES
Secretary of State

59TH ASSEMBLY DISTRICT GENERAL SPECIAL ELECTION

SEMI-OFFICIAL CANVASS
JUNE 6, 1995

County	Bob Margett Rep	Brent A. Decker Dem
Los Angeles	21,019	8,447
% by County	71.33%	28.67%
DISTRICT TOTAL	21,019	8,447
% by District	71.33%	28.67%

	Precincts By County	Precincts Reporting	Registered Voters
Los Angeles	199	199	188,214
% by County		100.00%	15.66%
DISTRICT TOTAL		199	188,214 TOTAL VOTERS
		100.00%	29,466 VOTES CAST
			15.66% % TURNOUT

06/06/95
11:23:15 PM

CERTIFICATE OF ELECTION

The following Certificate of Election was presented and ordered printed in the Journal:

Certificate of Election

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

That according to the semi-official returns of the Special Election held on the 6th day of June, 1995,

BOB MARGETT

was elected to the office of

MEMBER OF ASSEMBLY—DISTRICT 59

for the term prescribed by law.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California at Sacramento, this 7th day of June, 1995.

[SEAL]

BILL JONES
Secretary of State

RECEIPT

This acknowledges receipt of the certificate of election for the 59th A.D., received this day, June 7, 1995 at 3:15 p.m.

E. DOTSON WILSON
Chief Clerk of the Assembly

OATH OF OFFICE

The following Oath of Office was administered by the Speaker of the Assembly, Doris Allen:

OATH

for the Office of Member of the Assembly
59th Assembly District

I, Bob Margett, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

BOB MARGETT

Subscribed and sworn to before me,
this 7th day of June
A.D. 1995

DORIS ALLEN
Speaker of the Assembly

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

June 7, 1995

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

Dear Dotson: Please be advised that pursuant to the appropriate House Rule, I will be Chairwoman of the Assembly Rules Committee effective immediately.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 7, 1995

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

Dear Dotson: Please be advised that Assemblymember Fred Aguiar will no longer serve on the Assembly Rules Committee and that I have appointed Assemblymember Bob Margett to this committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

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

June 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblyman John Burton Vice Chairman of the Assembly Rules Committee.

Sincerely,

WILLIE L. BROWN, JR.

ADJOURNMENT

At 6:20 p.m., the Assembly adjourned until 8 a.m., Thursday, June 8, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 7, 1995

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

Assembly Bills

540
780
782
784

Assembly Constitutional Amendment

9

Senate Bills

11
26
33
53
130
317
486
656
660
684
950
1061
1131
1305

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 8, 1995

EIGHTY-EIGHTH SESSION DAY

ONE HUNDRED EIGHTY-SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 8, 1995

The Assembly met at 8 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Miller moved a quorum call of the Assembly. Motion carried. Time, 8:01 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 8:20 a.m., Speaker pro Tempore Baca declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Burton	Hoge	Murray, Kevin	Mme. Speaker
Bustamante	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	

PRAYER

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

At nightfall, dawn and noon, we sing to You, we bless You, we give thanks to You, and we beseech You, Lord and Master of all: Guide our prayers aright as our offering to You. Let not our hearts be led to wicked thoughts or words, but deliver us all from those who pursue our souls. For it is on You, Lord, that our eyes are fixed, and in You that we have our hope.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CAUCUS ANNOUNCEMENTS

At 8:22 a.m., Speaker Allen was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 8:22 a.m., Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 9:55 a.m., the Assembly reconvened.

Hon. Doris Allen, Speaker of the Assembly, presiding.

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 Brulte, seconded by Assembly Member Hannigan.

LEAVES OF ABSENCE FOR THE DAY

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

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

Because of illness in his family: Assembly Member Caldera.

COMMUNICATIONS

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

June 8, 1995

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

Dear Dotson: Please be advised that Assemblymember Marilyn Brewer will no longer serve on the Assembly Rules Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

State Taxes. Vote Requirement.
Initiative Constitutional Amendment.

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

REPORTS

The following reports were presented by the Chief Clerk:

California's Annual Evaluation Report of
Traffic Safety Program Implementation
for the 1994 Federal Fiscal Year
(Pursuant to Chapter 5, Section 2905, Vehicle Code)

Above transmitted report, together with letter of transmittal from Arthur L. Anderson, Director, Office of Traffic Safety, Sacramento, dated June 1, 1995, referred by the Speaker to the Committee on Transportation.

1995 OAL Determination No. 5 (Docket No. 90-029)
(Pursuant to Government Code Section 11340.5)

Above transmitted report, together with letter of transmittal from John D. Smith, Director, Office of Administrative Law, Sacramento, dated June 6, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Final Environmental Impact Report, State Water Project,
Coastal Branch, Phase II, and Mission Hills Extension—Addendum 5

Above transmitted report, together with letter of transmittal from Kathlin R. Johnson, Chief, State Water Project Planning Branch, Division of Planning, Department of Water Resources, Sacramento, dated May 12, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Annual Report to the Legislature, Rotation Tow Program 1994
(Pursuant to Section 2424.5, Vehicle Code)

Above transmitted report, together with letter of transmittal from M.J. Hannigan, Commissioner, Department of California Highway Patrol, Sacramento, dated June 2, 1995, referred by the Speaker to the Committee on Transportation.

Annual Inspection of the State Water Project 1994
(Pursuant to Section 165, California Water Code)

Above transmitted report, together with letter of transmittal from Raymond E. Barsch, Executive Officer, California Water Commission, Sacramento, dated May 31, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Consumer Protection: from Promise to Performance, California Department of Consumer Affairs Annual Report 1993–94

Above transmitted report, together with letter of transmittal from Marjorie M. Berte, Director, Department of Consumer Affairs, Sacramento, dated June 1, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 8, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 24
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 8, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 540
Assembly Bill No. 780
Assembly Bill No. 782
Assembly Bill No. 784
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 8, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 9
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 8, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 932.

BRETT GRANLUND

Above request ordered transmitted to the Committee on Rules.

REFERENCE OF BILLS TO COMMITTEE

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

Senate Bill No.	*Committee*
9	Pub. S.
18	Budget
28	W.,P. & W.
30	Health
31	Jud.
34	Pub. S.
36	Trans. and L. Gov.
58	Ins.
60	Jud.
75	E.,R. & C.A.
100	G.O.

112 ----------C.P.,G.E. & E.D.
118 ----------Pub. S.
120 ----------Ed.
127 ----------Health and L. Gov.
137 ----------C.P.,G.E. & E.D.
140 ----------Budget
152 ----------Ed.
162 ----------Jud.
163 ----------Nat. Res. and Trans.
165 ----------Pub. S.
166 ----------Pub. S.
174 ----------Nat. Res.
181 ----------Ed.
182 ----------Pub. S.
184 ----------U. & C.
187 ----------Pub. S.
188 ----------Ins.
197 ----------Jud.
201 ----------Hum. S.
207 ----------U. & C.
215 ----------Pub. S.
220 ----------Nat. Res.
239 ----------Pub. S.
273 ----------Nat. Res.
275 ----------Nat. Res.
278 ----------Hum. S.
282 ----------Pub. S.
285 ----------P.E.,R. & S.S.
291 ----------Ed.
292 ----------Ed.
297 ----------C.P.,G.E. & E.D.
306 ----------Ins.
316 ----------Health
335 ----------H. & C.D.
338 ----------C.P.,G.E. & E.D.
357 ----------Pub. S.
366 ----------L. Gov.
370 ----------Health
377 ----------P.E.,R. & S.S.
395 ----------Ins.
400 ----------Higher Ed.
424 ----------Ins.
425 ----------Ins.
437 ----------Nat. Res. and Trans.
449 ----------Ed.
450 ----------Higher Ed.
454 ----------Health
467 ----------C.P.,G.E. & E.D.
472 ----------Health
501 ----------Trans. and Nat. Res.
509 ----------Jud.
514 ----------Ed.
521 ----------Health
527 ----------Pub. S.

541 ----------P.E.,R. & S.S.
542 ----------Ins.
543 ----------Ed.
544 ----------P.E.,R. & S.S.
557 ----------Pub. S.
569 ----------Ed.
581 ----------E.,R. & C.A.
590 ----------Ins.
602 ----------L. Gov.
613 ----------P.E.,R. & S.S.
633 ----------Rev. & Tax.
648 ----------C.P.,G.E. & E.D.
649 ----------W.,P. & W.
651 ----------E.S. & T.M.
655 ----------Trans.
658 ----------Ins.
662 ----------Pub. S.
679 ----------C.P.,G.E. & E.D.
702 ----------Jud.
703 ----------Higher Ed.
708 ----------P.E.,R. & S.S.
716 ----------L. Gov. and Rev. & Tax.
718 ----------Rev. & Tax.
728 ----------Ins.
729 ----------Ed.
730 ----------Jud.
732 ----------Hum. S.
736 ----------L. Gov. and Trans.
738 ----------L. Gov. and Trans.
740 ----------B. & F.
747 ----------P.E.,R. & S.S.
750 ----------L. Gov.
752 ----------E.,R. & C.A.
763 ----------Ed. and L. Gov
765 ----------Ed.
769 ----------Pub. S.
770 ----------Ed.
788 ----------Budget
793 ----------Ed.
805 ----------L. Gov.
821 ----------Rev. & Tax.
823 ----------Ed.
824 ----------Pub. S.
833 ----------Trans.
835 ----------Health
836 ----------Nat. Res. and Trans.
856 ----------Pub. S.
877 ----------Rev. & Tax. and Trans.
879 ----------Ins.
887 ----------Rev. & Tax.
889 ----------Health
896 ----------Nat. Res.
899 ----------Trans.
902 ----------L. Gov. and Trans.

908 ----------L. Gov.
924 ----------Jud.
935 ----------Pub. S. and P.E.,R. & S.S.
936 ----------L. Gov.
937 ----------Ed.
941 ----------Health
944 ----------Ed.
948 ----------Health
958 ----------Ed.
962 ----------Nat. Res. and L. Gov.
965 ----------Hum. S.
966 ----------Ed.
967 ----------Ed.
969 ----------Hum. S.
970 ----------L. & E.
971 ----------Hum. S.
972 ----------Ed.
973 ----------Hum. S.
982 ----------Jud.
986 ----------E.,R. & C.A.
988 ----------Health
990 ----------Health
991 ----------Rev. & Tax.
994 ----------Jud.
1006 ----------Ed.
1007 ----------Ed.
1015 ----------H. & C.D.
1019 ----------Ed.
1024 ----------L. Gov. and Pub. S.
1043 ----------Ed.
1047 ----------Agri.
1049 ----------L. & E.
1051 ----------Ins.
1053 ----------Ins.
1054 ----------Ed.
1055 ----------Jud.
1059 ----------G.O. and Pub. S.
1065 ----------Nat. Res.
1069 ----------Pub. S.
1074 ----------Higher Ed. and Ed.
1087 ----------Ins.
1088 ----------C.P., G.E. & E.D.
1091 ----------Ins.
1107 ----------E.S. & T. M.
1109 ----------H. & C.D.
1110 ----------Hum. S.
1112 ----------L. & E.
1120 ----------W.,P. & W.
1139 ----------U. & C.
1141 ----------U. & C.
1142 ----------U. & C.
1143 ----------Pub. S.
1147 ----------Health
1148 ----------Jud.

1152 ---------- Trans.
1155 ---------- Nat. Res.
1158 ---------- Rev. & Tax.
1161 ---------- Pub. S.
1169 ---------- Health
1170 ---------- Ed.
1176 ---------- W.,P. & W.
1177 ---------- W.,P. & W.
1179 ---------- Ins.
1180 ---------- Nat. Res.
1184 ---------- Ed.
1185 ---------- Ed.
1187 ---------- Nat. Res.
1189 ---------- Higher Ed.
1191 ---------- E.S. & T.M.
1193 ---------- Health
1194 ---------- Health
1195 ---------- Pub. S.
1198 ---------- Trans.
1221 ---------- Pub. S.
1228 ---------- Ins. and Pub. S.
1230 ---------- Pub. S.
1233 ---------- Ed.
1245 ---------- Pub. S.
1257 ---------- H. & C.D.
1262 ---------- Hum. S.
1264 ---------- W.,P. & W.
1268 ---------- Nat. Res.
1277 ---------- C.P.,G.E. & E.D.
1283 ---------- Nat. Res.
1284 ---------- Jud.
1290 ---------- Health
1291 ---------- E.S. & T.M.
1302 ---------- Trans. and Nat. Res.
1307 ---------- E.S. & T.M.
1313 ---------- E.,R. & C.A.
1315 ---------- Jud.
1319 ---------- E.S. & T.M.
1322 ---------- Jud.
1328 ---------- Ins.
1360 ---------- Health

AUTHOR'S AMENDMENTS
Committee on Human Services

June 8, 1995

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

Assembly Bill No. 932

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 932—An act to amend Section 4505 of the Family Code, and to add Article 10 (commencing with Section 11600) to Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to aid to families with dependent children, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 8, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 688

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

HARVEY, Chairman

SENATE BILL NO. 688—An act to amend Sections 26569.22 and 26569.30 of the Health and Safety Code, relating to agricultural commodities, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Budget

June 8, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Assembly Bill No. 820

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

VASCONCELLOS, Chairman

ASSEMBLY BILL NO. 820—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 8, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 888

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

SPEIER, Chairwoman

SENATE BILL NO. 888—An act to amend Sections 9403, 9404, 9405, and 9406 of the Commercial Code, and to amend Sections 12184, 12207, and 12216 of the Government Code, relating to fees.

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 Utilities and Commerce

June 8, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 664

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

CONROY, Chairman

SENATE BILL NO. 664—An act to amend Sections 2884.2 and 2884.6 of, and to add Section 2889.2 to, the Public Utilities Code, relating to telephones, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Budget

June 8, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Assembly Bill No. 861

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

VASCONCELLOS, Chairman

ASSEMBLY BILL NO. 861—An act to add Sections 16367, 16367.1, 16367.2, 16367.3, and 16367.4, to, and to repeal Section 16366.7 of, the Government Code, relating to federal block grant funds, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 8, 1995

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

Assembly Bill No. 194

Assembly Bill No. 703

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

McDONALD, Chairwoman

ASSEMBLY BILL NO. 194—An act to amend Section 1656.1 of the Civil Code, and to amend Sections 6006, 6011, 6012, 6051, 6051.2, 6051.3, 6051.4, 6072, 6201, 6201.2, 6201.3, 6201.4, 7202, 7203, 7205, 7208, 7261, 7262, 7263, 17041, 17054, 17062, 23151, 23153, 23455, and 23802 of, and to add Sections 6016.7, 6051.5, and 6201.5 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 703—An act to amend Sections 17053.49, 23649, and 24449 of, and to add Sections 17052.8, 17682, 23604, and 24832 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS
Committee on Higher Education

June 8, 1995

Mme. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 179

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

ARCHIE-HUDSON, Chairwoman

SENATE BILL NO. 179—An act relating to water.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 8, 1995

The Committee on Health reports:

Senate Bill No. 422

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

ALLEN, Chairwoman

SENATE BILL NO. 422—An act to add Section 1797.195 to the Health and Safety Code, relating to emergency medical services.

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

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

June 8, 1995

Mme. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 946

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

WEGGELAND, Chairman

SENATE BILL NO. 946—An act to amend Sections 10145 and 10232 of the Business and Professions Code, to amend and repeal Section 2955 of the Civil Code, to amend Sections 50120, 50122, 50130, 50201, 50202, 50203, 50204, 50205, 50320, and 50401, of, to add Section 50128 to, and to repeal and add Section 50504 of, the Financial Code, relating to lending.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 8, 1995

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

Senate Bill No. 1096

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

BOLAND, Chairwoman

SENATE BILL NO. 1096—An act to amend Section 2002 of the Penal Code, relating to prisons.

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

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

June 8, 1995

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

Assembly Constitutional Amendment No. 29

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

McDONALD, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 29—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Article XIII thereof, relating to taxation.

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

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 23
Senate Bill No. 591

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

BOLAND, Chairwoman

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 110

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.

HAUSER, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 8, 1995

The Committee on Rules reports:

Assembly Joint Resolution No. 33

With the recommendation: Be adopted.

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

ALLEN, Chairwoman

Above resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

SELECT COMMITTEE ON ESCORT APPOINTED

Speaker Allen appointed Assembly Members Brulte, Goldsmith, Alby, and Setencich as a Select Committee on Escort to escort Assembly Member Bob Margett and his family to the Rostrum.

INTRODUCTION OF MRS. MARGETT

Speaker Allen introduced Mrs. Beverly Margett, wife of Assembly Member Bob Margett to the Members of the Assembly.

PRESENTATION OF ASSEMBLY MEMBER MARGETT

Speaker Allen then presented the Honorable Bob Margett, Assembly Member from the 59th Assembly District.

Assembly Member Margett introduced his wife Beverly Margett; his son and daughter-in-law Jeff and Karen Margett; his daughter and son-in-law Steve and Melinda Perkins; his sons Kenneth Margett, Phillip Margett, and Dennis Margett; and his grandson Eric Margett. Assembly Member Margett also acknowledged numerous friends and guests seated in the Assembly gallery, whereupon he addressed the assemblage.

ASSEMBLY MEMBER MARGETT ESCORTED TO DESK

The Select Committee on Escort then escorted Assembly Member Bob Margett to his desk.

ANNOUNCEMENT

Speaker Allen announced that a reception in Assembly Member Margett's honor would be held in the Speaker's Conference Room, upon adjournment of Floor session.

RECESS

By unanimous consent, at 10:05 a.m., Speaker Allen declared the Assembly recessed.

REASSEMBLED

At 10:07 a.m., the Assembly reconvened.

Hon. Doris Allen, Speaker of the Assembly, presiding.

CONGRATULATIONS TO ASSEMBLY MEMBER MARTHA ESCUTIA

Speaker Emeritus Brown was joined by the Members of the Assembly in extending congratulations to Assembly Member Martha Escutia and her husband Leo Briones upon the birth of their son, Andres Daniel Briones, (9 lbs, 11 oz) born on Wednesday, June 7, 1995, at 10:11 p.m., and was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Andres Daniel Briones.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1179 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Bordonaro gave notice that he would move to withdraw Assembly Bill No. 1179 from the Committee on Appropriations.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rolline Stoetzl, of Madera.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rose Filice, of Hollister.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 53, on request of Assembly Member Willard Murray.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Weggeland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Col. Edward Butler, of Riverside.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Neil Logue, Jr., of Hayward.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1544, on request of Assembly Member Hannigan.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Annie C. Abrams, of Bakersfield.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 111, on request of Assembly Member Vasconcellos.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Unanimous consent was granted that the motion to withdraw Assembly Bill No. 109 from the Committee on Public Safety; Assembly Bill No. 184 from the Committee on Local Government; Assembly Bills Nos. 1862, 1423, and 1601 from the Committee on Judiciary; and Assembly Bill No. 1766 from the Committee on Revenue and Taxation be continued until the next legislative day.

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

ASSEMBLY BILL NO. 188—An act to add and repeal Sections 17053.26 and 23636 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 538—An act to add Sections 17053.81 and 23622.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 694—An act to add Section 6358.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 773—An act to add and repeal Sections 17053.21, 17053.22, 23631, and 23632 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1505—An act relating to forest resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1622—An act to add Section 24327 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1624—An act to amend Section 18526 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1666—An act to amend Section 6359 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1671—An act to amend Section 24358 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1668—An act to amend Sections 506 and 5151 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1855—An act to amend Section 39616 of, and to add Section 42300.3 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 491—An act to amend Section 11056 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1092—An act to amend Section 827 of the Welfare and Institutions Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1214—An act to amend Section 633.1 of the Penal Code, relating to airport law enforcement officers.

Bill read second time, and ordered to Consent Calendar.

~~**SENATE BILL NO. 133**—An act to amend Sections 1001.15 and 1001.16 of the Penal Code, relating to diversion fees.~~

~~**Bill read second time, and ordered to third reading.**~~

(NOTE: On June 14, 1995, the action was rescinded whereby Senate Bill No. 133 was read a second time and ordered to third reading. See page 2096.)

SENATE BILL NO. 517—An act to amend Sections 1298, 1305.2, and 1306 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1094—An act to amend Section 2933.1 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 901—An act to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.

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

SENATE BILL NO. 222—An act to amend Sections 16003, 16012, 16040, 16200, and 16401 of, to add Article 2.5 (commencing with Section 16045) to Chapter 1 of Part 4 of Division 9 of, and to repeal Sections 16008, 16042, and 16223 of, the Probate Code, relating to trusts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 975—An act to amend Sections 35, 2902, 3518, 7159, 17511.12, 17539.5, 19601, 19602, 21672, 23958.4, 24200, 25503.15, and 25600 of, and to amend and renumber Sections 17440.34 and 17540.59 of, the Business and Professions Code, to amend Sections 714, 1803.2, 2955, and 3427.2 of the Civil Code, to amend Sections 2607 and 2714 of the Commercial Code, to amend Sections 8092, 10553, 14004.5, 14505, 22218.5, 41401, 41601, 41841.6, 44253.10, 49422, 52321, 56440, and 69619.1 of, to add Section 47715 to, and to repeal Section 42238.15 of, the Education Code, to add a heading to the Elections Code, to amend Sections 3042 and 7574 of the Family Code, to amend Sections 19315 and 38861 of, and to amend and renumber Section 41865.6 of, the Food and Agricultural Code, to amend Sections 825.6, 7514.1, 8589.7, 8670.3, 9020, 20523, 51015.05, 54776, 54783, 56375, 57092, 65089, 67931, 70141.11, and 93104, of, to amend and renumber Sections 6524 and 15364.6.1 of, and to repeal the heading of Article 6 (commencing with Section 14710) of Chapter 2 of Part 5.5 of Division 3 of Title 2 of, the Government Code, to amend Sections 1795.12, 13220, 17060.2, 25200.1.5, 25200.12, 25396, 25501.2, 25501.4, 33320.7, 33492.82, 33492.86, 33492.87, 33492.94, 33502, 40100.7, 40152.5, 40440.2, 40701.5, 40709.6, 43213, 43645, 43655, 43701, 43702, 44001.5, 44017.5, 44036.8, 44070, 44093, and 52020 of, to amend and renumber 33492.70, 33492.71, and 33492.73 of, to add the heading of Article 2 (commencing with Section 33492.50) to Chapter 4.5 of Part 1 of Division 24 of, and to repeal the heading of Article 4 (commencing with Section 33492.70) of Chapter 4.5 of Part 1 of Division 24 of, the Health and Safety Code, to amend Sections 11512.186, 11753.1, and 12121 of, and to amend and renumber Sections 12110, 12120, 12121, 12122, 12123, and 12124 of, the Insurance Code, to amend Sections 1295, 1296, 2350, 4800.5, 6396, and 6404.5 of the Labor Code, to amend Sections 986.1, 996.979, 996.993, 997.009, 998.009, 998.029, 998.049, and 998.060 of the Military and Veterans Code, to amend Sections 290, 290.3, 626.85, 647, 1122.5, 1203.45, 1270.1, 2933.6, 4011.2, 5025, 12071, and 12078 of, to amend and renumber Sections 446.9 and 653l of, to repeal and amend Section 396 of, and to repeal the heading of Chapter 7 (commencing with Section 225) of Title 8 of Part 1 of, the Penal Code, to amend Section 4800 of the Probate Code, to amend Sections 10115.15 and 12225 of the Public Contract Code, to amend Sections 4662, 5600, 21080.04, 25501, and 42202 of, and to amend and renumber the heading of Chapter 3.5 (commencing with Section 5600) of Division 5 of, the Public Resources Code, to amend Sections 2883, 4451, 4460, 21670.1, 100060, and 100060.2 of, and to amend and renumber Section 2882.5 of, the Public Utilities Code, to amend Sections 97.3, 171, 6363.6, 6377, 10878, 17052.18, 17053.49, 19132, 23610.5, 23617.5, 24672, 42000, and 42003 of the Revenue and Taxation Code, to amend Sections 164.56 and 5024 of the Streets and Highways Code, to amend Sections 676.5, 1808.6, 5101.8, 5301, 6162, 6700.2, 14601, 14601.1, 14601.3, 16457, and 25278 of the Vehicle Code, to amend Section 71881 of the Water Code, to amend Sections 317.6, 353.1, 11450.10, 14111.5, 15640, and 16576 of, and to add the heading of Article 5 (commencing with Section 14680) to Chapter 8.8 of Part 3 of Division 9 of, the Welfare and Institutions Code, and to amend Section 6 of Chapter 199, Section 3 of Chapter 1140, and Section 19 of Chapter 1167, of the Statutes of 1994, relating to maintenance of the codes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 51—An act to amend Section 1036 of the Code of Civil Procedure, relating to inverse condemnation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 391—An act to amend Section 12927 of the Government Code, relating to housing.

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

SENATE BILL NO. 119—An act relating to adult education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 12—An act to amend Section 69535 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 42—An act to amend Sections 101, 128.5, 130, 149, 205, 800, 4800, 4806, 4809.6, 4826, 4827, 4828, 4830, 4832, 4833, 4836, 4836.5, 4837, 4839, 4840, 4840.2, 4840.5, 4840.6, 4840.7, 4840.9, 4841, 4841.5, 4842, 4842.2, 4843, 4848, 4860, 4875, 4875.6, 4883, 4903, 4904, 4905, and 4910 of, to amend the heading of Article 2.5 (commencing with Section 4832) of Chapter 11 of Division 2 of, to add Sections 4810, 4811, and 4825.1 to, the Business and Professions Code, to amend Section 13401 of the Corporations Code, and to amend Sections 11501, 24003, and 26509 of the Government Code, relating to veterinary medicine, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 253—An act to amend Section 34501.2 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 423—An act to amend Section 1201.6 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 300—An act to amend Sections 1365 and 1368 of the Civil Code, relating to common interest developments.

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

SENATE BILL NO. 1173—An act to amend Sections 5 and 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1250—An act to amend Section 21670.1 of the Public Utilities Code, relating to airports, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 481—An act to amend Section 1441 of the Code of Civil Procedure, and to amend Section 50050 of the Government Code, relating to escheat.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 8, 1995

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

Assembly Bill No. 694
Assembly Bill No. 1666

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

MOTION TO ADJOURN

At 10:12 a.m., Assembly Member Brulte moved that the Assembly do now adjourn.

Assembly Member Hannigan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:13 a.m., Speaker Allen declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

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

Joint Hearing of Senate Committee on Energy, Utilities, and Communications and Assembly Committee on Utilities and Commerce, on June 13, 1995, at 9 a.m.

MESSAGES FROM THE SENATE

Senate Chamber, June 8, 1995

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

Assembly Bill No. 283

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 8, 1995

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

Senate Bill No. 325
Senate Bill No. 410
Senate Bill No. 498
Senate Bill No. 753
Senate Bill No. 760
Senate Bill No. 1242
Senate Bill No. 1285
Senate Bill No. 1325

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 8, 1995

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

Senate Joint Resolution No. 25

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 325—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.

SENATE BILL NO. 410—An act to add Section 11011.22 to the Government Code, and to add Sections 4474.1, 4787, and 4847 to, the Welfare and Institutions Code, relating to developmental disabilities.

SENATE BILL NO. 498—An act to amend Sections 44015, 44017, 44017.3, 44020, 44040, 44051, 44056, 44060, and 44062.1 of, and to add Section 44015.3 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 753—An act to add Section 85308 to the Government Code, relating to the Political Reform Act of 1974.

SENATE BILL NO. 760—An act to amend Section 17 of, to add Section 3057.3 to, and to add Article 2 (commencing with Section 1171) to Chapter 4.5 of Title 7 of Part 2 of, the Penal Code, to amend Section 7102 of the Revenue and Taxation Code, and to add Section 1736.5 to the Welfare and Institutions Code, relating to corrections, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1242—An act relating to gang and drug reduction.

SENATE BILL NO. 1285—An act to add Chapter 6.96 (commencing with Section 25548) to Division 20 of the Health and Safety Code, relating to hazardous materials.

SENATE BILL NO. 1325—An act to amend Section 12927 of the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 25—Relative to offshore oil and gas leasing.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Brulte, the Assembly adjourned until 10:30 a.m., Monday, June 12, 1995, in honor of the birth of Andres Daniel Briones, on motion of Speaker Emeritus Brown; out of respect to the memory of Rolline Stoetzl, on motion of Assembly Member House; out of respect to the memory of Rose Filice, on motion of Assembly Member Frusetta; out of respect to the memory of Col. Edward Butler, on motion of Assembly Member Weggeland; out of respect to the memory of James Neil Logue, Jr., on motion of Assembly Member Sweeney; and out of respect to the memory of Annie C. Abrams on motion of Assembly Member Harvey.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 8, 1995

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

Assembly Bills

194
703
820
861
932

Assembly Constitutional Amendment

29

Senate Bills

179
300
391
422
481
664
688
888
901
946
1096

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 12, 1995

EIGHTY-NINTH SESSION DAY

ONE HUNDRED NINETIETH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 12, 1995

The Assembly met at 10:30 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Harvey moved a quorum call of the Assembly. Motion carried. Time, 10:31 a.m.

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

At 11:16 a.m., Hon. Jan Goldsmith, Assembly Member, 75th District, presiding

Quorum Present

At 11:16 a.m., Acting Speaker Goldsmith declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	

PRAYER

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

O Heavenly King, Comforter, the Spirit of truth, everywhere present and filling all things, Treasury of blessings and Giver of Life, come and dwell in us; cleanse us of every stain and save our souls, Gracious One.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Acting Speaker Goldsmith, Assembly Member Brulte 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 Weggeland, seconded by Assembly Member Pringle.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Willie Brown.

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

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 12, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Doris: Please be advised that I will not be in the Capitol today for session due to legislative business.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 9, 1995

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

Assembly Bill No. 283

And reports the same correctly enrolled, and presented to the Governor at 9:45 a.m., June 9, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 12, 1995

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

Assembly Bill No. 194
Assembly Bill No. 703
Assembly Bill No. 820
Assembly Bill No. 861
Assembly Bill No. 932

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 12, 1995

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

Assembly Constitutional Amendment No. 29

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 12, 1995

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

Assembly Joint Resolution No. 33

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 12, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1105

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

RAINEY, Chairman

SENATE BILL NO. 1105—An act to add Chapter 2.12 (commencing with Section 7286.60) to Part 1.7 of Division 2 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 Budget

June 12, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Assembly Bill No. 940

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

VASCONCELLOS, Chairman

ASSEMBLY BILL NO. 940—An act to add Sections 15819.90 and 15819.95 to the Government Code, and to amend Sections 1010 and 1011 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Budget

June 12, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Assembly Bill No. 818

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

VASCONCELLOS, Chairman

ASSEMBLY BILL NO. 818—An act relating to local agency costs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Education

June 12, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 780
Assembly Bill No. 784

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 780—An act to add Chapter 17 (commencing with Section 43100) to Part 24 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 784—An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school districts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 12, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 386

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

RAINEY, Chairman

SENATE BILL NO. 386—An act to add Section 29.1 to the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), relating to the Mojave Water Agency.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 12, 1995

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

Senate Bill No. 60
Senate Bill No. 984

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

ISENBERG, Chairman

SENATE BILL NO. 60—An act relating to the State Bar of California.

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

SENATE BILL NO. 984—An act to amend Sections 8205 and 8211 of the Government Code, and to amend Sections 4054, 4150, 4151, 4152, 4153, 4155, 4307, 4402, 4409, 4703, 4753, 4806, and 5204 of the Probate Code, relating to powers of attorney, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 12, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 156
Senate Bill No. 725

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

RAINEY, Chairman

SENATE BILL NO. 156—An act to amend Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 12.5, 13, 14, 15, 16, 17, 18, 20, 21, 22, 24, 25, 27, 28, 30, 31, 33, and 37 of, and to add Sections 1.5, 13.5, and 36 to, the Napa County Flood Control and Water Conservation District Act (Chapter 1449 of the Statutes of 1951), relating to the Napa County Flood Control and Water Conservation District.

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

SENATE BILL NO. 725—An act to amend Section 54954.6 of the Government Code, relating to open meetings.

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 Local Government

June 12, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 5

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

RAINEY, Chairman

ASSEMBLY BILL NO. 5—An act to add Section 53087 to the Government Code, relating to local agencies, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 271
Assembly Bill No. 397

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

PRINGLE, Chairman

Above bills ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 58

With amendments with the recommendation: Amend, and re-refer to the Committee on Appropriations.

PRINGLE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1191
Assembly Bill No. 1277

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

PRINGLE, Chairman

Above bills ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: June 6, 1995

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

Senate Bill No. 157

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

CORTESE, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 232

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

BOLAND, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Concurrent Resolution No. 7

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

BOLAND, Chairwoman

Above resolution ordered to second reading.

Committee on Rules

June 12, 1995

The Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Assembly Bill No. 825
Assembly Bill No. 932
Assembly Bill No. 1855

ALLEN, Chairwoman

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

SPECIAL ELECTION PROCLAMATION

I, PETE WILSON, Governor of the State of California, by the power and authority vested in me by Section 15, Article II of the Constitution of the State of California, do hereby proclaim and order that a special election shall be held on the 22nd day of August, 1995, within the 17th District of the State, to determine whether Michael Machado, Member of the Assembly, shall be recalled, and if the majority vote on the question is to recall, to elect a successor.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 9th day of June 1995.

PETE WILSON
Governor of California

[SEAL]

ATTEST:

BILL JONES
Secretary of State

MESSAGES FROM THE SENATE

Senate Chamber, June 12, 1995

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

Assembly Bill No. 374
Assembly Bill No. 561
Assembly Bill No. 1140
Assembly Bill No. 1247
Assembly Bill No. 1629
Assembly Bill No. 1843

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 12, 1995

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

Assembly Joint Resolution No. 15

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 12, 1995

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

Assembly Bill No. 461
Assembly Bill No. 1131

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 12, 1995

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

Senate Bill No. 323
Senate Bill No. 341

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 323—An act to amend Sections 6252, 6254, 6255, and 6259 of, to amend and renumber Section 6253 of, to add Sections 6253 and 6253.3 to, to repeal Sections 6256, 6256.1, 6256.2, and 6257 of, and to repeal and add Section 6253.1 of, the Government Code, relating to records.

SENATE BILL NO. 341—An act to add Section 1522.7 to the Health and Safety Code, relating to child care.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bates was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ruth Rosner Kornhauser, of Berkeley.

Assembly Member Machado was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his cousin, Joe Machado.

ROGAN MOTION NO. 1 TO AMEND RULES

Assembly Member Rogan moved that Assembly Rule 7, as contained in the rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

7. The Committee on Rules shall consist of the following 11 members:

(a) The Chair, appointed by the Speaker, who shall be from the same party as the Speaker.

(b) Five members who shall be elected by the caucus of the same party as the Speaker.

(c) Five members who shall be elected by the caucus of the party other than that of the Speaker, one of whom shall be designated by that caucus as the Vice Chair of the committee.

The Committee on Rules shall have the power to refer each bill and house resolution to a committee.

The Committee on Rules shall have general direction over the Assembly Chamber and the rooms set aside for the use of the Assembly, including rooms for use by Members as private offices.

Assembly Member Pringle seconded the motion.

Motion to Table Rogan Motion No. 1

Assembly Member Margett moved that Motion No. 1 by Assembly Member Rogan be laid upon the table.

Assembly Member Hannigan seconded the motion.

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, 11:30 a.m.

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

ROGAN MOTION NO. 2 TO AMEND RULES

Assembly Member Rogan moved that paragraphs 1 and 2 of Assembly Rule 9, as contained in the rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

9. The membership of every standing committee, including the Committee on Rules, shall have one more member of the majority party than of the minority party. The term "majority party," for purposes of these rules, means the party with the greater number of Members in the Assembly, as determined by party registration.

Assembly Member Kuykendall seconded the motion.

Point of Personal Privilege

Assembly Member Pringle arose to a point of personal privilege.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Was Speaker Allen not earlier recognized to speak on the motion before the Body?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that Speaker Allen had participated in debate on the previous motion by Assembly Member Rogan.

Point of Order

Assembly Member Morrow arose to the following point of order:

That Speaker Allen did speak on the motion currently before the Body.

Ruling by Acting Speaker Goldsmith

The Acting Speaker ruled the point of order well-taken based upon subsequent information, and that, without objection, Speaker Allen would be permitted to speak a second time on the motion.

Objection was raised.

Point of Information

Speaker Allen arose to the following point of information:

That the debate was not on point to remarks she made earlier in debate.

Motion to Table Rogan Motion No. 2 to Amend Rules

Assembly Member Hannigan moved that Motion No. 2 by Assembly Member Rogan be laid upon the table.

Assembly Member Napolitano seconded the motion.

Point of Order

Assembly Member Rogan arose to the following point of order:

That he had not been permitted time to open debate on his Motion No. 2 to amend the rules.

Ruling by Acting Speaker Goldsmith

The Acting Speaker ruled that the motion to table the motion before the Body is not debatable but with unanimous consent, Assembly Member Rogan would be permitted to speak on his Motion No. 2 to amend the rules.

Unanimous Consent Withheld

Assembly Member Willard Murray withheld unanimous consent.

Point of Order

Assembly Member Boland arose to the following point of order:

That pursuant to the rules an author is permitted time to open and close debate on his/her motion.

Ruling by Acting Speaker Goldsmith

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

Assembly Member Rogan Permitted to Speak

Objection was withdrawn and Assembly Member Rogan was permitted to speak on his Motion No. 2 to amend rules.

Further Consideration of Motion to Table Rogan Motion No. 2

The question being on the motion by Assembly Member Hannigan to table Motion No. 2 by Assembly Member Rogan.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:03 p.m.

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

PRINGLE MOTION TO AMEND RULES

Assembly Member Pringle moved that the rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

17. Any Member elected to an incompatible office shall be deemed to have resigned his or her office in the Assembly on the tenth day after the Secretary of State issues the certificate of election unless the Member has resigned earlier.

For the purposes of these rules, an incompatible office is one in which the term of that office begins prior to the current legislative term concluding.

Assembly Member Rogan seconded the motion.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

Is there not language in the rules which requires members elected to an incompatible office to resign their Assembly seat on the 10th day after their certification?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that such language is in House Resolution No. 10 and based upon that would be usage and precedent of the House.

Point of Order

Assembly Member Pringle arose to the following point of order:

That the motion before the Body on June 5, 1995 was a motion to substitute for the rules adopted in House Resolution No. 10; and further, if the Chair rules that the rules under House Resolution No. 10 are in effect and are custom and precedent of the House except for those elements addressed in rules adopted on June 5, 1995, he would withdraw his motion.

Ruling by Acting Speaker Goldsmith

The Acting Speaker ruled the point of order well-taken; that the language contained in the last paragraph of Assembly Member Pringle's proposed amendment is not contained in House Resolution No. 10 and the motion by Assembly Member Pringle is therefore in order.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Are all elements of the rules contained in House Resolution No. 10 in force except for those elements which were adopted on June 5, 1995 as a substitute set of rules?

Reply by Acting Speaker Goldsmith

The Acting Speaker declined to reply to the parliamentary inquiry, and suggested Assembly Member Pringle proceed with his motion to amend the rules.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is it not clear that the rules adopted on June 5, 1995 were amendments to House Resolution No. 10 and not a substitute for the rules contained in House Resolution No. 10; and that unless a rule in House Resolution No. 10 was specifically replaced by rules adopted on June 5, 1995, House Resolution No. 10 is an operating rule of this House?

Reply by Acting Speaker Goldsmith

The Acting Speaker cited the motion by Assembly Member Isenberg contained in the June 5, 1995 Journal (page 2000) and stated it as the basis for his previous ruling.

Motion to Refer Pringle Motion to Committee

Speaker Allen moved that the Pringle motion to amend the rules be referred to the Committee on Rules.

Assembly Member Tucker seconded the motion.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

What is the vote requirement to refer the motion to amend rules to committee?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that a motion to refer a motion to committee requires a majority of the Members present and voting.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

What is the vote required to re-refer a bill from the file to committee?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that the re-reference of a bill from file to committee requires 41 votes.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Who are the current members of the Committee on Rules?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied by reading the roster of membership of the Committee on Rules as printed in this day's Assembly File.

At 12:23 p.m., Speaker pro Tempore Baca, 62nd District, presiding

Further Consideration of Motion to Refer Pringle Motion to Committee

The question being on the motion by Speaker Allen to refer the Pringle motion to amend rules to the Committee on Rules.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:24 p.m.

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

At 12:25 p.m., Hon. Jan Goldsmith, Assembly Member, 75th District, presiding

MOTION BY ASSEMBLY MEMBER BRULTE

Assembly Member Brulte moved that the action of the Rules Committee on June 9, 1995 to terminate Republican staff be revoked.

Assembly Member Kuykendall seconded the motion.

Point of Personal Privilege

Assembly Member Boland arose to a point of personal privilege.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is it not a fact that under agreement reached between former Speaker Brown and Assembly Member Brulte, the Republican Caucus has control of the process of hiring Republican staff and the Democratic Caucus has control of the process of hiring Democratic staff?

Reply

The Acting Speaker deferred to Assembly Member Brulte whereupon he replied that earlier this year the Committee on Rules, by unanimous vote, agreed to the budget allocations of the House with regard to the Office of the Speaker, the Republican Caucus, and the Democratic Caucus.

Point of Information

Assembly Member Bustamante arose to the following point of information:

Should not this issue be resolved within the Republican Caucus?

Ruling by Acting Speaker Goldsmith

The Acting Speaker ruled the point of information not well-taken; that Assembly Member Brulte has a motion before the Body.

Motion to Table Brulte Motion

Assembly Member Hannigan moved that the motion by Assembly Member Brulte be laid upon the table.

Assembly Member Ducheny seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:43 p.m.

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

PARLIAMENTARY INQUIRY

Assembly Member Boland arose to a parliamentary inquiry.

Point of Order

Assembly Member Katz arose to the following point of order:

That Assembly Member Boland did not arise to a point of parliamentary inquiry, relating to procedure of the House.

Ruling by Acting Speaker Goldsmith

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

Point of Information

Assembly Member Knight arose to a point of information.

Ruling by Acting Speaker Goldsmith

The Acting Speaker ruled the point of information out of order.

Point of Order

Assembly Member Hannigan arose to the following point of order:

That remarks by Assembly Member Boland are appropriate under condition of the file.

Ruling by Acting Speaker Goldsmith

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

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Under which rules is the House presently operating?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that the House is operating under rules adopted on June 5, 1995; and to the extent issues were not covered in the June 5, 1995 rules, custom and precedence; as well as Mason's Manual.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

In the areas where the rules adopted on June 5, 1995 do not apply, is the House operating under the standing rules adopted in 1994?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied in the affirmative.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

How has Assembly Rule 5 of the standing rules applied with reference to Members' desk assignments on the Assembly Floor?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that the assignment of Desks in the Assembly Chamber is governed by Assembly Rule 5 together with Assembly Rule 26(c), and usage and custom of the House.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Was the reassignment of desks of Assembly Members Goldsmith, Granlund, Takasugi, Brewer, Aguiar, Brulte, and Allen consistent with Assembly Rule 5 and with the approval of the Committee on Rules?

Reply by Acting Speaker Goldsmith

The Acting Speaker replied that the precedent of House permits the Speaker to assign seats.

Point of Information

Assembly Member Burton arose to the following point of information:

That no seat assignments this session have been approved by the Committee on Rules and that earlier this year seat assignments were made upon Assembly Member Brulte's request of then Speaker Brown.

REQUEST TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Hannigan requested that the Calls of the Assembly be dispensed with.

Assembly Member Pringle withheld unanimous consent.

Motion to Dispense with Calls of the Assembly

Assembly Member Hannigan moved that the Calls of the Assembly be dispensed with.

Assembly Member Bustamante seconded the motion.

Motion carried by the following vote:

AYES—39

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Richter
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	

NOES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE ROGAN MOTION NO. 1

At 12:56 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.

The motion to table Motion No. 1 by Assembly Member Rogan carried by the following vote:

AYES—40

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Richter
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Lee	Sher
Bowen	Figueroa	Machado	Speier
Brown, Valerie	Friedman	Martinez	Sweeney
Burton	Gallegos	Mazzoni	Tucker
Bustamante	Hannigan	McDonald	Vasconcellos
Caldera	Hauser	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	Mme. Speaker

NOES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE ROGAN MOTION NO. 2

At 12:57 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Motion No. 2 by Assembly Member Rogan carried by the following vote:

AYES—40

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Richter
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Lee	Sher
Bowen	Figueroa	Machado	Speier
Brown, Valerie	Friedman	Martinez	Sweeney
Burton	Gallegos	Mazzoni	Tucker
Bustamante	Hannigan	McDonald	Vasconcellos
Caldera	Hauser	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	Mme. Speaker

NOES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON ALLEN MOTION TO REFER PRINGLE MOTION TO COMMITTEE

At 12:57 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion by Speaker Allen to refer the Pringle motion to amend rules to the Committee on Rules carried by the following vote:

AYES—41

Alpert	Cortese	Knox	Setencich
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	Mme. Speaker
Caldera	Hauser	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Katz	Richter	

NOES—36

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Pringle
Battin	Frusetta	Kuykendall	Rainey
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brulte	House	Morrow	Woods

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE BRULTE MOTION

At 12:58 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table the motion by Assembly Member Brulte carried by the following vote:

AYES—39

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Richter
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	

NOES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

MOTION TO ADJOURN

At 12:58 p.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Assembly Member Bustamante seconded the motion.

The roll was opened and the motion carried by the following vote:

AYES—41

Alpert	Cortese	Knox	Setencich
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	Mme. Speaker
Caldera	Hauser	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Katz	Richter	

NOES—36

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Pringle
Battin	Frusetta	Kuykendall	Rainey
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brulte	House	Morrow	Woods

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Conroy announced that the Committee on Utilities and Commerce would meet today at 2 p.m.

Assembly Member McDonald announced that the Committee on Revenue and Taxation would meet today at 2 p.m., instead of 1:30 p.m. in Room 447.

Assembly Member Sher announced that the Committee on Natural Resources would meet today at 2 p.m.

CAUCUS ANNOUNCEMENTS

Acting Speaker Goldsmith announced that the Republican Caucus would meet today upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1 p.m., Acting Speaker Goldsmith declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member McDonald, of the 55th Assembly District, introduced the following special guests from the Republic of Korea:

Nyung Yoon Kim, Senior Vice Chairman, Korean Unification; Young Sam Kim, Special Advisor to the President; and Young Kang, Special Assistant to Vice Chairman Nyung Yoon Kim. The guests were accompanied by Gene Kim, Founder and Charles Kim, Vice Chairman of The Koreatown Association of Los Angeles; and Mayor Michael I. Mitoma, Chairman, City of Carson.

Assembly Member Setencich, of the 30th Assembly District, introduced his parents, Daniel and Theresa Setencich, of Fresno.

Assembly Member Burton, of the 12th Assembly District, introduced former Member of the Assembly, Gerald Felando.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, June 13, 1995, out of respect to the memory of Joe Machado, on motion of Assembly Member Machado; and out of respect to the memory of Ruth Rosner Kornhauser, on motion of Assembly Member Bates.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 12, 1995

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

Assembly Bills

5
780
784
818
940

Senate Bills

60
156
386
725
984
1105

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 13, 1995

NINETIETH SESSION DAY

ONE HUNDRED NINETY-FIRST 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 13, 1995

The Assembly met at 7 a.m.
Hon. Dede Alpert, Assembly Member, 78th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—74:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brown, Valerie	Hannigan	McDonald	Vasconcellos
Brown, Willie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mme. Speaker
Caldera	House	Murray, Kevin	
Campbell	Isenberg	Napolitano	

Quorum present.

At 1:34 p.m., Hon. Wally Knox, 42nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Brewer, Willard Murray, and Speier.

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

Because of illness: Assembly Member Cortese.

EXPLANATIONS OF ABSENCE

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

June 13, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I am respectfully requesting to be excused on Tuesday, June 13, 1995. I will be attending the Governor's California Focus on Fathers Summit in Burbank, California.

Should you have any questions regarding this request, please do not hesitate to contact my office at (916) 445-7222.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

June 12, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I respectfully request to be excused from check-in Session on Tuesday, June 13, 1995. I will be attending the Governor's *California Focus on Fathers Summit* at the Burbank Hilton and Convention Center.

The summit's major focus is on the socio-economic impact of father absence; the impact of father absence on families; strengthening our families—possible solutions; and strengthening our families—successful intervention.

Your consideration and approval of this request will be greatly appreciated.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

June 13, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request that I be excused from check-in session today, Tuesday, June 13, 1995 on legislative business.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

REPORTS

The following reports were presented by the Chief Clerk:

**Standardized Account Code Structure,
A Supplement to the California School Accounting Manual Plan for
Conversion to Proposed Standardized Account Code Structure
(Pursuant to Senate Bill 94, Chapter 237, Statutes of 1993)**

Above transmitted report, together with letter of transmittal from Martha Zaragoza-Diaz, Director, Governmental Affairs Office, Department of Education, Sacramento, dated May 29, 1995, referred by the Speaker to the Committee on Budget.

**Sunset Review Report on the Instructional Materials Program
(Pursuant to Education Code Section 62008)**

Above transmitted report, together with letter of transmittal from Martha Zaragoza-Diaz, Director, Governmental Affairs Office, Department of Education, Sacramento, dated June 7, 1995, referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 13, 1995

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

Assembly Bill No. 5
Assembly Bill No. 780
Assembly Bill No. 784
Assembly Bill No. 818
Assembly Bill No. 940

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 39—Kaloogian. Relative to Workplace Fitness Month.

HOUSE RESOLUTION NO. 20—Kuykendall. Relative to the Alameda Corridor project.

HOUSE RESOLUTION NO. 21—Rainey. Relative to Yosemite License Plate Day.

AUTHOR'S AMENDMENTS

Committee on Transportation

June 13, 1995

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

Senate Bill No. 46

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

KATZ, Chairman

SENATE BILL NO. 46—An act to amend Section 53075.5 of the Government Code, to amend Section 5374 of the Public Utilities Code, and to amend Section 34520 of the Vehicle Code, relating to vehicles.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 13, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 810

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

HARVEY, Chairman

SENATE BILL NO. 810—An act to amend Sections 6027.5 and 6029 of the Food and Agricultural Code, relating to pest control, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

June 13, 1995

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

Senate Bill No. 651

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

RICHTER, Chairman

SENATE BILL NO. 651—An act to amend Section 25198 of the Health and Safety Code, relating to hazardous waste.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 13, 1995

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

Senate Bill No. 9
Senate Bill No. 950

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

BOLAND, Chairwoman

SENATE BILL NO. 9—An act to amend Section 190.2 of the Penal Code, relating to murder.

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

SENATE BILL NO. 950—An act to add Section 186.11 to the Penal Code, relating to crimes.

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 Utilities and Commerce

June 13, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 207

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

CONROY, Chairman

SENATE BILL NO. 207—An act to add Section 2885.8 to the Public Utilities Code, relating to telephones.

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

June 13, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1943

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

SHER, Chairman

ASSEMBLY BILL NO. 1943—An act to add Section 15378.1 to the Government Code, and to add Section 71031 to the Public Resources Code, relating to environmental protection.

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 Housing and Community Development

June 13, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 310
Senate Bill No. 851

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

HAUSER, Chairman

SENATE BILL NO. 310—An act to amend Section 11010.8 of, and to add Section 11010.9 to, the Business and Professions Code, to amend Section 7312 of the Corporations Code, and to amend Sections 66427.4 and 66427.5 of the Government Code, relating to mobilehome parks.

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

SENATE BILL NO. 851—An act to amend Sections 17031.8, 17050, 17052, and 17056 of the Health and Safety Code, relating to housing.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 13, 1995

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

Senate Bill No. 718

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

McDONALD, Chairwoman

SENATE BILL NO. 718—An act to amend Section 7480 of the Government Code, and to amend Sections 6203, 6283, 6480.1, 8150, 8269, 9174, 9269, 30437, 30458.9, 32401, 32469, 40111, 40209, 41169, 43520, 45651, 45865, 46501, 46551, 50139, 50151, 50156.9, 55221, and 55281 of, and to add Section 6076 to, 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 Consumer Protection, Governmental Efficiency and Economic Development

June 13, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 320
Senate Bill No. 338
Senate Bill No. 378

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

SPEIER, Chairwoman

SENATE BILL NO. 320—An act to amend Sections 1761 and 1770 of the Civil Code, relating to unfair trade practices.

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

SENATE BILL NO. 338—An act to add Section 13332.18 to the Government Code, relating to state funds.

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

SENATE BILL NO. 378—An act to amend Sections 8505.5 and 8698.6 of the Business and Professions Code, relating to pests.

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 Budget

June 13, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 18

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

VASCONCELLOS, Chairman

SENATE BILL NO. 18—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Elections, Reapportionment and Constitutional Amendments

June 13, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 12

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

McPHERSON, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1.5 to Article XIX thereof, relating to boating.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 13, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 981

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

TUCKER, Chairman

SENATE BILL NO. 981—An act to amend Section 19599 of the Business and Professions Code, relating to horseracing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 13, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 531

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

SHER, Chairman

ASSEMBLY BILL NO. 531—An act to add Article 1.5 (commencing with Section 41750) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to air pollution.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 13, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 808

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

HARVEY, Chairman

SENATE BILL NO. 808—An act to amend Section 13149 of the Food and Agricultural Code, relating to economic poisons.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 13, 1995

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

Senate Bill No. 526
Senate Bill No. 795

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

ISENBERG, Chairman

SENATE BILL NO. 526—An act to amend Sections 14291 and 14292 of the Business and Professions Code, relating to trademarks.

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

SENATE BILL NO. 795—An act to amend Section 8025 of the Business and Professions Code, and to amend Section 2025 of the Code of Civil Procedure, relating to shorthand reporters.

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 904

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

McPHERSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Utilities and Commerce

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Concurrent Resolution No. 4
Senate Concurrent Resolution No. 19

With the recommendation: Be adopted.

CONROY, Chairman

Above resolutions ordered to third reading.

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 656
Senate Bill No. 1025

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

CONROY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 248
Senate Bill No. 664
Senate Bill No. 665
Senate Bill No. 1243

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

CONROY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Concurrent Resolution No. 11

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

CONROY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: June 12, 1995

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

Senate Bill No. 1131

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

McDONALD, Chairwoman

Above bill re-referred to the Committee on Transportation.

Committee on Natural Resources

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 605

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 12, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1083

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

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento

MESSAGE OF THE GOVERNOR
CONCERNING
PARDONS, COMMUTATIONS AND REPRIEVES

To the Members of the Senate and Assembly of the State of California:

In accordance with the provisions of Article V, Section 8, of the Constitution of California, I hereby submit to you a report on the cases of pardon, commutation of sentence, and reprieve issued by me during the period from January 1, 1994 to December 31, 1994.

Respectfully submitted,

PETE WILSON
Governor

Above report referred to the Committee on Public Safety.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 271—An act to amend Sections 17053.8 and 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 397—An act to add Section 17008.7 to, and to add Chapter 14.5 (commencing with Section 50860) to Part 2 of Division 31 of, the Health and Safety Code, and to add and repeal Sections 17053.13, 17053.14, 23608.1, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to housing, and making an appropriation therefor, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 58—An act to add Chapter 17 (commencing with Section 7440) to Title 7 of Part 3 of the Penal Code, relating to financing a prison and community-based correctional facilities construction program by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

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

ASSEMBLY BILL NO. 1191—An act to amend Sections 30053 and 30054 of the Government Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1277—An act to add Section 2192 to the Streets and Highways Code, relating to transportation.

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

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

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

Senate Bills Nos. 300 and **481**, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 23—An act to amend Sections 12021, 12071, and 12072 of, and to repeal Section 12021.3 of, the Penal Code, relating to weapons.

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

SENATE BILL NO. 591—An act to amend Sections 2074, 6305, and 7720 of the Family Code, and to amend Section 13701 of the Penal Code, relating to domestic violence.

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

SENATE BILL NO. 110—An act to amend, renumber, and add Section 799.1 of the Civil Code, relating to mobilehomes.

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

SENATE BILL NO. 157—An act to add Article 4 (commencing with Section 6450) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, relating to grass carp, and making an appropriation therefor.

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

SENATE BILL NO. 232—An act to amend Section 48902 of the Education Code, relating to pupils.

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

SENATE CONCURRENT RESOLUTION NO. 7—Relative to violence and crime at family planning clinics.

Resolution read, amendments proposed by the Committee on Public Safety read and adopted, resolution ordered reprinted and ordered to third reading file.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent Resolution No.	*Committee*
38	Rls.

Assembly Joint Resolution No.	*Committee*
13	Rls.

Senate Bill No.	*Committee*
1	C.P.,G.E. & E.D.
86	Jud.
113	Health
124	L. Gov.
126	Health
149	L. Gov.
160	Trans.
229	L. Gov.
267	Ins. and B. & F.
277	Ed. and Higher Ed.
290	C.P.,G.E. & E.D.
325	C.P.,G.E. & E.D.
374	Trans. and L. Gov.
383	W.,P. & W.
429	Ed. and L. Gov.
432	C.P.,G.E. & E.D.
445	Health
446	Trans.
478	Health
498	Trans.
503	Hum. S. and Trans.
520	Hum. S.
563	Health
575	Hum. S.
582	W.,P. & W.
600	Jud.
619	Ed.
622	Ins.
639	C.P.,G.E. & E.D. and Pub. S.
645	L. & E.
652	L. Gov.
663	Ed. and Higher Ed.
667	L. & E.
689	Health
705	Health
753	E.,R. & C.A.
781	B. & F. and Ins.
789	Health
816	Pub. S.
828	E.S. & T.M. and Nat. Res.
845	E.S. & T.M. and Nat. Res.
857	Pub. S.
895	H. & C.D.
920	Pub. S.
956	Trans. and Nat. Res.
974	C.P.,G.E. & E.D.
996	L. & E.
1003	U. & C.
1004	Health
1020	Health and Ins.
1029	Jud.
1052	C.P.,G.E. & E.D.

1097	W.,P. & W. and L. Gov.
1108	W.,P. & W. and Nat. Res.
1135	E.S. & T.M.
1157	Ins.
1172	E.S. & T.M.
1209	P.E.,R. & S.S.
1222	E.S. & T.M. and Nat. Res.
1224	Pub. S.
1242	Pub. S.
1285	E.S. & T.M.
1286	C.P.,G.E. & E.D.
1299	Nat. Res. and L. Gov.
1301	Higher Ed.
1308	L. Gov. and E.,R. & C.A.
1326	B. & F.

Senate Concurrent

Resolution No.	*Committee*
20	W.,P. & W.
23	Rls.

Senate Joint

Resolution No.	*Committee*
25	Nat. Res

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Unanimous consent was granted that the motion to withdraw Assembly Bill No. 109 from the Committee on Public Safety; Assembly Bill No. 184 from the Committee on Local Government; Assembly Bills Nos. 1862, 1423, and 1601 from the Committee on Judiciary; and Assembly Bill No. 1766 from the Committee on Revenue and Taxation and Assembly Bill No. 1179 from the Committee on Appropriations be continued until Thursday, June 15, 1995.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 14, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 13, 1995

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

Assembly Bills

58
271
397
531
1191
1277
1943

Assembly Constitutional Amendment

12

Senate Bills

9
18
23
46
110
157
207
232
310
320
338
378
526
591
651
718
795
808
810
851
950
981

Senate Concurrent Resolution

7

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 14, 1995

NINETY-FIRST SESSION DAY

ONE HUNDRED NINETY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

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

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 14, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

Quorum present.

At 1:43 p.m., Hon. Debra Bowen, 53rd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Setencich.

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

Because of illness: Assembly Member Boland.

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

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 14, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on June 14, 1995 as I have legislative business in my district.

Thank you for your consideration.

Sincerely,

BRIAN SETENCICH, Assembly Member
Thirtieth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 14, 1995

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

Assembly Constitutional Amendment No. 12

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 14, 1995

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

Assembly Bill No. 271
Assembly Bill No. 397
Assembly Bill No. 1191
Assembly Bill No. 1277

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 14, 1995

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

Assembly Bill No. 58
Assembly Bill No. 531
Assembly Bill No. 1943

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

June 14, 1995

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

Senate Bill No. 615

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

PRINGLE Chairman

SENATE BILL NO. 615—An act to amend Sections 1174.2, 1174.4, and 6228 of the Penal Code, relating to sentencing.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 14, 1995

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

Senate Bill No. 832

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

ISENBERG, Chairman

SENATE BILL NO. 832—An act to amend Sections 703.140, 704.010, 704.030, 704.040, 704.060, 704.080, 704.100, and 704.780 of, the Code of Civil Procedure, relating to debtor-creditor relations.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 14, 1995

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

Senate Bill No. 1029

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

ISENBERG, Chairman

SENATE BILL NO. 1029—An act to add Section 1375 to the Civil Code, relating to civil law.

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 Housing and Community Development

June 14, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 69

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

HAUSER, Chairman

SENATE BILL NO. 69—An act to amend Section 798.61 of the Civil Code, to amend Sections 700.080 and 715.010 of the Code of Civil Procedure, and to amend Section 18005.8 of, and to add Section 18080.9 to, the Health and Safety Code, relating to mobilehomes, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 14, 1995

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

Assembly Bill No. 689

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

PRINGLE, Chairman

ASSEMBLY BILL NO. 689—An act to amend Section 830.7 of the Penal Code, and to add Sections 5321 and 5322 to the Public Utilities Code, relating to household goods carriers.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 14, 1995

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

Senate Bill No. 911

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

BOLAND, Chairwoman

SENATE BILL NO. 911—An act to amend Sections 422.75, 422.95, 1547, and 11413 of the Penal Code, relating to hate crimes.

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

June 14, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 872

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

SHER, Chairman

SENATE BILL NO. 872—An act to amend Section 8670.7 of the Government Code, relating to oil spills.

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: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1758

With the recommendation: That the bill be re-referred to the Committee on Health.

PRINGLE, Chairman

Above bill re-referred to the Committee on Health.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1055

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

PRINGLE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 128

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

PRINGLE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Joint Resolution No. 30

With the recommendation: Be adopted.

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

PRINGLE, Chairman

Above resolution ordered to Consent Calendar.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 7
Senate Bill No. 170
Senate Bill No. 364
Senate Bill No. 604

With the recommendation: Do pass.

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

PRINGLE, Chairman

Above bills ordered to second reading.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 233

With the recommendation: Do pass.

PRINGLE, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 733
Senate Bill No. 905

With the recommendation: Do pass.

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

KNOWLES, Chairman

Above bills ordered to second reading.

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 247
Senate Bill No. 680
Senate Bill No. 682

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

KNOWLES, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: June 12, 1995

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

Senate Bill No. 3
Senate Bill No. 209
Senate Bill No. 311

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

McDONALD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 12, 1995

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

Senate Bill No. 720
Senate Bill No. 721

With the recommendation: Do pass.

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

McDONALD, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 12, 1995

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

Assembly Bill No. 364

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

McDONALD, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Public Safety

May 30, 1995

Mme. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 44
Assembly Bill No. 75
Assembly Bill No. 190
Assembly Bill No. 359
Assembly Bill No. 592
Assembly Bill No. 1009
Assembly Bill No. 1059

BOLAND, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Judiciary

June 8, 1995

Mme. Speaker: Your Committee on Judiciary reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 41

ISENBERG, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Local Government

June 6, 1995

Mme. Speaker: Your Committee on Local Government reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 96

RAINEY, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 775

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

BOLAND, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 317
Senate Bill No. 1093
Senate Bill No. 1095

With the recommendation: Do pass.

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

BOLAND, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 132
Senate Bill No. 419

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

BOLAND, Chairwoman

Above bills re-referred to the Committee on Appropriations.

ACTION RESCINDED ON SENATE BILL NO. 133

Assembly Member Boland was granted unanimous consent to rescind the action whereby on June 7, 1995 (Assembly Journal, page 2022), the Report of the Committee on Public Safety relative to Senate Bill No. 133, was received and read in the Assembly, and whereby on June 8, 1995 (Assembly Journal, page 2046), the bill was read a second time and ordered to third reading.

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. 271, 397, 1191, and **1277,** ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

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

Senate Bill No. 110, ordered to the Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 14, 1995

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

Assembly Joint Resolution No. 15

And reports the same correctly enrolled, and presented to the Secretary of State on the 14th day of June, 1995, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

COMMUNICATIONS

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

June 14, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3195
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Bob Margett will no longer serve on the Assembly Rules Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 14, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3195
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Rules Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ADJOURNMENT

At 7:15 p.m., the Assembly adjourned until 9 a.m., Thursday, June 15, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 14, 1995

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

Assembly Bill

689

Senate Bills

69
615
832
872
911
1029

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 15, 1995

NINETY-SECOND SESSION DAY

ONE HUNDRED NINETY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

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

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 15, 1995

The Assembly met at 9 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Katz moved a quorum call of the Assembly.
Motion carried. Time, 9:01 a.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

At 10:08 a.m., Hon. Brian Setencich, 30th District, presiding

Quorum Present

At 10:09 a.m., Acting Speaker Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

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

All Holy God, Have mercy on us. Lord, be gracious to us in our sins. Master, forgive our transgressions. Holy One, consider our weaknesses and heal them, for Your name's sake. For You are exalted in Your power, Lord, and we sing and praise Your mighty deeds.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Acting Speaker Setencich, Assembly Member Aguiar then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

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

CAUCUS ANNOUNCEMENTS

At 10:10 a.m., Assembly Member Caldera was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:10 a.m., Acting Speaker Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 10:40 a.m., Assembly Member Kaloogian announced that the Republican Caucus would meet immediately in the Tom Bane Rules Committee Room.

REASSEMBLED

At 12:20 p.m., the Assembly reconvened.

Hon. Brian Setencich, Assembly Member, 30th District, presiding.

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 Alpert, seconded by Assembly Member Richter.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 15, 1995

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

Assembly Bill No. 689

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

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

Senate Bill No.	*Committee*
62	L. Gov.
82	E.,R. & C.A. and Pub. S.
87	Ins.

173 ----------Rev. & Tax. and L. & E.
206 ----------E.S. & T.M. and W.,P. & W.
256 ----------U. & C.
295 ----------Pub. S. and Hum. S.
323 ----------G.O.
341 ----------Hum. S.
410 ----------C.P.,G.E. & E.D. and Hum. S.
426 ----------C.P.,G.E. & E.D.
577 ----------H. & C.D. and Pub. S.
611 ----------Appr.
618 ----------Higher Ed.
745 ----------C.P.,G.E. & E.D. and L. Gov.
755 ----------E.,R. & C.A.
760 ----------Pub. S. and L. Gov.
830 ----------L. Gov.
882 ----------Ins. and Jud.
1062 ----------Higher Ed.
1073 ----------L. Gov. and H. & C.D.
1276 ----------Appr.
1280 ----------W.,P. & W. and Rev. & Tax.
1325 ----------H. & C.D.
1327 ----------Ins.
1359 ----------Rls.

Senate Joint Resolution No. *Committee*
21 ----------Nat. Res.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 15, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1258

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

CORTESE, Chairman

SENATE BILL NO. 1258—An act to add Section 2000.5 to the Fish and Game Code, relating to game.

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 Local Government

June 15, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 805

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

RAINEY, Chairman

SENATE BILL NO. 805—An act to add Section 17631 to the Government Code, relating to state-mandated local programs.

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 Housing and Community Development

June 15, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 304
Senate Bill No. 305

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

HAUSER, Chairman

SENATE BILL NO. 304—An act to amend Section 19211 of the Health and Safety Code, relating to water heaters.

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

SENATE BILL NO. 305—An act to amend Section 17021.6 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS

Committee on Public Safety

June 15, 1995

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

Senate Bill No. 169

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

BOLAND, Chairwoman

SENATE BILL NO. 169—An act to amend Section 1203.097 of, and to repeal Chapter 2.6 (commencing with Section 1000.6) of Title 6 of Part 2 of, the Penal Code, relating to domestic violence.

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 Insurance

June 15, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 188
Senate Bill No. 191

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

KNOWLES, Chairman

SENATE BILL NO. 188—An act to amend Section 10506.4 of, and to add Article 6.5 (commencing with Section 10507.5) to Chapter 5 of Part 2 of Division 2 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 191—An act to amend Sections 10970, 10991, 11010, 11026, 11041, 11043, 11044, 11064, 11066, 11122, and 11137 of, to add Section 11122.1 to, and to repeal and add Section 11016 of, the Insurance Code, relating to fraternal benefit societies.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 15, 1995

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

Senate Bill No. 160

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

KATZ, Chairman

SENATE BILL NO. 160—An act to amend Sections 14523, 14524, 14525, 14526, 14527, 14529.6, 14536, and 65082 of, and to add Sections 14529.1 and 14529.8 to, to repeal and add Section 14529 of, and to repeal Sections 14520.3, 14524.5, 14529.01, 14529.2, and 14530.5 of, the Government Code, to amend Sections 99310, 99312, and 99315 of, and to repeal Sections 99315.5, 99315.6, 99318, and 99318.2 of, the Public Utilities Code, and to amend Sections 167, 188, and 188.8 of, to repeal and add Section 164 of, to repeal Sections 164.1, 164.2, 164.50, 168, 188.9, 190, 199, 199.1, and 199.8 of, and to repeal Chapter 16 (commencing with Section 2600) of Division 3 of, the Streets and Highways Code, relating to transportation.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 15, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 136

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

TUCKER, Chairman

SENATE BILL NO. 136—An act to amend Section 8880.63 of, and to repeal and add Section 8880.42 of, the Government Code, relating to the state lottery.

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

June 15, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 1737

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

CORTESE, Chairman

ASSEMBLY BILL NO. 1737—An act to add Section 4501 to the Fish and Game Code, relating to marine mammals, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 133

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules No. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 982

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

PRINGLE, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 98

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

ALPERT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 334

With the recommendation: Do pass.

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.

ALPERT, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 803
Senate Bill No. 822

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

ALPERT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Banking and Finance

Date of Hearing: June 12, 1995

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

Senate Bill No. 820

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

WEGGELAND, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 321

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

GRANLUND, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1045

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

GRANLUND, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Concurrent Resolution No. 16

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Banking and Finance

Date of Hearing: June 12, 1995

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

Senate Bill No. 539

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

WEGGELAND, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 219

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

RICHTER, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

June 15, 1995

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

Dear Dotson: The Senate this day suspended Joint Rule 29.5(b) on SB 89.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Senate Chamber, June 15, 1995

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

Assembly Bill No. 67
Assembly Bill No. 112
Assembly Bill No. 311
Assembly Bill No. 787
Assembly Bill No. 1491

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 15, 1995

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

Assembly Bill No. 80
Assembly Bill No. 292
Assembly Bill No. 392
Assembly Bill No. 594
Assembly Bill No. 646
Assembly Bill No. 716
Assembly Bill No. 884
Assembly Bill No. 1025
Assembly Bill No. 1154
Assembly Bill No. 1470
Assembly Bill No. 1728
Assembly Bill No. 1837

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 15, 1995

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

Assembly Joint Resolution No. 27

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 15, 1995

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

Senate Bill No. 38
Senate Bill No. 327
Senate Bill No. 979

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 38—An act to add Sections 17078.5, 17254, 17271.5, 17570, 24443.5, 24710, and 24905.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 327—An act to amend Sections 75.11, 75.12, 75.15, 75.18, 75.21, 75.31, 75.41, 170, 194, 270, 271, 285, 467, 480.4, 482, 722.5, 1605, and 2192 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 979—An act to amend Sections 17072, 17076, 24306, and 24954 of, to amend and repeal Sections 18042 and 24611 of, and to add Sections 17082, 17134, and 17217 to, the Revenue and Taxation Code, and to amend Section 13009 of the Unemployment Insurance Code, relating to taxation, to take effect immediately, tax levy.

CONSIDERATION OF ASSEMBLY BILL NO. 773 BY UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent to take up Assembly Bill No. 773, out of order, for purpose of amendment.

ASSEMBLY BILL NO. 773 (Aguiar)—An act to add and repeal Sections 17053.21, 17053.22, 23631, and 23632 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Speaker Allen—Set 1

Speaker Allen moved the adoption of amendments.

Amendments read.

Parliamentary Inquiry

Assembly Member Aguiar arose to the following parliamentary inquiry:

As the author of Assembly Bill No. 773 is it not appropriate that he take up the bill at this time?

Reply by Acting Speaker Setencich

Acting Speaker Setencich deferred to Speaker Allen whereupon she replied that she had proposed amendments to his bill and that the language of Assembly Member Aguiar's Assembly Bill No. 773 would be amended into another bill.

Point of Order

Assembly Member Aguiar arose to the following point of order:

That copies of the proposed amendments were not on the Members' desks.

Reply by Acting Speaker Setencich

The Acting Speaker replied by directing the Sergeant at Arms to place copies of the amendments on the Members' desks.

Request to Pass Temporarily

Assembly Member Aguiar requested unanimous consent that further consideration of proposed amendments to Assembly Bill No. 773 be passed temporarily on file.

Unanimous Consent Withheld

Speaker Allen withheld unanimous consent.

Point of Order

Assembly Member Aguiar arose to the following point of order:

That it has been the accepted practice that Members provide a copy of proposed amendments to the authors of bills on file and that not having had an opportunity to review the proposed amendments and analysis, he would request that the bill be passed temporarily on file.

Reply by Acting Speaker Setencich

The Acting Speaker replied that Speaker Allen withheld unanimous consent and that the vote required to temporarily suspend the rules was ⅔ present and voting.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

If proposed amendments are adopted, does the bill not go out to print, to be returned to the third reading file?

Reply by Acting Speaker Setencich

The Acting Speaker replied in the affirmative.

RECESS

By unanimous consent, at 12:29 p.m., Acting Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 12:38 p.m., the Assembly reconvened.

Hon. Brian Setencich, Assembly Member, 30th District, presiding.

FURTHER CONSIDERATION OF ALLEN AMENDMENTS TO ASSEMBLY BILL NO. 773—SET 1

Demand for Previous Question

Assembly Members Burton, Bowen, Hannigan, Napolitano, and Friedman demanded the previous question. Demand sustained.

Motion for Additional Time for Debate

Assembly Member Pringle moved that Speaker Allen be granted five additional minutes of time for debate.

Reply by Acting Speaker

Acting Speaker Setencich replied that the motion for temporary suspension of the rules to permit additional time for debate would require ⅔ of the Members present and voting to carry.

Roll Call Demanded

Assembly Members Hannigan, Napolitano, and Caldera, demanded a roll call.

The roll was called, and the Allen motion to amend Assembly Bill No. 773—Set 1 carried by the following vote:

AYES—40

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker

NOES—34

Alpert	Campbell	Katz	Murray, Willard
Archie-Hudson	Cannella	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Isenberg	Murray, Kevin	

ORDERS OF THE DAY DEMANDED

Assembly Member Morrow demanded the Orders of the Day.

Reply by Acting Speaker Setencich

Acting Speaker Setencich replied that Speaker Allen had proposed amendments—Set 2 to Assembly Bill No. 773 and the House would then return to the Orders of the Day.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is the Body now on "Motions and Resolutions" on the Daily File?

Reply by Acting Speaker Setencich

The Acting Speaker replied in the affirmative.

REQUEST TO REMOVE BILL FROM INACTIVE FILE

Assembly Member Brulte requested unanimous consent that Assembly Bill No. 111 be removed from the inactive file.

Request Not in Order

Acting Speaker Setencich replied that the House would return to his request when all business was transacted on Assembly Bill No. 773.

POINT OF ORDER

Assembly Member Brulte arose to the following point of order:

That the Chair had stated that the House was on "Motions and Resolutions" and recognized him to make a request; and further, that the House cannot consider business on the Daily File and on Motions and Resolutions at the same time.

POINT OF ORDER

Speaker Emeritus Brown arose to the following point of order:

That the House granted unanimous consent to Speaker Allen to take up Assembly Bill No. 773, out of order, for purpose of amendment and that no other business is in order until Assembly Bill No. 773 is completed.

Ruling by Acting Speaker Setencich

The Acting Speaker ruled that the business of Assembly Bill No. 773 was not completed and recognized Speaker Allen to present Set 2 of proposed amendments.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 773

Bill read third time.

Motion to Amend by Speaker Allen—Set 2

Speaker Allen moved the adoption of amendments.

Amendments read.

Pringle Motion to Offer Substitute Amendments

Assembly Member Pringle moved to offer substitute amendments to the amendments offered by Speaker Allen.

Assembly Member Kuykendall seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Should Assembly Bill No. 773 not go out to print to be returned to the third reading file before subsequent amendments to the bill are adopted?

Point of Order

Speaker Emeritus Brown arose to the following point of order:

That unanimous consent was granted to Speaker Allen to present amendments a second time, prior to reprinting of the bill, so that the bill would be eligible for passage when it returns to the third reading file.

Ruling by Acting Speaker Setencich

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

Demand for Previous Question

Assembly Members Hoge, Hawkins, Aguiar, Kuykendall, and Bowler demanded the previous question. Demand sustained.

The question being on the Pringle motion to offer substitute amendments to Assembly Bill No. 773.

The roll was opened.

Point of Order

Assembly Member Rogan arose to the following point of order:

That Members had attempted to be recognized to place a Call of the Assembly on the Pringle motion to offer substitute amendments to Assembly Bill No. 773.

Ruling by Acting Speaker Setencich

The Acting Speaker ruled that a Call of the Assembly requires a majority of the Members present and voting.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:13 p.m.

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

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. 423, on request of Assembly Member Burton.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Burton was granted unanimous consent that Senate Bill No. 877 be withdrawn from the Committee on Revenue and Taxation and re-referred to the Committees on Transportation and Revenue and Taxation.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

Under what order of business is the House currently on, and further, Orders of the Day having been demanded, will the House proceed with motions and resolutions?

Reply by Acting Speaker Setencich

The Acting Speaker replied that the Orders of the Day having been demanded, the House is on "Motions and Resolutions".

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1094, on request of Assembly Member Katz.

REQUEST FOR UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jane Carver, of Fountain Valley.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Hannigan moved that Joint Rule 29.5(b) be suspended as it relates to the Conference Committee on Senate Bill No. 89.

In the absence of objection, the rules were temporarily suspended and Joint Rule 29.5(b) was suspended as it relates to Senate Bill No. 89 by unanimous consent.

REQUEST TO REMOVE BILL FROM INACTIVE FILE

Assembly Member Brulte requested unanimous consent that Assembly Bill No. 111 be removed from the inactive file and placed upon the third reading file.

Assembly Member Hannigan withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Brulte moved that the Rules be temporarily suspended for the purpose of permitting Assembly Bill No. 111 to be removed from the inactive file and placed upon the third reading file.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—40

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker

NOES—38

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

REQUEST FOR UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John "Jack" Koehn, retired Vice President of Pacific Gas and Electric; and out of respect to the memory of Steve Silver, of San Francisco, creator and producer of "Beach Blanket Babylon", the longest running stage show in the history of San Francisco and longest running revue in the country.

CALL OF THE ASSEMBLY DISPENSED WITH ON PRINGLE MOTION TO OFFER SUBSTITUTE AMENDMENTS TO ASSEMBLY BILL NO. 773

At 1:20 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Pringle motion to offer substitute amendments to Assembly Bill No. 773 carried and amendments adopted by the following vote:

AYES—42

Aguiar	Cunneen	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Speier
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowen	Hawkins	Morrow	Weggeland
Bowler	Hoge	Olberg	Woods
Brewer	House	Poochigian	Mme. Speaker
Brulte	Kaloogian	Pringle	
Conroy	Knight	Rainey	

NOES—35

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Cortese	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Sher
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	

Assembly Bill No. 773 ordered reprinted and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 38

Assembly Member Willard Murray requested unanimous consent to take up Assembly Concurrent Resolution No. 38, without reference to committee or file.

Assembly Member Pringle withheld unanimous consent.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of longtime legislative employee Bert Barker, of Bend, Oregon.

MOTION NO. 1 BY ASSEMBLY MEMBER FIRESTONE

Assembly Member Firestone moved that the Assembly Committee on Rules contract with a firm, which is experienced in conducting similar performance audits and is recognized by the American Society of Certified Public Accountants, to conduct a comprehensive performance audit of all Assembly finances and operations for the 1994–95 fiscal year; and that the audit be completed and the results released to the public by November 1, 1995.

Roll Call Demanded

Assembly Members Aguiar, Knight, and Hawkins, demanded a roll call.

The roll was called, and Motion No. 1 by Assembly Member Firestone carried by the following vote:

AYES—69

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Pringle
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Hannigan	McPherson	Weggeland
Brown, Valerie	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mme. Speaker
Burton	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	
Campbell	House	Napolitano	

NOES—1

Murray, Willard

MOTION NO. 2 BY ASSEMBLY MEMBER FIRESTONE

Assembly Member Firestone moved that the Assembly Committee on Rules contract with a firm, which is experienced in conducting similar performance audits and is recognized by the American Society of Certified Public Accounts, to conduct a comprehensive performance audit of all Assembly finances and operations for the 1993–1994 fiscal year; and that the audit be completed and the results released to the public by October 15, 1995.

Assembly Member Woods seconded the motion.

Motion carried by the following vote:

AYES—67

Aguiar	Cannella	Knight	Olberg
Alby	Conroy	Knowles	Poochigian
Alpert	Cortese	Knox	Pringle
Archie-Hudson	Cunneen	Kuehl	Rainey
Baca	Davis	Kuykendall	Richter
Baldwin	Figueroa	Lee	Rogan
Bates	Firestone	Machado	Setencich
Battin	Frusetta	Margett	Sher
Boland	Gallegos	Martinez	Sweeney
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	McDonald	Thompson
Bowler	Harvey	McPherson	Tucker
Brewer	Hauser	Miller	Villaraigosa
Brown, Valerie	Hawkins	Morrissey	Weggeland
Brulte	Hoge	Morrow	Woods
Burton	House	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Napolitano	

NOES—1

Murray, Willard

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Herbert Reel, of San Fernando Valley.

Assembly Member Boland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edvige Cudicio, of Panorama City.

UNANIMOUS CONSENT WITHHELD ON VOTE ADDS

Assembly Member Boland withheld unanimous consent on any vote add requests to the roll call vote taken on this day on Firestone Motions Nos. 1 and 2.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bordonaro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rose Blair, of San Luis Obispo.

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. 300, on request of Assembly Member Tucker.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Margett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Glendora Police Officer Louis Pompei.

Assembly Member Ducheny was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ricardo Diaz Chantengco.

Assembly Member Lee was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Don Grant, of Oakland.

MOTION TO ADJOURN

At 1:26 p.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Assembly Member Lee seconded the motion.

Point of Order

Assembly Member Rogan arose to the following point of order:

That pursuant to Assembly Rule 84, and given the Constitutional requirement for passage of the Budget, it is improper and inadvisable to adjourn.

Further Consideration of Motion to Adjourn

The question being on the motion by Assembly Member Hannigan that the Assembly adjourn.

The roll was opened and the motion carried by the following vote:

AYES—39

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	Mme. Speaker
Caldera	Hauser	Murray, Kevin	

NOES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Margett	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

(NOTE: For further explanation of vote by Assembly Member Knowles, see page 2137.)

Point of Order

Assembly Member Rogan arose to the following point of order:

That the Chair had previously announced the vote on the motion to adjourn and the motion to adjourn lost; and in the absence of unanimous consent of the House to reopen the roll call, the House is still in session.

Reply by Acting Speaker Setencich

The Acting Speaker replied that he had also reopened the roll on a vote on a previous matter.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:30 p.m., Acting Speaker Setencich declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 15, 1995

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

Assembly Bill No. 374	Assembly Bill No. 1247
Assembly Bill No. 561	Assembly Bill No. 1629
Assembly Bill No. 1140	Assembly Bill No. 1843

And reports the same correctly enrolled, and presented to the Governor at 12:30 p.m., June 15, 1995

E. DOTSON WILSON, Chief Clerk

SPECIAL COMMITTEE MEETINGS

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

Local Government, on Wednesday, July 12, 1995;
Budget, on Wednesday, June 21, 1995.

Unanimous consent was granted that the Committee on Labor and Employment be permitted to hold a special meeting on June 19, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 996 for hearing.

INTRODUCTION OF GUESTS

Assembly Member Rogan, of the 43rd Assembly District, introduced his mother Alice Rogan and nephew Johnny Rogan of Stockton.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 11 a.m., Monday, June 19, 1995, out of respect to the memory of John "Jack" Koehn and Steve Silver, on motion of Speaker Emeritus Brown; out of respect to the memory of Bert Barker, on motion of Assembly Member Hannigan; out of respect to the memory of Herbert Reel, on motion of Assembly Member Katz; out of respect to the memory of Edvige Cudicio, on motion of Assembly Member Boland; out of respect to the memory of Rose Blair, on motion of Assembly Member Bordonaro; out of respect to the memory of Officer Louis Pompei, on motion of Assembly Member Margett; out of respect to the memory of Ricardo Diaz Chantengco, on motion of Assembly Member Ducheny; out of respect to the memory of Don Grant, on motion of Assembly Member Lee; and out of respect to the memory of Jane Carver, on motion of Speaker Allen.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 15, 1995

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

Assembly Bills

773
1737

Senate Bills

136
160
169
188
191
304
305
805
1258

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

Assembly Bill

773 (Allen amendments—Set 2)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 19, 1995

NINETY-THIRD SESSION DAY

ONE HUNDRED NINETY-SEVENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 19, 1995

The Assembly met at 11 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Richter 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.

CAUCUS ANNOUNCEMENTS

At 11:08 a.m., Speaker pro Tempore Baca announced that the Democratic Caucus would meet at this time, in the Assembly Lounge.

At 12:52 p.m., Hon. Brian Setencich, 30th District, presiding

QUORUM PRESENT

At 12:52 p.m., Acting Speaker Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

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

Lord, The earth is Yours, and the fulness thereof, the world and all those who inhabit it. Save Your people and bless Your inheritance, granting victory to the faithful over adversaries. May Your alliance be for us a weapon for peace, an invincible standard.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Acting Speaker Setencich, Assembly Member Hannigan then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

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

COMMITTEE MEETING ANNOUNCEMENTS

Acting Speaker Setencich announced that the following committees would meet today as noted:

Labor and Employment, at 1 p.m., in Room 4202;
Agriculture, at 1:30 p.m., in Room 126;
Revenue and Taxation, at 1:30 p.m., in Room 447;
Natural Resources, at 1:30 p.m., in Room 444;
Banking and Finance, at 5 p.m.

COMMITTEE MEETING CANCELED

Acting Speaker Setencich announced that the meeting of the Committee on Utilities and Commerce scheduled for today has been canceled.

RECESS

By unanimous consent, at 12:55 p.m., Acting Speaker Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 4:31 p.m., Speaker Allen announced that the Republican Caucus would meet at this time, in the Tom Bane Rules Committee Room.

REASSEMBLED

At 5:09 p.m., the Assembly reconvened.

Hon. Brian Setencich, Assembly Member, 30th District, presiding.

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 Bustamante, seconded by Assembly Member McPherson.

COMMUNICATIONS

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

June 16, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember John Burton to the Assembly Labor and Employment Committee for the hearing on Monday, June 19, 1995, only.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 19, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1737
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 19, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 773
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Bill No.	*Committee*
1976	Hum. S.
1977	Ed.

House Resolution No.	*Committee*
20	Rls.

Senate Bill No.	*Committee*
38	Rev. & Tax.
49	Jud., Ins., and Trans.
245	Ins. and Pub. S.
327	Rev. & Tax.
979	Rev. & Tax.
1275	L. Gov.

Senate Concurrent Resolution No.	*Committee*
8	Rls.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

June 19, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 256
Senate Bill No. 1090

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

CONROY, Chairman

SENATE BILL NO. 256—An act to amend Sections 15364.51, 15364.52, 15364.53, and 15364.54 of, to add Chapter 2.2 (commencing with Section 15372.60) to Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to state tourism.

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

SENATE BILL NO. 1090—An act to add Section 709.6 of the Public Utilities Code, relating to public utilities.

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 Local Government

June 19, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 756

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

RAINEY, Chairman

SENATE BILL NO. 756—An act to amend Sections 56332 and 56382 of the Government Code, relating to local agency formation commissions.

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 Education

June 19, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1054

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

ALPERT, Chairwoman

SENATE BILL NO. 1054—An act to amend Sections 45183, 45253, 45271, 45272, 45273, 45274, 45283, 45290, 45292, and 45300 of, and to repeal Sections 45105.1, 45257, and 45282 of, the Education Code, relating to school district employees.

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

June 19, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 531

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

SHER, Chairman

ASSEMBLY BILL NO. 531—An act to add Article 1.5 (commencing with Section 41750) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to air pollution.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 19, 1995

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

Senate Bill No. 33

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

BOLAND, Chairwoman

SENATE BILL NO. 33—An act to amend Sections 1523, 1524, 1525, 1528, and 1529 of, and to add Section 817 to, the Penal Code, relating to arrest.

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 Local Government

June 19, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 716

Senate Bill No. 1105

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

RAINEY, Chairman

SENATE BILL NO. 716—An act to amend Section 798.61 of the Civil Code, to amend Sections 25831 and 27001 of the Government Code, to amend Sections 9201 and 10900 of the Probate Code, to add Section 3913.1 to the Public Resources Code, and to amend Sections 2503.2, 2615, 3692, 3704, 4710, 4831, and 4986.8 of, to add Sections 163, 623, 2637, and 4101.5 to, and to repeal Section 2623.5 of, the Revenue and Taxation Code, relating to property taxation.

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

SENATE BILL NO. 1105—An act to add Chapter 2.12 (commencing with Section 7286.60) to Part 1.7 of Division 2 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 Governmental Organization

June 19, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 401

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

TUCKER, Chairman

SENATE BILL NO. 401—An act to amend Section 146 of the Military and Veterans Code, relating to the State Militia.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 19, 1995

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

Senate Bill No. 630

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

ISENBERG, Chairman

SENATE BILL NO. 630—An act to amend Sections 3111, 3115, 3162, 3164, 3170, 3183, and 6303 of, and to add Sections 3117 and 3165 to, the Family Code, relating to family law.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 19, 1995

The Committee on Health reports:

Senate Bill No. 640
Senate Bill No. 685

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

ALLEN, Chairwoman

SENATE BILL NO. 640—An act to add Chapter 5.45 (commencing with Section 2546) to Division 2 of the Business and Professions Code, relating to prescription lenses.

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

SENATE BILL NO. 685—An act to amend Section 729 of the Business and Professions Code, relating to healing arts.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 19, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 142
Senate Bill No. 297
Senate Bill No. 1174

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

SPEIER, Chairwoman

SENATE BILL NO. 142—An act to add Article 2.8 (commencing with Section 17552) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, relating to travel.

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

SENATE BILL NO. 297—An act to add Sections 11019.6 and 15399.57 to the Government Code, relating to government agencies.

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

SENATE BILL NO. 1174—An act to amend Sections 12153, 12157, 12200, 12205, 12301, 12305, and 12320 of the Public Contract Code, relating to public contracts.

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 Utilities and Commerce

June 19, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 1890

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

CONROY, Chairman

ASSEMBLY BILL NO. 1890—An act to amend Section 453 of, and to add Section 10009.4 to, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS

Committee on Transportation

June 19, 1995

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

Senate Bill No. 956

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

KATZ, Chairman

SENATE BILL NO. 956—An act relating to energy resources, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

June 19, 1995

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

Senate Bill No. 845
Senate Bill No. 1135

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

RICHTER, Chairman

SENATE BILL NO. 845—An act to amend Section 25218 of, and to add 25218.11 to, the Health and Safety Code, relating to household hazardous waste.

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

SENATE BILL NO. 1135—An act to amend Sections 25123.3 and 25270.2 of, and to add Section 25201.19 to, the Health and Safety Code, relating to hazardous waste.

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

AUTHOR'S AMENDMENTS
Committee on Rules

June 19, 1995

Mme. Speaker: The Vice Chair of your Committee on Rules reports:

Senate Bill No. 1359

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

BURTON, Vice Chair

SENATE BILL NO. 1359—An act to amend Sections 9141 and 66621 of the Government Code, relating to legislative committees, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Education

June 19, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 210
Senate Bill No. 1019

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

ALPERT, Chairwoman

SENATE BILL NO. 210—An act to amend Section 56361 of the Education Code, relating to special education.

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

SENATE BILL NO. 1019—An act relating to school districts, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Insurance

June 19, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 267

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

KNOWLES, Chairman

SENATE BILL NO. 267—An act to add Sections 771.01 and 771.02 to the Insurance Code, relating to insurance.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 19, 1995

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

Senate Bill No. 935
Senate Bill No. 1245

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

BOLAND, Chairwoman

SENATE BILL NO. 935—An act to add and repeal Chapter 8.1 (commencing with Section 6110) to Title 7 of Part 3 of the Penal Code, relating to corrections.

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

SENATE BILL NO. 1245—An act to amend Section 1305 of the Penal Code, relating to bail.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 19, 1995

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

Senate Bill No. 549

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

KATZ, Chairman

SENATE BILL NO. 549—An act to amend Sections 221, 9564, and 40000.5 of the Vehicle Code, relating to vehicles.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 19, 1995

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

Senate Joint Resolution No. 2

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

KATZ, Chairman

SENATE JOINT RESOLUTION NO. 2—Relative to air pollution.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 19, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 39

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

CORTESE, Chairman

SENATE BILL NO. 39—An act to add and repeal Section 9029.5 of the Fish and Game Code, relating to fish.

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: June 19, 1995

The Committee on Rules reports:

House Resolution No. 20

With the recommendation: Be adopted.

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

ALLEN, Chairwoman

Above resolution ordered on file.

Date of Hearing: June 19, 1995

The Committee on Rules reports:

Senate Concurrent Resolution No. 8

With the recommendation: Be adopted.

ALLEN, Chairwoman

Above resolution ordered on file.

Committee on Public Safety

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 814

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

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 996

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

KNOX, Chairman

Above bill re-referred to the Committee on Insurance.

Committee on Education

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 629

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

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 205

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

PRINGLE, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 705

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

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 365
Assembly Bill No. 917

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

PRINGLE, Chairman

Above bills ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 844

With the recommendation: Do pass, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development with recommendation: To Consent Calendar.

TUCKER, Chairman

Above bill re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 147
Senate Bill No. 584
Senate Bill No. 981

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

TUCKER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 436
Senate Bill No. 1171
Senate Bill No. 1196

With the recommendation: Do pass.

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

TUCKER, Chairman

Above bills ordered to second reading.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Joint Resolution No. 14
Senate Joint Resolution No. 19

With the recommendation: Be adopted.

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

TUCKER, Chairman

Above resolutions ordered to Consent Calendar.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Message
Reorganization Plan No. 3 of 1995

Governor's Office, Sacramento
June 16, 1995

The Honorable Doris Allen
Speaker of the Assembly
and the Members of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Assembly Members: It is my pleasure to submit to you and the Legislature, Reorganization Plan #3 for 1995. The Plan calls for the consolidation of the Office of the State Fire Marshal into the Department of Forestry and Fire Protection. The Plan is being submitted to you in conformance with the provision of Section 12080.2 of the Government Code.

After careful consideration based on the report of the Fire Services Task Force (created under Executive Order W-45-93) as well as discussions with various interested parties, I have found the consolidation of these two departments to be in the public interest. This reorganization will result in more efficient fire services to the citizens of California.

Specifically, it will allow for integration of existing activities by both departments in the areas of fire prevention and training, and the elimination of redundant and overlapping activities. Furthermore, the Plan does not abolish any existing functions or modify current statutory responsibilities of either entity.

Thank you in advance for your consideration.

Sincerely,

PETE WILSON

cc: Assemblyman Willie Brown

RECEIPT

I acknowledge receipt this 16th day of June, 1995, at 4:05 p.m., of the Governor's Reorganization Plan No. 3, Pursuant to Government Code Section 12080.2, delivered to me personally by Karen Morgan.

RALPH ROMO
Chief Assistant Clerk of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1995

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

Assembly Bill No. 1445

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 19, 1995

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

Assembly Concurrent Resolution No. 21
Assembly Joint Resolution No. 3

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, June 19, 1995

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

Assembly Bill No. 1522

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, June 19, 1995

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

Senate Bill No. 1235

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 19, 1995

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

Senate Concurrent Resolution No. 27

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1235—An act to amend Section 51202 of, to add Sections 51207 and 51207.5 to, and to repeal Section 51221 of, the Education Code, relating to schools.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 27—Relative to income assurance.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 19, 1995

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

Assembly Bill No. 80	Assembly Bill No. 884
Assembly Bill No. 292	Assembly Bill No. 1025
Assembly Bill No. 392	Assembly Bill No. 1154
Assembly Bill No. 594	Assembly Bill No. 1470
Assembly Bill No. 646	Assembly Bill No. 1728
Assembly Bill No. 716	Assembly Bill No. 1837

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., June 19, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 19, 1995

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

Assembly Joint Resolution No. 27

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of June, 1995, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

COMMITTEE MEETING CANCELED

Assembly Member Setencich announced that the meeting of the Committee on Banking and Finance scheduled for today has been canceled.

BILLS RETURNED TO THIRD READING FILE

Assembly Member Vasconcellos was granted unanimous consent that Assembly Bill No. 111 be withdrawn from the inactive file and placed upon the third reading file.

ASSEMBLY BILL NO. 111 SET FOR SPECIAL ORDER

Speaker Allen was granted unanimous consent that Assembly Bill No. 111 be made a special order of business for Tuesday, June 20, 1995 from 10 a.m. until 2 p.m. and on Thursday, June 22, 1995, from 10 a.m. until noon.

(NOTE: Later this day, the time was changed from 10 a.m. until noon on Tuesday, June 20, 1995.)

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES

Speaker Allen was granted unanimous consent that the Rules be temporarily suspended for the purpose of permitting consideration of more than one set of amendments to Assembly Bill No. 111 without ordering the bill to be reprinted and returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Philip Rios, of Bloomington.

RECESS

By unanimous consent, at 5:16 p.m., Acting Speaker Setencich declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Willard Murray introduced Martin B. Dyer, Chief Deputy, State Department of Parks and Recreation, and presented a resolution commending the 150th Anniversary of Pio Pico as a Governor of California and the Department of Parks and Recreation operation and maintenance of Governor Pio Pico's ranch and remaining lands as a State Historic Park.

REASSEMBLED

At 5:17 p.m., the Assembly reconvened.

Hon. Brian Setencich, Assembly Member, 30th District, presiding.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Burton was granted unanimous consent that Senate Bill No. 1308 be withdrawn from the Committees on Local Government and Elections, Reapportionment and Constitutional Amendments and re-referred to the Committees on Elections, Reapportionment and Constitutional Amendments and Local Government.

HOUSE RESOLUTION NO. 21 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up House Resolution No. 21, without reference to committee or file.

HOUSE RESOLUTION NO. 21—Relative to Yosemite License Plate Day.

Resolution read, and adopted unanimously.

RECESS

By unanimous consent, at 5:20 p.m., Acting Speaker Setencich declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Rainey introduced Keith Schiller, Chairman of the Yosemite Fund License Plate Committee and presented a resolution to him in recognition of "Yosemite License Plate Day".

REASSEMBLED

At 5:21 p.m., the Assembly reconvened.

Hon. Brian Setencich, Assembly Member, 30th District, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Member of the Assembly Michael Wornum, of Larkspur.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Knowles was granted unanimous consent that the following communication be printed in the Journal:

June 15, 1995

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

Dear Mr. Wilson: Please include the following in the next Letter to the Journal:

Mme. Speaker and Members: During the roll call on the motion to adjourn made by Assembly Member Thomas Hannigan on Thursday, June 15, 1995, I inadvertently pushed the wrong button to express my intent to vote NO on the motion to adjourn thereby failing to properly record my desire to remain on the Assembly Floor to consider the Governor's 1995–1996 State Budget.

I apologize for this inadvertent error and the inconvenience this has caused to my caucus.

Sincerely,

DAVID KNOWLES, Assembly Member
Fourth District

JOINT RULE 62(a) WAIVED

Assembly Member Knowles was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 996 for hearing in the Committee on Insurance tomorrow.

MOTION BY ASSEMBLY MEMBER KNIGHT

Assembly Member Knight moved that Assembly Rule 15, as contained in the rules adopted by the Assembly by motion on June 5, 1995, be repealed.

Assembly Member Boland seconded the motion.

Motion to Table Knight Motion

Assembly Member Hannigan moved that the motion by Assembly Member Knight be laid upon the table.

Assembly Member Willard Murray seconded the motion.

Motion carried by the following vote:

AYES—40

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker

NOES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

ASSEMBLY CONCURRENT RESOLUTION NO. 38 WITHDRAWN FROM COMMITTEE

Assembly Member Willard Murray was granted unanimous consent that Assembly Concurrent Resolution No. 38 be withdrawn from the Committee on Rules for the purpose of consideration at this time, without reference to file.

ASSEMBLY CONCURRENT RESOLUTION NO. 38 (Willard Murray)—Relative to Juneteenth, Black Independence Day.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate immediately.

OBJECTION TO VOTE ADDS OR CHANGES

Assembly Member Knight withheld unanimous consent on any requests for vote adds or changes to the roll call vote on the motion to table his motion relative to Assembly Rule 15.

JOINT RULE 62(a) WAIVED

Assembly Member McPherson was granted unanimous consent that Joint Rule 62(a) be waived for the purpose if setting Senate Bill No. 1308 for hearing in the Committee on Elections, Reapportionment and Constitutional Amendments.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pedro Gallardo, of Southern California and June Vejima, of Whittier.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Louie Guerra, of Hollister.

JOINT RULE 62(a) WAIVED

Assembly Member Pringle was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1131 for hearing in the Committee on Appropriations on Wednesday, June 21, 1995.

MOTION BY ASSEMBLY MEMBER BORDONARO

Assembly Member Bordonaro moved that the Assembly Rules Committee be prohibited from paying any employee an annual salary in excess of $100,000.

Assembly Member Morrissey seconded the motion.

Motion to Refer Bordonaro Motion to Committee

Assembly Member Hannigan moved that the Bordonaro motion be referred to the Committee on Rules.

Assembly Member Tucker seconded the motion.

Parliamentary Inquiry

Assembly Member Morrow arose to the following parliamentary inquiry:

What is the vote requirement to refer the Bordonaro motion to the Committee on Rules?

Reply by Acting Speaker Setencich

The Acting Speaker replied that a motion to refer a motion to committee requires a majority of the Members present and voting.

Point of Personal Privilege

Assembly Member Bordonaro arose to a point of personal privilege.

The question being on the Hannigan motion to refer the Bordonaro motion to the Committee on Rules.

Motion carried by the following vote:

AYES—39

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	

NOES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Conroy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Nasser.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ann O'Moore, of Burlingame.

MOTION TO ADJOURN

At 5:40 p.m., Assembly Member Tucker moved that the Assembly do now adjourn.

Motion Dies

The motion to adjourn by Assembly Member Tucker died for lack of a second to the motion.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1055—An act to amend Section 95.3 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, 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.

ASSEMBLY BILL NO. 982—An act to amend, repeal, and add Section 6366 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

SECOND READING OF SENATE BILLS

SENATE BILL NO. 128—An act to amend Sections 13476, 13478, 13479, 13480, and 13482 of the Water Code, relating to water.

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

SENATE BILL NO. 7—An act to amend Sections 707.1 and 1767.1 of the Welfare and Institutions Code, relating to minors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 170—An act to amend Section 2800.1 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 364—An act to amend Sections 25218.4 and 25218.5 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 604—An act to amend Sections 47700, 47701, 47703, and 47710 of the Education Code, to amend Sections 856, 893, 940, 941, and 1820.47 of the Welfare and Institutions Code, and to amend Section 3 of Chapter 1255 of the Statutes of 1994, relating to minors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 233—An act to amend Section 11489 of the Health and Safety Code, relating to controlled substances and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 733—An act to amend Section 1192.95 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 905—An act to amend Section 1861.025 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 720—An act to amend Section 19221 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 721—An act to amend Section 18501 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 775—An act to add and repeal Section 2053.2 of the Penal Code, relating to prisoners.

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

SENATE BILL NO. 317—An act to amend Section 666.5 of the Penal Code, and to amend Sections 10851 and 40000.11 of the Vehicle Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1093—An act to amend Section 3502.5 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1095—An act to amend Section 11356.5 of the Health and Safety Code, and to amend Sections 186.22, 674, 1203.095, 1417.6, 2085.5, 4532, 12022, and 12022.5 of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 334—An act to amend Section 51520 of the Education Code, relating to schools.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 820—An act to amend Section 17213.5 of the Financial Code, relating to escrow agents.

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

SENATE BILL NO. 539—An act to repeal and add Section 1810.11 of the Civil Code, relating to credit.

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

SENATE BILL NO. 219—An act to amend Sections 25216.1, 25216.2, and 25218.5 of the Health and Safety Code, relating to household hazardous waste.

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

SENATE BILL NO. 133—An act to amend Sections 1001.15 and 1001.16 of the Penal Code, relating to diversion fees.

Bill read second time, and ordered to Consent Calendar.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 511 (Harvey)—An act to add Sections 100.01 and 401.8 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—72

Aguiar	Cannella	Isenberg	Murray, Kevin
Alby	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knight	Olberg
Baca	Davis	Knowles	Poochigian
Baldwin	Ducheny	Knox	Pringle
Battin	Figueroa	Kuehl	Rainey
Boland	Firestone	Kuykendall	Rogan
Bordonaro	Friedman	Lee	Setencich
Bowen	Frusetta	Machado	Sher
Bowler	Gallegos	Margett	Speier
Brewer	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brown, Willie	Hannigan	McDonald	Thompson
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hawkins	Miller	Weggeland
Bustamante	Hoge	Morrissey	Woods
Caldera	House	Morrow	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 461 (Rogan)—An act to add Section 836.1 to the Penal Code, relating to assault and battery.

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

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

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

AYES—72

Aguiar	Cannella	Isenberg	Murray, Kevin
Alby	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knight	Olberg
Baca	Davis	Knowles	Poochigian
Baldwin	Ducheny	Knox	Pringle
Battin	Figueroa	Kuehl	Rainey
Boland	Firestone	Kuykendall	Rogan
Bordonaro	Friedman	Lee	Setencich
Bowen	Frusetta	Machado	Sher
Bowler	Gallegos	Margett	Speier
Brewer	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brown, Willie	Hannigan	McDonald	Thompson
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hawkins	Miller	Weggeland
Bustamante	Hoge	Morrissey	Woods
Caldera	House	Morrow	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1131 (Caldera)—An act to amend Sections 1096 and 1096a of the Penal Code, relating to criminal procedure, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Battin	Ducheny	Knox	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker
Caldera	Hawkins	Murray, Willard	

NOES—8

Burton	Kuehl	Mazzoni	Sher
Isenberg	Lee	Morrow	Villaraigosa

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

AYES—63

Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Battin	Ducheny	Knox	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker
Caldera	Hawkins	Murray, Willard	

NOES—8

Burton	Kuehl	Mazzoni	Sher
Isenberg	Lee	Morrow	Villaraigosa

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Assembly Bill No. 1131, and on concurrence in Senate amendments: Assembly Members Morrow and Villaraigosa, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 67 (Bowen)—An act to amend Section 1270 of the Penal Code, relating to misdemeanors.

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

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

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

AYES—68

Aguiar	Cannella	Hoge	Morrissey
Alby	Conroy	House	Morrow
Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Kaloogian	Napolitano
Baca	Davis	Katz	Olberg
Baldwin	Ducheny	Knight	Poochigian
Battin	Figueroa	Knowles	Pringle
Boland	Firestone	Knox	Rainey
Bordonaro	Friedman	Kuehl	Rogan
Bowen	Frusetta	Kuykendall	Setencich
Bowler	Gallegos	Machado	Speier
Brewer	Goldsmith	Margett	Sweeney
Brown, Valerie	Granlund	Martinez	Takasugi
Brown, Willie	Hannigan	Mazzoni	Tucker
Brulte	Harvey	McDonald	Weggeland
Bustamante	Hauser	McPherson	Woods
Caldera	Hawkins	Miller	Mme. Speaker

NOES—4

Bates	Burton	Lee	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 67: Assembly Member Villaraigosa, from "Aye" to "No".

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John and Joan Umberg, parents of former Member of the Assembly Tom Umberg.

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

ASSEMBLY BILL NO. 112 (Willard Murray)—An act to add Section 41326.1 to the Education Code, relating to public schools, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—68

Aguiar	Caldera	Hauser	Murray, Willard
Alby	Campbell	Hawkins	Napolitano
Alpert	Cannella	Isenberg	Olberg
Baca	Conroy	Kaloogian	Poochigian
Baldwin	Cortese	Katz	Pringle
Bates	Cunneen	Knight	Rainey
Battin	Davis	Knox	Rogan
Boland	Ducheny	Kuehl	Setencich
Bordonaro	Figueroa	Kuykendall	Sher
Bowen	Firestone	Lee	Speier
Bowler	Friedman	Machado	Sweeney
Brewer	Frusetta	Margett	Takasugi
Brown, Valerie	Gallegos	Mazzoni	Thompson
Brown, Willie	Goldsmith	McPherson	Tucker
Brulte	Granlund	Miller	Villaraigosa
Burton	Hannigan	Morrow	Weggeland
Bustamante	Harvey	Murray, Kevin	Mme. Speaker

NOES—1

Hoge

Above bill ordered enrolled.

(NOTE: For further explanation of vote by Assembly Member Kevin Murray, see page 4220.)

ASSEMBLY BILL NO. 311 (Baca)—An act to amend Section 7108.6 of the Business and Professions Code, relating to dump truck carriers.

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

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

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

AYES—67

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Knight	Olberg
Alpert	Cunneen	Knowles	Poochigian
Archie-Hudson	Davis	Knox	Pringle
Baca	Ducheny	Kuehl	Rainey
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Brown, Willie	Hauser	Miller	Villaraigosa
Brulte	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—6

Bowen	Friedman	Sher
Burton	Katz	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 787 (McDonald)—An act to amend Section 830.6 of the Penal Code, relating to peace officers, 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—74

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

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

AYES—74

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1491 (McPherson)—An act to amend Sections 647.6 and 1203.066 of the Penal Code, relating to child molestation.

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

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mme. Speaker
Bustamante	House	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	

NOES—1

Martinez

Above bill ordered enrolled.

MOTION TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent, the motions to withdraw Assembly Bill No. 109, from the Committee on Public Safety; Assembly Bill No. 184, from the Committee on Local Government; Assembly Bills Nos. 1862 and 1601, from the Committee on Judiciary; and Assembly Bill No. 1179, from the committee on Appropriations were continued until the next legislative day.

MOTIONS STRICKEN FROM FILE

Assembly Member Brulte was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1423 from the Committee on Judiciary be stricken from file.

Assembly Member Baldwin was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1766 from the Committee on Appropriations be stricken from file.

BILLS PASSED ON FILE

Assembly Bills Nos. 903, 904, 905, 906, 908, 909, 910, and **911**—Passed on file.

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

ASSEMBLY BILL NO. 188 (Machado)—An act to add and repeal Sections 17053.26 and 23636 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AYES—52

Aguiar	Davis	Kuykendall	Napolitano
Alpert	Ducheny	Lee	Poochigian
Archie-Hudson	Firestone	Machado	Pringle
Baca	Frusetta	Margett	Rainey
Battin	Goldsmith	Martinez	Rogan
Bordonaro	Granlund	Mazzoni	Setencich
Brewer	Hannigan	McDonald	Sweeney
Brulte	Harvey	McPherson	Takasugi
Bustamante	Hauser	Miller	Tucker
Campbell	Hawkins	Morrissey	Villaraigosa
Cannella	House	Morrow	Weggeland
Cortese	Knight	Murray, Kevin	Woods
Cunneen	Knox	Murray, Willard	Mme. Speaker

NOES—17

Alby	Burton	Isenberg	Speier
Boland	Caldera	Kaloogian	Thompson
Bowen	Friedman	Katz	
Brown, Valerie	Gallegos	Kuehl	
Brown, Willie	Hoge	Sher	

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 538, on request of Assembly Member Archie-Hudson;

Assembly Bill No. 694, on request of Assembly Member Bustamante.

ASSEMBLY BILL NO. 1505 (Conroy)—An act relating to forest resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

Aguiar	Cannella	Hoge	Miller
Alby	Conroy	House	Morrissey
Alpert	Cortese	Isenberg	Morrow
Archie-Hudson	Cunneen	Kaloogian	Olberg
Baca	Davis	Katz	Poochigian
Baldwin	Ducheny	Knight	Pringle
Bates	Figueroa	Knowles	Rainey
Battin	Firestone	Knox	Rogan
Boland	Friedman	Kuehl	Setencich
Bordonaro	Frusetta	Kuykendall	Sher
Bowen	Gallegos	Lee	Sweeney
Bowler	Goldsmith	Machado	Thompson
Brewer	Granlund	Margett	Tucker
Brown, Willie	Hannigan	Martinez	Villaraigosa
Brulte	Harvey	Mazzoni	Weggeland
Bustamante	Hauser	McDonald	Woods
Campbell	Hawkins	McPherson	Mme. Speaker

NOES—7

Brown, Valerie	Caldera	Murray, Willard	Speier
Burton	Murray, Kevin	Napolitano	

The question being on the passage of the bill:

Bill passed by the following vote:

AYES—68

Aguiar	Cannella	Hoge	Miller
Alby	Conroy	House	Morrissey
Alpert	Cortese	Isenberg	Morrow
Archie-Hudson	Cunneen	Kaloogian	Olberg
Baca	Davis	Katz	Poochigian
Baldwin	Ducheny	Knight	Pringle
Bates	Figueroa	Knowles	Rainey
Battin	Firestone	Knox	Rogan
Boland	Friedman	Kuehl	Setencich
Bordonaro	Frusetta	Kuykendall	Sher
Bowen	Gallegos	Lee	Sweeney
Bowler	Goldsmith	Machado	Thompson
Brewer	Granlund	Margett	Tucker
Brown, Willie	Hannigan	Martinez	Villaraigosa
Brulte	Harvey	Mazzoni	Weggeland
Bustamante	Hauser	McDonald	Woods
Campbell	Hawkins	McPherson	Mme. Speaker

NOES—7

Brown, Valerie	Caldera	Murray, Willard	Speier
Burton	Murray, Kevin	Napolitano	

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1622 and **1624**, on request of Assembly Member McDonald.

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

ASSEMBLY BILL NO. 1666 (Takasugi)—An act to amend Section 6359 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy. Bill read third time, and passed by the following vote:

AYES—69

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—3

Bowen	Burton	Sher

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 271 (Kuykendall)—An act to amend Section 7073 of, and to add Sections 7073.8 and 7079 to, the Government Code, and to amend Sections 17053.8 and 23622 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Demand for Previous Question

Assembly Members Olberg, Thompson, Alby, Conroy, and Battin demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Aguiar	Conroy	House	Murray, Willard
Alby	Cunneen	Kaloogian	Olberg
Baca	Ducheny	Knight	Poochigian
Baldwin	Firestone	Knowles	Rainey
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Margett	Setencich
Bordonaro	Goldsmith	Martinez	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	

NOES—25

Alpert	Caldera	Katz	Sher
Archie-Hudson	Campbell	Knox	Speier
Bates	Cannella	Kuehl	Sweeney
Bowen	Davis	Lee	Villaraigosa
Brown, Valerie	Figueroa	Machado	
Brown, Willie	Friedman	Mazzoni	
Burton	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 397, on request of Assembly Member Bustamante.

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

ASSEMBLY BILL NO. 1191 (Takasugi)—An act to amend Sections 30053 and 30054 of the Government Code, relating to taxation, to take effect immediately, tax levy.

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

AYES—52

Aguiar	Cortese	Kaloogian	Murray, Willard
Alby	Cunneen	Knight	Napolitano
Alpert	Davis	Knowles	Olberg
Baca	Ducheny	Kuykendall	Poochigian
Baldwin	Figueroa	Machado	Pringle
Battin	Firestone	Margett	Rainey
Boland	Frusetta	Martinez	Rogan
Bordonaro	Gallegos	Mazzoni	Setencich
Bowen	Goldsmith	McDonald	Sweeney
Bowler	Harvey	McPherson	Takasugi
Brulte	Hawkins	Miller	Thompson
Cannella	Hoge	Morrissey	Weggeland
Conroy	House	Morrow	Woods

NOES—9

Bates,	Isenberg	Murray, Kevin
Brown, Valerie	Kuehl	Sher
Burton	Lee	Villaraigosa

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 332 (Campbell)—An act to amend Section 51.3 of the Civil Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

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

SENATE BILL NO. 122 (O'Connell)—An act to add Section 61601.28 to the Government Code, relating to community services districts.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

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

SENATE BILL NO. 92 (Greene)—An act to amend Sections 17756 and 17758 of, and to repeal Section 17757 of, the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Hannigan	McDonald	Villaraigosa
Brown, Willie	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mme. Speaker
Bustamante	Hoge	Morrow	
Caldera	House	Murray, Kevin	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Hannigan	McDonald	Villaraigosa
Brown, Willie	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mme. Speaker
Bustamante	Hoge	Morrow	
Caldera	House	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 153 (Beverly)—An act to amend Section 8670.37.53 of the Government Code, relating to oil spills, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

Aguiar	Caldera	Kaloogian	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Figueroa	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Hannigan	Mazzoni	Takasugi
Bowler	Harvey	McDonald	Thompson
Brewer	Hauser	Miller	Tucker
Brown, Valerie	Hawkins	Morrissey	Villaraigosa
Brown, Willie	Hoge	Morrow	Weggeland
Brulte	House	Murray, Kevin	Woods
Burton	Isenberg	Murray, Willard	Mme. Speaker

NOES—4

Cunneen	Firestone	Knox	McPherson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—68

Aguiar	Caldera	Kaloogian	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Figueroa	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Hannigan	Mazzoni	Takasugi
Bowler	Harvey	McDonald	Thompson
Brewer	Hauser	Miller	Tucker
Brown, Valerie	Hawkins	Morrissey	Villaraigosa
Brown, Willie	Hoge	Morrow	Weggeland
Brulte	House	Murray, Kevin	Woods
Burton	Isenberg	Murray, Willard	Mme. Speaker

NOES—4

Cunneen	Firestone	Knox	McPherson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 77 (Mello)—An act to amend Section 33492.76 of the Health and Safety Code, relating to redevelopment.

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

Bill passed by the following vote:

AYES—53

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Figueroa	Margett	Setencich
Battin	Firestone	McDonald	Takasugi
Boland	Frusetta	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Villaraigosa
Bowler	Hannigan	Morrissey	Weggeland
Brewer	Harvey	Morrow	Woods
Brown, Valerie	Hawkins	Murray, Kevin	Mme. Speaker
Brulte	Hoge	Murray, Willard	
Cannella	House	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—9

Bowen	Caldera	Katz
Brown, Willie	Gallegos	Kuehl
Burton	Isenberg	Speier

Bill ordered transmitted to the Senate.

SENATE BILL NO. 517 (Kopp)—An act to amend Sections 1298, 1305.2, and 1306 of the Penal Code, relating to crimes.

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

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	Katz	Olberg
Alby	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Pringle
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brown, Willie	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Burton	Hoge	Murray, Kevin	
Bustamante	House	Murray, Willard	
Campbell	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 119 (Costa)—An act relating to adult education, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:35 p.m.

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

SENATE CONCURRENT RESOLUTION NO. 4 (Petris)—Relative to the Italian Region of Umbria.

Resolution read, presented by Assembly Member Martinez, and adopted unanimously.

Resolution ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 19 (Russell)—Relative to family values and the entertainment industry.

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

AYES—53

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuykendall	Rogan
Battin	Figueroa	Machado	Setencich
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	McPherson	Weggeland
Bowler	Goldsmith	Miller	Woods
Brewer	Harvey	Morrissey	Mme. Speaker
Brulte	Hawkins	Morrow	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

NOES—10

Bates	Campbell	Lee	Villaraigosa
Brown, Willie	Gallegos	Murray, Kevin	
Burton	Kuehl	Sher	

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 12 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Senate Joint Resolution No. 12, out of order.

SENATE JOINT RESOLUTION NO. 12 (Craven)—Relative to Section 8 housing assistance.

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

AYES—68

Aguiar	Caldera	House	Murray, Kevin
Alby	Campbell	Isenberg	Murray, Willard
Alpert	Cannella	Kaloogian	Napolitano
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cortese	Knox	Rainey
Baldwin	Cunneen	Kuehl	Rogan
Bates	Davis	Kuykendall	Setencich
Boland	Ducheny	Lee	Sher
Bordonaro	Figueroa	Machado	Speier
Bowen	Firestone	Margett	Sweeney
Bowler	Friedman	Martinez	Takasugi
Brewer	Frusetta	Mazzoni	Thompson
Brown, Valerie	Gallegos	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods

NOES—1

Hoge

Resolution ordered transmitted to the Senate.

At 6:39 p.m., Speaker Doris Allen, 67th District, presiding

MOTION TO ADJOURN

At 6:40 p.m., Assembly Member Hoge moved that the Assembly do now adjourn.

Motion Ruled Out of Order

Speaker Allen ruled the motion out of order as there is a Call upon the Assembly, and the House cannot adjourn while under Call.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Pringle:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Appropriations to meet, consider, and report Assembly Bills Nos. 825 and 1855 for further action and to be considered for passage.

By Assembly Member Granlund:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Human Services and Appropriations to meet, consider, and report Assembly Bill No. 932 for further action and to be considered for passage.

Resolutions read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, a call of the Assembly was placed.

Motion carried. Time, 6:41 p.m.

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

Parliamentary Inquiry

Assembly Member Hoge arose to the following parliamentary inquiry:

Is a motion to adjourn debatable?

Reply by Speaker Allen

The Speaker replied that a motion to adjourn is not debatable; and further, that a motion to adjourn is not in order at this time as there is a Call upon the Assembly, and the House cannot adjourn while under Call.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 119

At 6:42 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 6:42 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 RESOLUTIONS TO SUSPEND JOINT RULES

At 6:43 p.m., 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 Goldsmith moved to continue the call of the Assembly.

Motion carried. Time, 6:44 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 URGENCY CLAUSE TO SENATE BILL NO. 119

At 6:46 p.m., on motion of Assembly Member Willard 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. 119 refused adoption by the following vote:

AYES—47

Alpert	Cunneen	Kuehl	Poochigian
Archie-Hudson	Davis	Kuykendall	Setencich
Baca	Ducheny	Lee	Sher
Bates	Figueroa	Machado	Speier
Bowen	Friedman	Martinez	Sweeney
Brown, Willie	Gallegos	Mazzoni	Tucker
Burton	Hannigan	McDonald	Vasconcellos
Bustamante	Harvey	McPherson	Villaraigosa
Caldera	Hauser	Murray, Kevin	Weggeland
Campbell	Isenberg	Murray, Willard	Woods
Cannella	Katz	Napolitano	Mme. Speaker
Cortese	Knox	Olberg	

NOES—24

Alby	Brewer	Hoge	Miller
Baldwin	Brulte	House	Morrissey
Battin	Conroy	Kaloogian	Morrow
Boland	Firestone	Knight	Rainey
Bordonaro	Goldsmith	Knowles	Rogan
Bowler	Hawkins	Margett	Thompson

Motion to Reconsider Urgency Clause to Senate Bill No. 119 on Next Legislative Day

Assembly Member Bustamante moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 119 was this day refused adoption.

Senate Bill No. 119 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON RESOLUTIONS TO SUSPEND JOINT RULES

At 6:50 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Resolutions to Suspend Joint Rules as they relate to Assembly Bills Nos. 825, 1855, and 932 refused adoption by the following vote:

AYES—40

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker

NOES—35

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Rainey
Battin	Frusetta	Kuykendall	Rogan
Boland	Goldsmith	Margett	Takasugi
Bordonaro	Harvey	McPherson	Thompson
Bowler	Hawkins	Miller	Weggeland
Brewer	Hoge	Morrissey	Woods
Brulte	House	Morrow	

VOTE ADDS

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

Assembly Bill No. 511, Concurrence: Lee and Villaraigosa—Aye.

Assembly Bill No. 461, Concurrence: Lee and Sher—Aye.

Assembly Bill No. 1131, Urgency and Concurrence: Katz—Aye.

Assembly Bill No. 112, Concurrence: Battin and Burton—Aye.

Assembly Bill No. 311, Concurrence: Burton—No.

Assembly Bill No. 787, Urgency and Concurrence: Burton—Aye.

Assembly Bill No. 1491, Concurrence: Burton and Lee—Aye.

Assembly Bill No. 188: Burton—No.

Assembly Bill No. 1505 and Urgency: Lee and Sher—Aye; Burton—No.

Assembly Bill No. 1666: Burton—No.

Assembly Bill No. 271: Gallegos—Aye; Burton—No.

Assembly Bill No. 1191: Bowen—Aye.

Senate Bill No. 153 and Urgency: Burton—Aye; Cunneen and McPherson—No.

Senate Bill No. 77: Burton—No.

Senate Bill No. 517: Burton—Aye.

Senate Concurrent Resolution No. 19: Burton—No.

Senate Joint Resolution No. 12: Burton—Aye.

Senate Bill No. 119 and Urgency: Burton—Aye.

Resolutions to Suspend the Rules: Burton—Aye.

MOTION TO ADJOURN

At 6:51 p.m., Assembly Member Hoge moved that the Assembly do now adjourn.

Speaker Allen seconded the motion.

REMARKS ON CONDITION OF THE FILE

Speaker Allen arose to speak on the condition of the file.

ANNOUNCEMENTS

Speaker Allen announced that consideration of Assembly Bill No. 111 as a special order of business would be from 10 a.m. until noon on Tuesday, June 20, 1995.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:52 p.m., Speaker Allen declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Bowler, of the 10th Assembly District, introduced John Bressler and Mark Shephard.

ADJOURNMENT

At 6:53 p.m., pursuant to the motion by Assembly Member Hoge, the Assembly adjourned until 10 a.m., Tuesday, June 20, 1995, out of respect to the memory of Louie Guerra, on motion of Assembly Member Frusetta; out of respect to the memory of Philip Rios, on motion of Speaker pro Tempore Baca; out of respect to the memory of former Member of the Assembly Michael Wornum, on motion of Assembly Member Mazzoni; out of respect to the memory of Pedro Gallardo and June Vejima, on motion of Assembly Member Napolitano; out of respect to the memory of Mary Nasser, on motion of Assembly Member Conroy; out of respect to the memory of Ann O'Moore, on motion of Assembly Member Speier; and out of respect to the memory of John and Joan Umberg, on motion of Speaker Emeritus Brown.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 19, 1995

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

Assembly Bills

531
982
1055
1890

Senate Bills

33
39
122
128
142
210
219
256
267
297
332
401
539
549
630
640
685
716
756
775
820
845
935
956
1019
1054
1090
1105
1135
1174
1245
1359

Senate Joint Resolution

2

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 20, 1995

NINETY-FOURTH SESSION DAY

ONE HUNDRED NINETY-EIGHTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 20, 1995

The Assembly met at 10:05 a.m.
Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Brulte moved a quorum call of the Assembly.
Motion carried. Time, 10:06 a.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PRAYER

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

Lord King, Accept our prayer, for You have been our refuge from generation to generation. Each day we will praise You and sing Your name forever. Blessed are You, O Lord, teach us to do Your will. Blessed are You, O Master, Help us to understand Your will. Blessed are You, Holy One, enlighten us with Your will. Lord, Your mercy endures forever; do not spurn the work of Your hands. Praise befits You, worship befits You, glory befits You, now and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Baca announced that henceforth, at the request of Speaker Allen, the Republican Caucus would meet in the Assembly Lounge and the Democratic Caucus would meet in the Tom Bane Rules Committee Room.

Speaker pro Tempore Baca announced that the Democratic Caucus would meet at this time, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:23 a.m., Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 10:55 a.m., the Assembly reconvened.

Hon. Doris Allen, Speaker of the Assembly, presiding.

At 11:02 a.m., Hon. Brian Setencich, 30th District, presiding

QUORUM PRESENT

At 11:02 a.m., Acting Speaker Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

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 Frusetta, seconded by Assembly Member Harvey.

LEAVES OF ABSENCE FOR THE DAY

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

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

COMMUNICATIONS

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

June 20, 1995

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

Dear Dotson: Please be advised that I will no longer serve on the Assembly Housing Committee and that I have appointed Assemblymember Bob Margett to this committee. I have also appointed Assemblymember Bob Margett to the Assembly Health Committee to fill an existing vacancy.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 20, 1995

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

Assembly Bill No. 982
Assembly Bill No. 1055

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 20, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1268

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

SHER, Chairman

SENATE BILL NO. 1268—An act to amend Section 9354 of, and to add Section 9003 to, the Public Resources Code, relating to resource conservation districts.

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 Labor and Employment

June 20, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 970

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

KNOX, Chairman

SENATE BILL NO. 970—An act to amend Section 12926 of the Government Code, relating to discrimination.

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

June 20, 1995

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

Senate Bill No. 732

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

GRANLUND, Chairman

SENATE BILL NO. 732—An act to amend and repeal Section 1569.697 of, and to add Article 6.6 (commencing with Section 1569.698) to Chapter 3.2 of Division 2 of, the Health and Safety Code, relating to residential care for the elderly.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 20, 1995

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

Senate Bill No. 702

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

ISENBERG, Chairman

SENATE BILL NO. 702—An act to amend Section 6060 of the Business and Professions Code, relating to the State Bar.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 20, 1995

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

Senate Bill No. 501

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

KATZ, Chairman

SENATE BILL NO. 501—An act to amend Sections 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, relating to air pollution.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 20, 1995

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

Senate Bill No. 199

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

KATZ, Chairman

SENATE BILL NO. 199—An act to add Sections 40448.5.1 and 43022 to the Health and Safety Code, and to add Section 25225 to the Public Resources Code, relating to vehicles and fuels.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 20, 1995

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

Senate Bill No. 989

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

BOLAND, Chairwoman

SENATE BILL NO. 989—An act relating to the Commission on Medical Services.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 20, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 525

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

TUCKER, Chairman

SENATE BILL NO. 525—An act to amend Section 19641 of the Business and Professions Code, relating to horseracing.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 20, 1995

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

Senate Bill No. 123

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

BOLAND, Chairwoman

SENATE BILL NO. 123—An act to add Sections 715, 12012, and 12013 to the Fish and Game Code, relating to fish and wildlife.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 20, 1995

The Committee on Health reports:

Senate Bill No. 1169

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

ALLEN, Chairwoman

SENATE BILL NO. 1169—An act to add Chapter 1.6 (commencing with Section 160) to Part 1 of Division 1 of the Health and Safety Code, relating to teenage pregnancy.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 20, 1995

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

Senate Bill No. 295
Senate Bill No. 670
Senate Bill No. 671

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

BOLAND, Chairwoman

SENATE BILL NO. 295—An act to add Section 1522.01 to the Health and Safety Code, and to amend Section 290.4 of the Penal 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.

SENATE BILL NO. 670—An act to amend Section 12076 of the Penal Code, relating to firearms.

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

SENATE BILL NO. 671—An act to amend Sections 12001, 12071, 12072, 12073, 12074, 12076, 12077, 12078, and 12082 of, and to repeal Section 12083 of, the Penal Code, relating to firearms.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 20, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 888
Senate Bill No. 910

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

SPEIER, Chairwoman

SENATE BILL NO. 888—An act to amend Sections 14233, 14250, and 14260 of the Business and Professions Code, to amend Section 2104 of the Code of Civil Procedure, to amend Sections 9403, 9404, 9405, 9406, and 9409 of the Commercial Code, to amend Section 17701 of the Corporations Code, and to amend Sections 12181, 12204, 12207, 12210, and 12211 of the Government Code, relating to fees.

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

SENATE BILL NO. 910—An act to amend Sections 10290.1, 10343, 10345, 10376, 10378, 12101.5, and 12102 of, and to add Section 10300 to, and to repeal and add Section 10306 of, the Public Contract Code, relating to state contracts.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 20, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 800

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

HARVEY, Chairman

SENATE BILL NO. 800—An act to amend Section 11502.5 of, to add Section 14015 to, and to add Chapter 3.7 (commencing with Section 14160) to Division 7 of, the Food and Agricultural Code, relating to economic poisons.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 20, 1995

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

Senate Bill No. 717

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

McDONALD, Chairwoman

SENATE BILL NO. 717—An act to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 8151, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8782, 8803, 8876, 9152, 9155, 9354.5, 9401, 9501, 9506, 30480, 32251.5, 40187, 41096, 41143.4, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 8619, 8620, 8621, and 30103.5 to, to add Chapter 2.5 (commencing with Section 8691) to Part 3 of, to add a chapter heading to Part 3.5 (commencing with Section 9401) of, to add Chapter 2 (commencing with Section 9405) to Part 3.5 of, and to add Chapter 4.5 (commencing with Section 60130) to Part 31 of, Division 2 of, and to repeal Section 60025 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 Public Safety

June 20, 1995

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

Senate Bill No. 558

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

BOLAND, Chairwoman

SENATE BILL NO. 558—An act to amend Section 3022 of, and to add Section 3022.5 to, the Family Code, and to add Section 130 to the Penal Code, relating to child abuse.

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 Education

June 20, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 429
Senate Bill No. 823
Senate Bill No. 972
Senate Bill No. 1006

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

ALPERT, Chairwoman

SENATE BILL NO. 429—An act to amend Sections 20111, 20113, 20114, 20116, 20651, 20654, 20655, and 20657 of, and to repeal Section 20651.5 of, the Public Contract Code, relating to local agency contracts.

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

SENATE BILL NO. 823—An act to amend Section 54726 of, to add Section 52891 to, to add and repeal Article 7 (commencing with Section 52900) of Chapter 12 of Part 28 of, and to add and repeal Chapter 3.5 (commencing with Section 58550) of Part 31 of, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 972—An act relating to school district reorganization, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1006—An act to add Section 51226.6 to the Education Code, relating to driver education and training.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 20, 1995

The Committee on Health reports:

Senate Bill No. 454

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

ALLEN, Chairwoman

SENATE BILL NO. 454—An act to amend Sections 1367 and 1368 of the Health and Safety Code, relating to health care service plans.

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

June 20, 1995

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

Senate Bill No. 265

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

GRANLUND, Chairman

SENATE BILL NO. 265—An act to amend Sections 1596.78 and 1597.44 of, and to add Sections 1596.775 and 1597.465 to, the Health and Safety Code, relating to day care.

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

REPORTS OF STANDING COMMITTEES
Committee on Natural Resources

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 787

With the recommendation: Do pass, and re-refer to the Committee on Appropriations with recommendation: to Consent Calendar.

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 872

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

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 896

With the recommendation: Do pass.

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.

SHER, Chairman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 831

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

HARVEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 810

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

HARVEY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 105

With the recommendation: Do pass.

HARVEY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 688

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

HARVEY, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 12, 1995

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

Senate Bill No. 923

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

McDONALD, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 12, 1995

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

Senate Bill No. 1153

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

McDONALD, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1263

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

KATZ, Chairman

Above bill ordered to second reading.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 869
Senate Bill No. 1057

With the recommendation: Do pass.

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

KATZ, Chairman

Above bills ordered to second reading.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 252

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

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 307
Senate Bill No. 1131

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

KATZ, Chairman

Above bills re-referred to the Committee on Appropriations.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 423, on request of Assembly Member Conroy.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Archie-Hudson announced that the Select Committee on the Insolvency of Orange County would hold a subject matter hearing on July 27, 1995.

Point of Order

Assembly Member Pringle arose to the following point of order:

That the House is not convened in Second Extraordinary Session at this time.

Ruling by Acting Speaker Setencich

The Acting Speaker ruled the point of order not well-taken; that the Select Committee on the Insolvency of Orange County has been constituted in the Regular Session.

SENATE BILL NO. 905 REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

Assembly Member Knowles was granted unanimous consent that Senate Bill No. 905 be removed from the Consent Calendar, and placed upon the inactive file.

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. 733, on request of Assembly Member Knowles.

REQUEST FOR UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Chris Mouroufas, of Hillsborough.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bustamante announced his intention to request that Assembly Bill No. 694 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mickey Mitzenmacher, of Ontario.

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. 364, on request of Assembly Member Takasugi.

REQUEST TO REMOVE FROM CONSENT CALENDAR AND TAKE UP

Assembly Member Katz requested unanimous consent that Senate Bill No. 1095 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

Assembly Member Pringle withheld unanimous consent to take up Senate Bill No. 1095 without reference to file for purpose of amendment.

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. 1095, on request of Assembly Member Katz.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 111

The hour having arrived, Assembly Bill No. 111 was taken up.

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Morrissey—Set 1

Assembly Member Morrissey moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Brewer, Rogan, Rainey, Granlund, and Kuykendall demanded the previous question. Demand sustained.

The question being on the Morrissey motion to amend—Set 1.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:35 a.m.

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

Motion to Amend by Assembly Member Thompson—Set 2

Assembly Member Thompson moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:52 a.m.

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

Motion to Amend by Assembly Member Miller—Set 3

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Amendments Withdrawn

Without objection Assembly Member Miller withdrew his proposed amendments—Set 3 and substituted further proposed amendments—Set 3.1.

Motion to Amend by Assembly Member Miller—Set 3

Assembly Member Miller moved the adoption of amendments.

Amendments read.

The roll was opened.

Motion to Amend by Assembly Member Miller—Set 3.1

Assembly Member Miller moved the adoption of amendments—Set 3.1.

Amendments read.

The roll was opened.

Call of the Assembly

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

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

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

Point of Order

Assembly Member Burton arose to the following point of order:

That Members are rising to points of personal privilege when the mentioning of another Member's name does not constitute a point of personal privilege under the rules.

Ruling by Acting Speaker Setencich

The Acting Speaker ruled the point of order well-taken that a matter of personal privilege is a matter involving the Member's integrity, dignity, or honor; that the mentioning of another Member's name, in and of itself, does not give rise to a point of personal privilege unless it relates to a person as a member of a body or relates to charges against his character.

REQUEST FOR UNANIMOUS CONSENT

Acting Speaker Setencich was granted unanimous consent that the debate on consideration of further amendments to Assembly Bill No. 111 be limited to two proponents and two opponents.

CONSIDERATION OF FURTHER AMENDMENTS TO ASSEMBLY BILL NO. 111

Motion to Amend by Assembly Member Baldwin—Set 4

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:20 p.m.

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

Motion to Amend by Assembly Member House—Set 5

Assembly Member House moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:27 p.m.

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

MOTION TO ADJOURN

At 12:28 p.m., Assembly Member Kevin Murray moved that the Assembly do now adjourn.

Assembly Member Hannigan seconded the motion.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Is the House not under a Call of the Assembly?

Reply by Acting Speaker Setencich

The Acting Speaker replied in the affirmative.

MOTION TO DISPENSE WITH CALLS OF ASSEMBLY

Assembly Member Vasconcellos moved that the Calls of the Assembly be dispensed with.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Alpert	Cannella	Knox	Sher
Archie-Hudson	Cortese	Kuehl	Speier
Baca	Davis	Lee	Sweeney
Bates	Ducheny	Machado	Takasugi
Bowen	Figueroa	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Vasconcellos
Brown, Willie	Gallegos	McDonald	Villaraigosa
Burton	Hannigan	Murray, Kevin	Mme. Speaker
Bustamante	Hauser	Murray, Willard	
Caldera	Isenberg	Napolitano	
Campbell	Katz	Setencich	

NOES—35

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Pringle
Battin	Goldsmith	Kuykendall	Rainey
Boland	Granlund	Margett	Richter
Bordonaro	Harvey	McPherson	Rogan
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Woods
Brulte	House	Morrow	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 111—MORRISSEY AMENDMENTS—SET 1

At 12:31 p.m., on motion of Assembly Member Morrissey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Morrissey motion to amend Assembly Bill No. 111—Set 1 lost by the following vote:

AYES—33

Aguiar	Cortese	Knowles	Richter
Alby	Frusetta	Kuykendall	Rogan
Baldwin	Granlund	Margett	Setencich
Battin	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Woods
Bordonaro	Hoge	Morrow	Mme. Speaker
Bowler	House	Olberg	
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

NOES—42

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brewer	Firestone	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Goldsmith	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	
Campbell	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 111—THOMPSON AMENDMENTS—SET 2

At 12:32 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to amend Assembly Bill No. 111—Set 2 lost by the following vote:

AYES—32

Aguiar	Conroy	Knight	Pringle
Alby	Frusetta	Knowles	Richter
Baldwin	Granlund	Margett	Rogan
Battin	Harvey	Miller	Setencich
Boland	Hawkins	Morrissey	Thompson
Bordonaro	Hoge	Morrow	Weggeland
Bowler	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	Mme. Speaker

NOES—43

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Rainey
Bowen	Ducheny	Kuehl	Sher
Brewer	Figueroa	Kuykendall	Speier
Brown, Valerie	Firestone	Lee	Sweeney
Brown, Willie	Friedman	Machado	Tucker
Burton	Gallegos	Martinez	Vasconcellos
Bustamante	Goldsmith	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 111—MILLER AMENDMENTS—SET 3.1

At 12:33 p.m., on motion of Assembly Member Miller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Miller motion to amend Assembly Bill No. 111—Set 3.1 carried by the following vote:

AYES—39

Aguiar	Conroy	Knowles	Pringle
Alby	Frusetta	Kuykendall	Rainey
Baldwin	Goldsmith	Machado	Richter
Battin	Granlund	Margett	Rogan
Boland	Harvey	McPherson	Setencich
Bordonaro	Hawkins	Miller	Thompson
Bowen	Hoge	Morrissey	Weggeland
Bowler	House	Morrow	Woods
Brewer	Kaloogian	Olberg	Mme. Speaker
Brulte	Knight	Poochigian	

NOES—37

Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Cunneen	Katz	Sher
Baca	Davis	Knox	Speier
Bates	Ducheny	Kuehl	Sweeney
Brown, Valerie	Figueroa	Lee	Tucker
Brown, Willie	Firestone	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	
Campbell	Hauser	Murray, Willard	

Assembly Bill No. 111 held at the Desk pending consideration of further amendments prior to reprinting of the bill, pursuant to unanimous consent granted on June 19, 1995.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 111—BALDWIN AMENDMENTS—SET 4

At 12:33 p.m., on motion of Assembly Member Baldwin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Baldwin motion to amend Assembly Bill No. 111—Set 4 lost by the following vote:

AYES—35

Aguiar	Frusetta	Knowles	Rainey
Alby	Goldsmith	Margett	Richter
Baldwin	Granlund	McPherson	Rogan
Battin	Harvey	Miller	Setencich
Boland	Hawkins	Morrissey	Takasugi
Bordonaro	Hoge	Morrow	Thompson
Bowler	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	Mme. Speaker
Conroy	Knight	Pringle	

NOES—39

Alpert	Caldera	Hannigan	McDonald
Archie-Hudson	Campbell	Isenberg	Murray, Kevin
Baca	Cannella	Katz	Murray, Willard
Bates	Cunneen	Knox	Napolitano
Bowen	Davis	Kuehl	Sher
Brewer	Ducheny	Kuykendall	Speier
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Firestone	Machado	Tucker
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 111—HOUSE AMENDMENTS—SET 5

At 12:34 p.m., on motion of Assembly Member House, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The House motion to amend Assembly Bill No. 111—Set 5 lost by the following vote:

AYES—31

Aguiar	Conroy	Knight	Pringle
Alby	Frusetta	Knowles	Richter
Baldwin	Granlund	Margett	Rogan
Battin	Harvey	Miller	Setencich
Boland	Hawkins	Morrissey	Thompson
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	

NOES—43

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Rainey
Bowen	Figueroa	Kuykendall	Sher
Brewer	Firestone	Lee	Speier
Brown, Valerie	Friedman	Machado	Sweeney
Brown, Willie	Gallegos	Martinez	Tucker
Burton	Goldsmith	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	McPherson	

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Friedman announced that the Committee on Health would meet today at 2 p.m., instead of 1:30 p.m. in Room 4202.

VOTE ADDS

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

Assembly Bill No. 111, Morrissey Amendments—Set 1: Goldsmith—No.

Assembly Bill No. 111, Baldwin Amendments—Set 4: Goldsmith—Aye.

Assembly Bill No. 111, House Amendments—Set 5: Granlund—Aye.

MOTION TO ADJOURN

At 12:35 p.m., Assembly Member Kevin Murray moved that the Assembly do now adjourn.

Assembly Member Hannigan seconded the motion.

At 12:37 p.m., Speaker Doris Allen, 67th District, presiding

REMARKS ON CONDITION OF THE FILE

Assembly Members Pringle, Valerie Brown, Vasconcellos, Goldsmith, Kuykendall, Poochigian, Richter, Kaloogian, Olberg, Kuehl, McPherson, Morrissey, Brulte, Battin, Burton, Boland, Archie-Hudson, Cunneen, Woods, Martinez, and Speaker Allen arose to speak on the condition of the file.

Point of Personal Privilege

Assembly Member Boland arose to a point of personal privilege.

ASSEMBLY BILL NO. 111 SET FOR SPECIAL ORDER

Speaker Allen was granted unanimous consent that Assembly Bill No. 111 be made a special order of business for Thursday, June 22, 1995, at 8:30 a.m.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTION TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent, the motions to withdraw Assembly Bill No. 109, from the Committee on Public Safety; Assembly Bill No. 184, from the Committee on Local Government; Assembly Bills Nos. 1862 and 1601, from the Committee on Judiciary; and Assembly Bill No. 1179, from the Committee on Appropriations were continued until Thursday, June 22, 1995.

MOTION TO RECONSIDER SENATE BILL NO. 119 CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 119 was continued until the next legislative day.

CAUCUS ANNOUNCEMENTS

Speaker Allen announced that the Republican Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge, and the Democratic Caucus would meet upon adjournment of Floor session in the Tom Bane Rules Committee Room.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

The roll was opened and the motion carried by the following vote:

AYES—40

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker

NOES—37

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:06 p.m., Speaker Allen declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 20, 1995

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

Assembly Bill No. 1445

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., June 20, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 20, 1995

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

Assembly Joint Resolution No. 3
Assembly Concurrent Resolution No. 21

And reports the same correctly enrolled, and presented to the Secretary of State on the 20th day of June, 1995, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Agriculture, on June 26, 1995, at 1:30 p.m., in Room 126.

INTRODUCTION OF GUESTS

Assembly Member Kuykendall, of the 54th Assembly District, introduced Girl Scouts Kathleen Escalares and Kellyjean Tandoc, of Greater Long Beach.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 21, 1995, out of respect to the memory of Chris Mouroufas, on motion of Speaker Emeritus Brown; and out of respect to the memory of Mickey Mitzenmacher, on motion of Assembly Member Brulte.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 20, 1995

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

Assembly Bill

111 (Miller amendments—Set 3.1)

Senate Bills

123
199
265
295
429
454
501
525
558
670
671
702
717
732
800
823
888
910
970
972
989
1006
1169
1268

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

Assembly Bill

111 (Morrissey amendments—Set 1)
(Thompson amendments—Set 2)
(Baldwin amendments—Set 4)
(House amendments—Set 5)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 21, 1995

NINETY-FIFTH SESSION DAY

ONE HUNDRED NINETY-NINTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 21, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Richter
Bates	Ducheny	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	

Quorum present.

At 1:33 p.m., Speaker pro Tempore Joe Baca, 62nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Allen and Miller.

On personal business, and waiving per diem: Assembly Members Escutia and Lee.

EXPLANATIONS OF ABSENCE

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

June 21, 1995

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

Dear Dotson: Please be advised that I will not be in the Capitol today for check-in session due to legislative business.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 21, 1995

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

Dear Dotson: Please excuse me from session on Wednesday, June 21, 1995. I will be in my district due to legislative business.

Thank you for your attention to this matter.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

95101
June 13, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the management of county investment pools by county treasurers. This report concludes that several counties employ at least one of three investment strategies we consider too risky. These high-risk strategies include excessive concentrations of structured notes, overuse of reverse repurchase agreements, and holding too many long-term securities. Additionally, three counties utilized agents who are also custodians to make investments that are not required to be recorded in accounting records or disclosed to participants.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Select Committee on the Insolvency of Orange County.

The following communications were presented by the Chief Clerk from:

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

Prohibition Against Discrimination or Preferential Treatment by State. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Judiciary.

Attorneys. Fees. Right to Negotiate. Frivolous Lawsuits. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

Taxes, Fees, Assessments. Initiative Constitutional Amendment.

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

Attorney's Contingent Fees. Limits. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

REPORTS

The following reports were presented by the Chief Clerk:

Monthly Management Information Report for May 1995 (Pursuant to Government Code Section 8880.42)

California State Lottery Fund, Financial Statements, March 31, 1995, Prepared from Books Without Audit (Pursuant to Government Code Section 8880.42)

Above transmitted reports, together with letters of transmittal from Patricia Eberhart, Chief, Fiscal Services Branch, California Lottery, Sacramento, referred by the Speaker to the Committee on Governmental Organization.

Biennial Report on the Status of OHV Recreation in California 1991–92 and 1992–93 (Pursuant to Public Resources Code Section 5090.24(g), Chapter 1027, Statutes of 1987)

Above transmitted report, together with letter of transmittal from Donald W. Murphy, Director, California State Department of Parks and Recreation, Sacramento, dated May 3, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

California State Civil Service Adverse Actions Report (Pursuant to Item 1880-001-001, Supplemental Report of the 1993 Budget Bill)

Above transmitted report, together with letter of transmittal from Walter Vaughn, Assistant Executive Officer, California State Personnel Board, Sacramento, dated June 13, 1995, referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 20, 1995

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

Assembly Bill No. 511

And reports the same correctly enrolled, and presented to the Governor at 9:15 a.m., June 20, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 20, 1995

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

Assembly Bill No. 531
Assembly Bill No. 1890

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 21, 1995

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

Assembly Bill No. 67
Assembly Bill No. 311
Assembly Bill No. 461
Assembly Bill No. 787
Assembly Bill No. 1131
Assembly Bill No. 1491

And reports the same correctly enrolled, and presented to the Governor at 10 a.m., June 21, 1995.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 341.

DAVID KNOWLES

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Health

June 21, 1995

The Committee on Health reports:

Senate Bill No. 422

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

ALLEN, Chairwoman

SENATE BILL NO. 422—An act to add Section 1797.195 to the Health and Safety Code, relating to emergency medical services.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 21, 1995

The Committee on Health reports:

Assembly Bill No. 1758

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

ALLEN, Chairwoman

ASSEMBLY BILL NO. 1758—An act to add Sections 17141.5, 17267, 17267.5, and 24343.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS
Committee on Elections, Reapportionment and Constitutional Amendments

June 21, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 12

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

McPHERSON, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1.5 to Article XIX thereof, relating to vessels.

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

June 21, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1943

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

SHER, Chairman

ASSEMBLY BILL NO. 1943—An act to add Article 7 (commencing with Section 65964) to Chapter 4.5 of Division 1 of Title 7 of the Government Code, and to amend Section 71011 of, and to add Section 71031 to, the Public Resources Code, relating to environmental protection.

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

June 21, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1180

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

SHER, Chairman

SENATE BILL NO. 1180—An act to add Section 21083.8.1 to the Public Resources Code, relating to environmental quality.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 21, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 808

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

HARVEY, Chairman

SENATE BILL NO. 808—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

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

June 21, 1995

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

Senate Bill No. 575
Senate Bill No. 1262

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

GRANLUND, Chairman

SENATE BILL NO. 575—An act to amend Section 1502 of, and to add Section 1530.1 to, the Health and Safety Code, relating to juveniles.

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

SENATE BILL NO. 1262—An act to amend Section 11402 of, and to add Section 362.7 to, the Welfare and Institutions Code, relating to youths.

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 Elections, Reapportionment and Constitutional Amendments

June 21, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2

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

McPHERSON, Chairman

SENATE BILL NO. 2—An act to amend Sections 1006, 35107, and 72103 of the Education Code, and to amend Sections 25000 and 36502 of, and to add Section 53077 to, the Government Code, relating to governing bodies.

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 Education

June 21, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1043
Senate Bill No. 1054

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

ALPERT, Chairwoman

SENATE BILL NO. 1043—An act to amend Sections 32230, 32231, 32233, 32235, 32237, and 32239 of, and to add Sections 32236 and 32238 to, the Education Code, relating to schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1054—An act to amend Sections 45183, 45253, 45271, 45273, 45274, 45283, 45292, and 45300 of, and to repeal Sections 45105.1, 45257, and 45282 of, the Education Code, relating to school district employees.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 21, 1995

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

Senate Bill No. 857

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

BOLAND, Chairwoman

SENATE BILL NO. 857—An act to add Section 13823.93 to the Penal Code, relating to evidentiary examinations.

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 Utilities and Commerce

June 21, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 1123

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

CONROY, Chairman

ASSEMBLY BILL NO. 1123—An act to add Section 453.2 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 21, 1995

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

Assembly Bill No. 1694

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

PRINGLE, Chairman

ASSEMBLY BILL NO. 1694—An act to amend Section 6404 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 21, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 137
Senate Bill No. 648
Senate Bill No. 1265

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

SPEIER, Chairwoman

SENATE BILL NO. 137—An act to amend Section 9882 of, and to repeal and add Article 11 (commencing with Section 9889.60) of Chapter 20.3 of Division 3 to the Business and Professions Code, relating to automobile repair.

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

SENATE BILL NO. 648—An act to add Section 12173 to, and to repeal Section 12216 of, the Government Code, relating to the California Archives Foundation, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1265—An act to amend Sections 15712 and 63031 of, and to add Section 16313.5 to, the Government Code, relating to economic development.

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

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 21, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1028

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

SPEIER, Chairwoman

SENATE BILL NO. 1028—An act to amend Section 5800 of the Business and Professions Code, relating to interior designers.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 21, 1995

The Committee on Health reports:

Senate Bill No. 1151

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

ALLEN, Chairwoman

SENATE BILL NO. 1151—An act to amend Section 1345 of, and to add Section 1373.3 to, the Health and Safety Code, relating to health care service plans.

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 Education

June 21, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1233

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

ALPERT, Chairwoman

SENATE BILL NO. 1233—An act to add Section 42238.135 to the Education Code, relating to school finance.

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 Higher Education

June 21, 1995

Mme. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 618

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

ARCHIE-HUDSON, Chairwoman

SENATE BILL NO. 618—An act to amend Sections 15339.25 and 15339.28 of, to add Sections 15339.27, 15339.31, and 15339.32 to, and to repeal and add Sections 15339.26, 15339.29, and 15339.30 of, the Government Code, relating to government contracts.

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 Banking and Finance

June 21, 1995

Mme. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 186

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

WEGGELAND, Chairman

SENATE BILL NO. 186—An act to amend Sections 50003, 50314, and 50320 of, and to add Section 50129 to, the Financial Code, relating to lending.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 21, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 286

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

SPEIER, Chairwoman

SENATE BILL NO. 286—An act to amend, repeal, and add Section 1600 of, and to add and repeal Chapter 3.7 (commencing with Section 12130) of Part 2 of Division 2 of, the Public Contract Code, relating to public contracts.

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

AUTHOR'S AMENDMENTS

Committee on Appropriations

June 21, 1995

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

Senate Bill No. 289

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

PRINGLE, Chairman

SENATE BILL NO. 289—An act to amend Sections 25200.2 and 25250.1 of the Health and Safety Code, relating to hazardous waste.

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

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 485

With the recommendation: Do pass.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 83
Senate Bill No. 208
Senate Bill No. 232

With the recommendation: Do pass.

PRINGLE, Chairman

Above bills ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 248
Senate Bill No. 391
Senate Bill No. 664
Senate Bill No. 665
Senate Bill No. 904

With the recommendation: Do pass.

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

PRINGLE, Chairman

Above bills ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1248

With the recommendation: Do pass.

RICHTER, Chairman

Above bill ordered to second reading.

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 651
Senate Bill No. 1319

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

RICHTER, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: June 20, 1995

The Committee on Health reports:

Senate Bill No. 486

With the recommendation: Do pass.

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.

ALLEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 20, 1995

The Committee on Health reports:

Senate Bill No. 705

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.

ALLEN, Chairwoman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 19, 1995

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

Senate Bill No. 1158

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

McDONALD, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1083

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.

PRINGLE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 11

With the recommendation: Be adopted.

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

PRINGLE, Chairman

Above resolution ordered to Consent Calendar.

Committee on Revenue and Taxation

Date of Hearing: June 19, 1995

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

Senate Bill No. 53

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

McDONALD, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: June 20, 1995

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

Senate Bill No. 172

With the recommendation: Do pass.

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.

CORTESE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 20, 1995

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

Senate Bill No. 458
Senate Bill No. 572

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

CORTESE, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 20, 1995

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

Senate Bill No. 893

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

CORTESE, Chairman

Above bill re-referred to the Committee on Transportation.

Date of Hearing: June 20, 1995

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

Senate Bill No. 1258

With the recommendation: Do pass.

CORTESE, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 69

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary with recommendation: To Consent Calendar.

HAUSER, Chairman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 660

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources with recommendation: To Consent Calendar.

HAUSER, Chairman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 304

With the recommendation: Do pass.

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.

HAUSER, Chairman

Above bill ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 310

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

HAUSER, Chairman

Above bill ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1257

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

HAUSER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1109

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

HAUSER, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Insurance

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 191
Senate Bill No. 915

With the recommendation: Do pass.

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

KNOWLES, Chairman

Above bills ordered to second reading.

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 376
Senate Bill No. 672

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

KNOWLES, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 996

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

KNOWLES, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 145

With the recommendation: Do pass.

KNOWLES, Chairman

Above bill ordered to second reading.

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. 1055 and **982**, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 705—An act to amend Section 4497.34 of the Penal Code, relating to juvenile facilities, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 365—An act to amend Section 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 917—An act to add Section 15399.70 to the Government Code, and to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

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

Senate Bills Nos. 128 and **820**, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 814—An act to amend Section 1094.6 of the Code of Civil Procedure and to add Section 53069.4 to the Government Code, relating to administrative citations.

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

SENATE BILL NO. 629—An act relating to schools.

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

SENATE BILL NO. 205—An act to add Section 13274 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. 436—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1171—An act to amend Section 25503.22 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1196—An act to amend Sections 19535 and 19605.7 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 896—An act to amend Section 66909.5 of the Government Code, relating to the California Tahoe Conservancy.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 810—An act to amend Sections 6027.5, 6029, and 13149 of the Food and Agricultural Code, relating to pest control, and making an appropriation therefor.

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

SENATE BILL NO. 105—An act to repeal and add Section 62708.5 of the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 688—An act to amend Sections 26569.22 and 26569.30 of the Health and Safety Code, relating to agricultural commodities, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 923—An act to amend Section 5108 of the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 1153—An act to add and repeal Article 7.5 (commencing with Section 18781) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 1263—An act to amend Section 11205 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 869—An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, and to amend Sections 98100, 98101, and 98103 of the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1057—An act to amend Sections 93104 and 93108 of the Government Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

BILLS RETURNED TO THIRD READING FILE

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

Assembly Bill No. 694, on request of Assembly Member Bustamante.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1131

With the recommendation: Do pass.

PRINGLE, Chairman

Above bill ordered to second reading.

SENATE BILL NO. 1131 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

By unanimous consent, the following bill was taken up, without reference to file, for purpose of second reading, and the bill ordered to the third reading file for the next legislative day.

SENATE BILL NO. 1131—An act to amend Sections 60008, 60100, 60101, 60181, 60360, 60501, 60521, 60604, and 60606 of, to add Sections 60043, 60044, 60108, 60205.5, 60508.3, and 60512 to, to add Article 2.5 (commencing with Section 60146) to Chapter 5 of Part 31 of Division 2 of, and to add and repeal Sections 60201.2 and 60201.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Labor and Employment, on July 5, 1995.

COMMUNICATIONS

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

June 21, 1995

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

Dear Dotson: Please be advised that I have made the following actions relative to organizing the House:

Assemblymember Brian Setencich has been appointed Speaker Pro Tempore for the 1995–96 Legislative Session.

Assemblymember Jan Goldsmith has been appointed Majority Floor Leader.

Assemblymember Curt Pringle will no longer serve on the Assembly Appropriations Committee. Assemblymember Charles Poochigian will serve as Chairman of this committee.

Assemblymember Brett Granlund will no longer serve on the Assembly Human Services Committee. Assemblymember Marilyn Brewer has been appointed Chairwoman of the Assembly Human Services Committee.

Assemblymember Howard Kaloogian will no longer serve on the Assembly Public Employees, Retirement and Social Security Committee. Assemblymember Nao Takasugi has been appointed to this committee as Chairman.

Assemblymember Paula Boland will no longer serve on the Assembly Public Safety Committee.

Assemblymember Barbara Alby will no longer serve on the Assembly Rules Committee. Assemblymember Fred Aguiar is appointed to the Assembly Rules Committee and will serve as my alternate Chairman.

Assemblymember Tom Woods will no longer serve on the Assembly Televising and Information Technology Committee.

Assemblymember Mickey Conroy will no longer serve as Chairman of the Assembly Utilities and Commerce Committee.

I hereby affirm the following existing Chairmanships:

Assemblymember Trice Harvey as Chairman of the Assembly Agriculture Committee.

Assemblymember Ted Weggeland as Chairman of the Assembly Banking and Finance Committee.

Assemblymember Bruce McPherson as Chairman of the Assembly Elections, Reapportionment and Constitutional Amendments Committee.

Assemblymember Bernie Richter as Chairman of the Assembly Environmental Safety and Toxic Materials Committee.

Please be advised that I will continue to serve as Chairwoman of the Assembly Health Committee for the 1995–96 Legislative Session until a replacement can be found.

Assemblymember David Knowles as Chairman of the Assembly Insurance Committee.

Assemblymember Richard Rainey as Chairman of the Assembly Local Government Committee.

Assemblymember Brett Granlund as an appointment to the Assembly Rules Committee.

Pursuant to Rule 30, the Caucuses of this House may organize and select their Leaders. The Assembly Rules Committee is the appropriate entity to address resources.

I am proposing to change the Rules to reflect proportional representation on all committees except the Assembly Rules Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ADJOURNMENT

At 8:10 p.m., the Assembly adjourned until 8:30 a.m., Thursday, June 22, 1995.

BRIAN SETENCICH, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 21, 1995

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

Assembly Bills

365
705
917
1123
1694
1758
1943

Assembly Constitutional Amendment

12

Senate Bills

2
137
186
205
286
289
422
575
618
629
648
688
808
810
814
857
923
1028
1043
1054
1151
1153
1180
1233
1262
1263
1265

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 22, 1995

NINETY-SIXTH SESSION DAY

TWO HUNDREDTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 22, 1995

The Assembly met at 8:42 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Minority Speaker pro Tempore Baca moved a quorum call of the Assembly.

Motion carried. Time, 8:43 a.m.

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

PRAYER

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

Holy Lord, You dwell on high but watch over things below; with Your all-encompassing gaze You oversee all creation. To You we bow both in spirit and in body, and to You we pray: Extend Your unseen hand from Your holy dwelling place, and bless us all. And as a good and loving God forgive our shortcomings, granting us both Your earthly and heavenly gifts.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Frusetta then led the Assembly in the pledge of allegiance to the Flag.

RECESS

By unanimous consent, at 8:45 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 9:15 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

QUORUM PRESENT

At 9:15 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

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 Hawkins, seconded by Assembly Member Cannella.

LEAVES OF ABSENCE FOR THE DAY

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

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

To attend a funeral: Assembly Member Speier.

COMMUNICATIONS

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

June 22, 1995

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

RE: Governor's Reorganization Plan #2—Energy Programs

Dear Mr. Wilson: Government Code Section 12080.2 requires the Speaker of the Assembly to refer an executive reorganization plan to a standing committee of the Assembly for study and report. The law further requires that the committee shall issue a report, which may include a recommendation for a resolution in support or opposition to a plan, at least 10 days prior to the date on which a reorganization plan would otherwise take effect.

The Governor has submitted the Governor's Reorganization Plan (GRP) #2, which abolishes the California Energy Commission, transfers its function to the Department of Conservation, and makes other changes to energy law and programs.

Since, under the Rules Committee's jurisdictional guidelines, matters affecting the Energy Commission fall within the jurisdiction of the Natural Resources Committee, I respectfully request that you refer GRP 2 to that committee for review and study.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 22, 1995

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

Assembly Bill No. 365
Assembly Bill No. 917

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 22, 1995

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

Assembly Bill No. 705
Assembly Bill No. 1123
Assembly Bill No. 1694
Assembly Bill No. 1758
Assembly Bill No. 1943

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 22, 1995

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

Assembly Constitutional Amendment No. 12

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Human Services

June 22, 1995

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

Assembly Bill No. 1976

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

TOM BATES, Vice Chair

ASSEMBLY BILL NO. 1976—An act to amend Section 1568.03 of the Health and Safety Code, relating to residential care facilities, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

June 22, 1995

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

Senate Bill No. 965
Senate Bill No. 973

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

TOM BATES, Vice Chair

SENATE BILL NO. 965—An act to add Sections 8183, 8184, 8185, 8186, and 8187 to the Education Code, and to add Section 11317 to, and to add and repeal Section 11254 of, the Welfare and Institutions Code, relating to public social services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 973—An act to amend Sections 11004 and 11155.2 of, to add Section 11155.3 to, and to add and repeal Section 11155.4 of, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 22, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 28
Senate Bill No. 39
Senate Bill No. 1280
Senate Bill No. 746

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 28—An act to amend Sections 2786, 2787, 4800, and 4801 of the Fish and Game Code, and to amend Section 8 of the California Wildlife Protection Act of 1990, relating to wildlife.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1280—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 39—An act to amend and renumber Section 9025 of, to add Sections 9025 and 9025.2 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 746—An act to add Sections 7720 and 7721 to, and to add Article 7 (commencing with Section 7390) to Chapter 2 of Part 1 of Division 6 of, the Fish and Game Code, relating to commercial fishing.

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

June 22, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 190
Senate Bill No. 1011
Senate Bill No. 1176

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 190—An act to amend Section 32504 of, and to add Sections 32537 and 32538 to, the Public Resources Code, relating to the San Joaquin River Conservancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1011—An act to amend Sections 10610.2, 10610.4, 10611.5, 10615, 10620, 10621, 10631, 10632, 10633, 10641, 10642, 10644, 10650, 10652, 10653, and 10656 of, and to add Section 10616.5 to, the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1176—An act to add Section 9025.2 to, and to add and repeal Section 9027 of, the Fish and Game Code, relating to fish.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 22, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 513
Senate Bill No. 963

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 513—An act to amend Section 17900 of the Business and Professions Code, to amend Sections 15002, 15006, 15015, 15018, 15034, 15036, and 15040 of, and to add Article 8 (commencing with Section 15047) to Chapter 1 of Title 2 of, the Corporations Code, and to add Chapter 1.7 (commencing with Section 23097) to Part 11 of Division 2 of the Revenue and Taxation Code, relating to limited liability partnerships, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 963—An act to amend Sections 8206, 27297.6, and 27387.1 of, and to repeal Section 8206 of, the Government Code, relating to records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

June 22, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 581

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 581—An act to amend Section 2150 of, and to add Sections 2168 and 14311 to, the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

June 22, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 335

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HAUSER, Chairman

SENATE BILL NO. 335—An act to add Section 1941.3 to the Civil Code, relating to tenantable dwellings.

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 Education

June 22, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 125
Senate Bill No. 152
Senate Bill No. 277

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 125—An act to amend Sections 14503, 14504, 14504.2, and 14505 of the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 152—An act to amend Sections 60000, 60001, 60061, 60200, 60240, 60242, 60245, 60312, 60313, 60510, 60520, 60521, and 62000.4 of, to amend and renumber the heading of Article 8 (commencing with Section 60110) of, and Article 9 (commencing with Section 60117) of, Chapter 1 of Part 33 of, to repeal Sections 60003, 60063, 60224, 60225, 60241, 60242.1, 60243, 60311, 60316, 60401, 60402, 60404, 60412, 60413, 60414, 60512, and 60513 of, to repeal Article 7 (commencing with Section 60100) of Chapter 1 of, Article 4 (commencing with Section 60260) of, and Article 5 (commencing with Section 60280) of, Chapter 2 of, and Article 3 (commencing with Section 60420) of Chapter 3 of, Part 33 of, to repeal and add Section 60002 of, and to repeal and add Article 2 (commencing with Section 60010) of Chapter 1 of Part 33 of, the Education Code, relating to instructional materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 277—An act to add Article 4.5 (commencing with Section 52560) to Chapter 10 of Part 28 of the Education Code, relating to postsecondary education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 22, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1324

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 1324—An act to add Section 10113.6 to the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 22, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1302

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 1302—An act to add Part 10.8 (commencing with Section 17920) to Division 1 of Title 1 of the Education Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 22, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 414

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 414—An act to add Section 97 to the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 22, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 833
Senate Bill No. 877

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 833—An act to amend Sections 14602.6 and 40000.11 of, to amend, repeal, and add Sections 210, 22451, and 40518 of, and to add and repeal Section 21455.5 of, the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 877—An act to add Chapter 4 (commencing with Section 7289) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to transportation.

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

June 22, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1098
Senate Bill No. 163

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 1098—An act to amend Section 39616 of, and to add Section 40714.5 to, the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 163—An act to add and repeal Chapter 1.5 (commencing with Section 43025) of Part 5 of Division 26 of, and to repeal and add Section 43021 of, the Health and Safety Code, relating to air pollution.

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 Elections, Reapportionment and Constitutional Amendments

June 22, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 61

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 61—An act to amend Section 9255 of the Elections Code, relating to elections.

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 Public Safety

Date of Hearing: June 13, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 221

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 37

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 282
Senate Bill No. 840

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 950

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 20, 1995

The Committee on Health reports:

Senate Bill No. 469
Senate Bill No. 493

With amendments with the recommendation: Amend, and do pass, as amended.

ALLEN, Chairwoman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: June 14, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 634

With amendments with the recommendation: Amend, and do pass, as amended.

PRINGLE, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 526
Senate Bill No. 961
Senate Bill No. 984

With the recommendation: Do pass.

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1219

With the recommendation: Do pass.

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.

ISENBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1121

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: June 20, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1264

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

CORTESE, Chairman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 283

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

HARVEY, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 124
Senate Bill No. 203
Senate Bill No. 750

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 386
Senate Bill No. 1082

With the recommendation: Do pass.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 474
Senate Bill No. 725

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 716

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Revenue and Taxation with the recommendation: To Consent Calendar.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1105

With the recommendation: Do pass, and be re-referred to the Committee on Revenue and Taxation.

RAINEY, Chairman

Above bill re-referred to the Committee on Revenue and Taxation.

Committee on Utilities and Commerce

Date of Hearing: May 15, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1683

With amendments with the recommendation: Amend, and re-refer to the Committee on Utilities and Commerce.

CONROY, Chairman

Above bill ordered to second reading.

Committee on Rules

June 22, 1995

The Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Assembly Bill No. 341

ALLEN, Chairwoman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Senate Bill No.	*Committee*
764	Ed.
1235	Ed.

Senate Concurrent Resolution No.	*Committee*
27	Hum. S.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eugenia Fortino Flores, of Hollister.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sophia Espinoza and Robert Kaai, of Montebello, the grandmother and brother-in-law of Glendale Mayor Rick Reyes.

Assembly Member Cortese was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gus Calvelli, of San Jose.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mildred Jackson Lucas, of Palos Verdes Estates.

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 Diane Manahan, a constituent of the 45th Assembly District.

Assembly Member Vasconcellos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lydia Dillard, retired gubernatorial and legislative employee, from Sacramento.

Assembly Member Morrissey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of E. Bernadine Rowley, mother of Garden Grove Mayor, Bruce Broadwater.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourn on this day it do so in honor of the birth of his nephew Mason Rogan, born on June 18, 1995 to John and Jill Rogan, of Discovery Bay.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Setencich was granted unanimous consent that the Northern California News Satellite be permitted on the Floor of the Assembly.

COMMUNICATIONS

The Clerk was directed to read the following communication from the Speaker in entirety:

June 21, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have made the following actions relative to organizing the House:

Assemblymember Brian Setencich has been appointed Speaker pro Tempore for the 1995–96 Legislative Session.

Assemblymember Jan Goldsmith has been appointed Majority Floor Leader.

Assemblymember Curt Pringle will no longer serve on the Assembly Appropriations Committee. Assemblymember Charles Poochigian will serve as Chairman of this committee.

Assemblymember Brett Granlund will no longer serve on the Assembly Human Services Committee. Assemblymember Marilyn Brewer has been appointed Chairwoman of the Assembly Human Services Committee.

Assemblymember Howard Kaloogian will no longer serve on the Assembly Public Employees, Retirement and Social Security Committee. Assemblymember Nao Takasugi has been appointed to this committee as Chairman.

Assemblymember Paula Boland will no longer serve on the Assembly Public Safety Committee.

Assemblymember Barbara Alby will no longer serve on the Assembly Rules Committee. Assemblymember Fred Aguiar is appointed to the Assembly Rules Committee and will serve as my alternate Chairman.

Assemblymember Tom Woods will no longer serve on the Televising the Assembly and Information Technology Committee.

Assembly Member Mickey Conroy will no longer serve as Chairman of the Assembly Utilities and Commerce Committee.

I hereby affirm the following existing Chairmanships:

Assemblymember Trice Harvey as Chairman of the Assembly Agriculture Committee.

Assemblymember Ted Weggeland as Chairman of the Assembly Banking and Finance Committee.

Assemblymember Bruce McPherson as Chairman of the Assembly Elections, Reapportionment and Constitutional Amendments Committee.

Assemblymember Bernie Richter as Chairman of the Assembly Environmental Safety and Toxic Materials Committee.

Please be advised that I will continue to serve as Chairwoman of the Assembly Health Committee for the 1995–96 Legislative Session until a replacement can be found.

Assemblymember David Knowles as Chairman of the Assembly Insurance Committee.

Assemblymember Richard Rainey as Chairman of the Assembly Local Government Committee.

Assemblymember Brett Granlund as an appointment to the Assembly Rules Committee.

Pursuant to Rule 30, the Caucuses of this House may organize and select their Leaders. The Assembly Rules Committee is the appropriate entity to address resources.

I am proposing to change the Rules to reflect proportional representation on all committees except the Assembly Rules Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

MOTION BY SPEAKER ALLEN

Speaker Allen moved that the following rule be substituted for the rule adopted by motion on June 5, 1995:

Membership of Standing Committees

9. The Committee on Rules shall have an even number of Members, divided equally between Members of the Democratic and Republican Parties.

The Members of all other committees shall have an odd number of Members, divided proportionately between the two parties in relation to the political composition of the Assembly.

No Member may serve on more than four standing committees.

The membership of the standing committees from the party of the Speaker shall be appointed by the Speaker. The membership of the standing committees from the other party shall be appointed by the Floor Leader of that party.

Assembly Member Frusetta seconded the motion.

Point of Order

Assembly Member Bowen arose to the following point of order:

That Assembly Member Olberg limit debate to the propriety of the motion before the Body.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Request by Assembly Member Pringle

Assembly Member Pringle requested that the record reflect that he had remaining time for debate prior to being instructed by the Chair to conclude his remarks.

Reply by Majority Speaker pro Tempore Setencich

Majority Speaker pro Tempore Setencich replied that all time for debate had expired.

Point of Order

Assembly Member Bowen arose to the following point of order:

That Assembly Member Kaloogian limit debate to the propriety of the motion before the Body.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied by requesting that Assembly Member Kaloogian proceed with debate, limited to the motion before the Body.

REQUEST FOR REPUBLICAN CAUCUS

At 9:45 a.m., Assembly Member Brulte requested unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

Speaker Allen withheld unanimous consent.

CAUCUS ANNOUNCEMENTS

At 9:50 a.m., at the request of Speaker Allen the Republican Caucus met in the Assembly Lounge.

RECESS

By unanimous consent, at 9:51 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 22, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 112

And reports the same correctly enrolled, and presented to the Governor at 10 a.m., June 22, 1995.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, June 22, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 77

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 22, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 141
Assembly Bill No. 219
Assembly Bill No. 232
Assembly Bill No. 355
Assembly Bill No. 620
Assembly Bill No. 790

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 22, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 130
Assembly Bill No. 173
Assembly Bill No. 513
Assembly Bill No. 1296
Assembly Bill No. 1414

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 22, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 28

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 22, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 296
Senate Bill No. 903
Senate Bill No. 1066

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 296—An act to amend Section 1607 of the Health and Safety Code, relating to human blood.

SENATE BILL NO. 903—An act to amend Section 65850 of the Government Code, relating to adult entertainment.

SENATE BILL NO. 1066—An act to amend Sections 66000, 66001, and 66006 of, and to add Sections 65995.3 and 66008 to, the Government Code, and to repeal Section 9 of Chapter 1354 of the Statutes of 1992, relating to development.

REASSEMBLED

At 10:48 a.m., the Assembly reconvened.

Hon. Joe Baca, Minority Speaker pro Tempore of the Assembly, presiding.

At 10:55 a.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

FURTHER CONSIDERATION OF MOTION BY SPEAKER ALLEN

Demand for Previous Question

Assembly Members Isenberg, Hannigan, Friedman, Kevin Murray, and Sher demanded the previous question. Demand sustained.

The question being on the motion by Speaker Allen.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuykendall moved a call of the Assembly.

Motion carried. Time, 10:57 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Parliamentary Inquiry

Assembly Member Tucker arose to the following parliamentary inquiry:

Is it appropriate under the Rules that a Member move a Call of the Assembly if that Member abstained when the roll was opened?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that it is permissible under the Rules that a Member move a Call of the Assembly whether or not a vote was cast when the roll was opened.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY SPEAKER ALLEN

At 11 a.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion by Speaker Allen carried by the following vote:

AYES—69

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Knox	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Weggeland
Brown, Willie	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—4

Burton	Kuehl	Vasconcellos	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on the motion by Speaker Allen: Assembly Member Vasconcellos, from "Aye" to "No".

MOTION TO ADJOURN

At 11:02 a.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Assembly Member Knox seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Vasconcellos, Richter, Rogan, and Willie Brown arose to speak on the condition of the file.

MOTION WITHDRAWN

With the consent of the second to his motion, Assembly Member Hannigan withdrew his motion to adjourn.

REQUEST TO TAKE UP SENATE BILL NO. 1131 BY UNANIMOUS CONSENT

Assembly Member Hauser requested unanimous consent to take up Senate Bill No. 1131, out of order, for purpose of consideration at this time.

Unanimous consent was withheld.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of firefighters Michael Ray Smith, pilot, Capt. Gary Lyle Cockrell, pilot, and Lisa Lynn Netsch, co-pilot, from his District.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is it not consistent with the rules that Members submit names to the Desk of those persons whose memory they wish the Assembly to adjourn in?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that with unanimous consent, it has been the established practice to submit names to the Desk.

Motion to Temporarily Suspend the Rules

Assembly Member Burton moved that the Rules be temporarily suspended for the purpose of dispensing with further business under Motions and Resolutions and proceeding to the Special Order of Business.

Assembly Member Caldera seconded the motion.

Rules temporarily suspended by the following vote:

AYES—47

Alpert	Cortese	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Kaloogian	Murray, Willard
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knox	Rainey
Bowen	Figueroa	Kuehl	Richter
Brown, Valerie	Friedman	Kuykendall	Setencich
Brown, Willie	Gallegos	Lee	Sher
Burton	Goldsmith	Machado	Sweeney
Bustamante	Granlund	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Harvey	McDonald	Mme. Speaker
Cannella	Hauser	McPherson	

NOES—22

Alby	Brulte	Knight	Poochigian
Baldwin	Conroy	Knowles	Takasugi
Boland	Firestone	Margett	Thompson
Bordonaro	Frusetta	Miller	Tucker
Bowler	Hawkins	Morrissey	
Brewer	Hoge	Olberg	

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Speaker Emeritus Brown was granted unanimous consent that debate on proposed amendments to Assembly Bill No. 111 be limited to two proponents and two opponents.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 111

The hour having arrived, Assembly Bill No. 111 was taken up.

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Ducheny—Set 6

Assembly Member Ducheny moved the adoption of amendments.

Amendments read.

Firestone Motion to Offer Substitute Motion

Assembly Member Firestone moved to offer a substitute motion to amend the amendments offered by Assembly Member Ducheny—Set 6.

Point of Order

Assembly Member Burton arose to the following point of order:

That it is not appropriate under the rules that a Member debate the question before the Body and then make a motion.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken and further requested that a motion to offer a substitute motion be submitted to the Desk in writing.

Knowles Motion to Offer Substitute Motion

Assembly Member Knowles moved to offer a substitute motion to amend the Ducheny amendments—Set 6.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Has the substitute motion offered by Assembly Member Knowles been submitted to the Desk in writing?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the negative and requested that Assembly Member Knowles submit the motion to the Desk in writing.

Demand for Previous Question

Assembly Members Tucker, Hauser, Gallegos, Sweeney, and Mazzoni demanded the previous question.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

What question is before the Body?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that five Members having demanded the previous question, the Ducheny motion to amend Assembly Bill No. 111—Set 6 is before the Body.

Parliamentary Inquiry

Assembly Member Brulte arose to the following parliamentary inquiry:

Is it not in order to vote on the demand for the previous question prior to voting on the Ducheny motion to amend Assembly Bill No. 111?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that pursuant to the rules a roll call vote on any question may be demanded by three Members.

Roll Call Demanded

Assembly Members Olberg, Miller, and Knight, demanded a roll call.

The roll was called, and the demand for the previous question lost by the following vote:

AYES—38

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

NOES—39

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mme. Speaker
Conroy	Kaloogian	Poochigian	

Parliamentary Inquiry

Assembly Member Tucker arose to the following parliamentary inquiry:

Has the substitute motion by Assembly Member Knowles been submitted in writing to the Desk?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the motion had been submitted to the Desk in writing.

Motion Withdrawn

Assembly Member Knowles withdrew his motion to offer a substitute motion to amend the amendments—Set 6 offered by Assembly Member Ducheny to Assembly Bill No. 111.

Amendments Withdrawn

Without objection Assembly Member Ducheny withdrew amendments to Assembly Bill No. 111—Set 6.

Motion to Amend by Assembly Member Ducheny—Set 7

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—52

Alpert	Ducheny	Knox	Napolitano
Archie-Hudson	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Richter
Bowen	Friedman	Lee	Setencich
Brown, Valerie	Frusetta	Machado	Sher
Burton	Gallegos	Margett	Sweeney
Bustamante	Goldsmith	Martinez	Takasugi
Caldera	Granlund	Mazzoni	Tucker
Campbell	Hannigan	McDonald	Vasconcellos
Cannella	Harvey	McPherson	Villaraigosa
Cortese	Hauser	Miller	Weggeland
Cunneen	Hawkins	Murray, Kevin	Woods
Davis	Katz	Murray, Willard	Mme. Speaker

NOES—13

Baldwin	Conroy	Morrissey	Thompson
Boland	Hoge	Olberg	
Bowler	Kaloogian	Poochigian	
Brulte	Knowles	Pringle	

Vote Changes

By unanimous consent, the following vote changes were permitted on the amendments offered by Assembly Member Ducheny—Set 7 to Assembly Bill No. 111: Assembly Members Frusetta, Hawkins, Margett, and Takasugi, from "No" to "Aye".

Motion to Amend by Assembly Member Ducheny—Set 8

Assembly Member Ducheny moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 11:54 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Amendments Withdrawn

Without objection Assembly Member Napolitano withdrew amendments to Assembly Bill No. 111—Sets 9, 10, and 11.

Motion to Amend by Assembly Member Napolitano—Set 12

Assembly Member Napolitano moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Napolitano moved a call of the Assembly.

Motion carried. Time, 12:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Amendments Withdrawn

Without objection Assembly Member Napolitano withdrew amendments to Assembly Bill No. 111—Sets 13 and 14.

Motion to Amend by Assembly Member Alby—Set 15

Assembly Member Alby moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 12:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Amendments Withdrawn

Without objection Assembly Member Vasconcellos withdrew amendments to Assembly Bill No. 111—Set 16.

Set 17 Amendments Passed Temporarily

Without objection consideration of Bowler amendments—Set 17 were passed temporarily on file.

Motion to Amend by Assembly Member Miller—Set 18

Assembly Member Brulte moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 12:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Bowler—Set 17

Assembly Member Bowler moved the adoption of amendments.

Amendments read.

Motion to Offer Substitute Motion

Assembly Member Kuehl moved to offer a substitute motion to amend the amendments offered by Assembly Member Bowler—Set 17.

Assembly Member Ducheny seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McDonald moved a call of the Assembly.

Motion carried. Time, 12:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 19

Assembly Member Kaloogian moved the adoption of amendments. Amendments read and refused adoption by the following vote:

AYES—26

Alby	Conroy	Kaloogian	Morrow
Baldwin	Goldsmith	Knight	Olberg
Boland	Granlund	Knowles	Pringle
Bordonaro	Harvey	Kuykendall	Thompson
Bowler	Hawkins	Margett	Woods
Brewer	Hoge	Miller	
Brulte	House	Morrissey	

NOES—43

Aguiar	Caldera	Hannigan	Murray, Kevin
Alpert	Campbell	Hauser	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Rainey
Bates	Cunneen	Kuehl	Sher
Battin	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Firestone	Mazzoni	Villaraigosa
Burton	Friedman	McDonald	Weggeland
Bustamante	Gallegos	McPherson	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 19 to Assembly Bill No. 111: Assembly Member Rogan, from "Aye" to "Not Voting".

Motion to Amend by Assembly Member Kaloogian—Set 20

Assembly Member Kaloogian moved the adoption of amendments. Amendments read and refused adoption by the following vote:

AYES—36

Aguiar	Firestone	Knight	Poochigian
Alby	Frusetta	Knowles	Pringle
Baldwin	Goldsmith	Kuykendall	Rainey
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	McPherson	Setencich
Bowler	Hawkins	Miller	Thompson
Brulte	Hoge	Morrissey	Weggeland
Conroy	House	Morrow	Woods
Cunneen	Kaloogian	Olberg	Mme. Speaker

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Sweeney
Bates	Davis	Lee	Takasugi
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

Motion to Amend by Assembly Member Kaloogian—Set 21

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 1:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 22

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Willard Murray moved a call of the Assembly.

Motion carried. Time, 1:14 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 23

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Aguiar arose to the following point of order:

That Assembly Member Villaraigosa limit debate to the question before the Body.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mazzoni moved a call of the Assembly.

Motion carried. Time, 1:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 24

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 1:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 25

Assembly Member Kaloogian moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—40

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baca	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Machado	Rogan
Boland	Granlund	Margett	Setencich
Bordonaro	Hannigan	McPherson	Takasugi
Bowler	Harvey	Miller	Weggeland
Brewer	Hauser	Morrissey	Woods
Brulte	House	Morrow	Mme. Speaker

NOES—32

Alpert	Caldera	Gallegos	McDonald
Archie-Hudson	Campbell	Hawkins	Murray, Kevin
Bates	Cannella	Katz	Murray, Willard
Bowen	Cortese	Knox	Napolitano
Brown, Valerie	Davis	Kuehl	Sher
Brown, Willie	Ducheny	Lee	Sweeney
Burton	Figueroa	Martinez	Vasconcellos
Bustamante	Friedman	Mazzoni	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 25 to Assembly Bill No. 111: Assembly Member Hawkins, from "Aye" to "No".

Motion to Amend by Assembly Member Kaloogian—Set 26

Assembly Member Kaloogian moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—66

Aguiar	Conroy	Kaloogian	Murray, Willard
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Villaraigosa
Brown, Valerie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Cannella	House	Murray, Kevin	

NOES—6

Bates	Caldera	Lee
Brown, Willie	Campbell	Takasugi

Motion to Amend by Assembly Member Kaloogian—Set 27

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—50

Alby	Brulte	House	Morrissey
Alpert	Cannella	Kaloogian	Morrow
Archie-Hudson	Conroy	Katz	Murray, Kevin
Baca	Cortese	Knight	Murray, Willard
Baldwin	Cunneen	Knowles	Olberg
Bates	Davis	Knox	Richter
Battin	Friedman	Kuykendall	Rogan
Boland	Frusetta	Machado	Thompson
Bordonaro	Gallegos	Margett	Tucker
Bowen	Goldsmith	Martinez	Villaraigosa
Bowler	Granlund	McDonald	Weggeland
Brewer	Harvey	McPherson	
Brown, Willie	Hawkins	Miller	

NOES—20

Aguiar	Campbell	Hauser	Setencich
Brown, Valerie	Ducheny	Kuehl	Sher
Burton	Figueroa	Lee	Sweeney
Bustamante	Firestone	Napolitano	Takasugi
Caldera	Hannigan	Rainey	Mme. Speaker

Vote Changes

By unanimous consent, the following vote changes were permitted on the amendments offered by Assembly Member Kaloogian—Set 27 to Assembly Bill No. 111: Assembly Members Aguiar, Ducheny, and Rainey, from "Aye" to "No".

(NOTE: Later this day a motion to reconsider the vote whereby Kaloogian amendments—Set 27 were adopted was offered by Assembly Member Brulte.)

Communications

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote

June 22, 1995

E. Dotson Wilson
Chief Clerk
California Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: On Thursday, June 22, 1995, I inadvertently placed an aye vote to Amendment Set #27 to the budget. While I announced my vote change to a no vote following session, I neglected to provide signature verification.

It was my intention to vote no on budget Amendments Set #27.

Thank you for your attention to this matter.

Sincerely,

MARGUERITE ARCHIE-HUDSON, Assembly Member
Forty-eighth District

Amendments Withdrawn

Without objection Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 28.

Motion to Amend by Assembly Member Kaloogian—Set 29

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Amendments Withdrawn

At the request of Assembly Member Sher, and without objection, Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 29, and indicated his support for proposed amendments by Assembly Member Sher—Set 29.1.

Motion to Amend by Assembly Member Sher—Set 29.1

Assembly Member Sher moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—76

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Motion to Amend by Assembly Member Kaloogian—Set 30

Assembly Member Kaloogian moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—64

Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Firestone	Kuykendall	Richter
Battin	Frusetta	Machado	Rogan
Boland	Gallegos	Margett	Setencich
Bordonaro	Goldsmith	Martinez	Sher
Bowen	Hannigan	Mazzoni	Sweeney
Bowler	Harvey	McDonald	Thompson
Brewer	Hauser	McPherson	Tucker
Brown, Valerie	Hawkins	Miller	Vasconcellos
Brown, Willie	Hoge	Morrissey	Villaraigosa
Burton	House	Morrow	Weggeland
Bustamante	Kaloogian	Murray, Kevin	Woods
Cannella	Katz	Murray, Willard	Mme. Speaker

NOES—5

Aguiar	Caldera	Takasugi
Brulte	Granlund	

Vote Changes

By unanimous consent, the following vote changes were permitted on the amendments offered by Assembly Member Kaloogian—Set 30 to Assembly Bill No. 111: Assembly Members Aguiar and Granlund, from "Aye" to "No".

Motion to Amend by Assembly Member Kaloogian—Set 31

Assembly Member Kaloogian moved the adoption of amendments. Amendments read and refused adoption by the following vote:

AYES—12

Battin	Kaloogian	Miller	Richter
Goldsmith	Knight	Morrow	Thompson
Hannigan	Knowles	Pringle	Woods

NOES—52

Aguiar	Brulte	Harvey	Murray, Kevin
Alby	Burton	Hauser	Murray, Willard
Alpert	Caldera	Katz	Napolitano
Archie-Hudson	Campbell	Knox	Rainey
Baca	Cannella	Kuehl	Setencich
Baldwin	Conroy	Kuykendall	Sher
Bates	Cortese	Lee	Sweeney
Boland	Cunneen	Machado	Takasugi
Bordonaro	Ducheny	Martinez	Tucker
Bowen	Firestone	Mazzoni	Vasconcellos
Bowler	Frusetta	McDonald	Villaraigosa
Brown, Valerie	Gallegos	McPherson	Weggeland
Brown, Willie	Granlund	Morrissey	Mme. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 31 to Assembly Bill No. 111: Assembly Member Rogan, from "Aye" to "Not Voting".

REQUEST TO EXPUNGE RECORD AND RESCIND ACTION ASSEMBLY BILL NO. 111—SET 27 AMENDMENTS

Assembly Member Brulte requested unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 111 amendments by Assembly Member Kaloogian—Set 27.

Unanimous consent was withheld.

Motion to Reconsider Kaloogian Amendments—Set 27 to Assembly Bill No. 111 on Next Legislative Day

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby Kaloogian amendments—Set 27 were adopted.

Assembly Bill No. 111—Set 27 amendments ordered to the unfinished business file.

CONSIDERATION OF CONSENT CALENDAR

Speaker pro Tempore Setencich announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY JOINT RESOLUTION NO. 24 (Cannella)—Relative to cultural antiquities.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1668 (Takasugi)—An act to amend Sections 506 and 5151 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1855 (Sher)—An act to amend Section 39616 of, and to add Section 42300.3 to, the Health and Safety Code, relating to air pollution.

Assembly Bill No. 1855 Passed and Retained

By unanimous consent Assembly Bill No. 1855 was passed on file, to retain its place on file.

ASSEMBLY JOINT RESOLUTION NO. 33 (Richter)—Relative to renaming Fredonyer Mountain and Fredonyer Pass.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 30 (Cortese)—Relative to the San Francisco Bay/Sacramento-San Joaquin Delta Estuary.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

HOUSE RESOLUTION NO. 20 (Kuykendall)—Relative to the Alameda Corridor project.

Resolution read, and adopted.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE CONCURRENT RESOLUTION NO. 3 (Petris)—Relative to the Oakland Museum of California.

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 BILL NO. 491 (Solis)—An act to amend Section 11056 of the Health and Safety Code, relating to controlled substances.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1092 (Marks)—An act to amend Section 827 of the Welfare and Institutions Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1214 (Hughes)—An act to amend Section 633.1 of the Penal Code, relating to airport law enforcement officers.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 222 (Beverly)—An act to amend Sections 16003, 16012, 16040, 16200, and 16401 of, to add Article 2.5 (commencing with Section 16045) to Chapter 1 of Part 4 of Division 9 of, and to repeal Sections 16008, 16042, and 16223 of, the Probate Code, relating to trusts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 975 (Committee on Judiciary)—An act to amend Sections 35, 2902, 3518, 7159, 17511.12, 17539.5, 19601, 19602, 21672, 23958.4, 24200, 25503.15, and 25600 of, and to amend and renumber Sections 17440.34 and 17540.59 of, the Business and Professions Code, to amend Sections 714, 1803.2, 2955, and 3427.2 of the Civil Code, to amend Sections 2607 and 2714 of the Commercial Code, to amend Sections 8092, 10553, 14004.5, 14505, 22218.5, 41401, 41601, 41841.6, 44253.10, 49422, 52321, 56440, and 69619.1 of, to add Section 47715 to, and to repeal Section 42238.15 of, the Education Code, to add a heading to the Elections Code, to amend Sections 3042 and 7574 of the Family Code, to amend Sections 19315 and 38861 of, and to amend and renumber Section 41865.6 of, the Food and Agricultural Code, to amend Sections 825.6, 7514.1, 8589.7, 8670.3, 9020, 20523, 51015.05, 54776, 54783, 56375, 57092, 65089, 67931, 70141.11, and 93104 of, to amend and renumber Sections 6524 and 15364.6.1 of, and to repeal the heading of Article 6 (commencing with Section 14710) of Chapter 2 of Part 5.5 of Division 3 of Title 2 of, the Government Code, to amend Sections 1795.12, 13220, 17060.2, 25200.1.5, 25200.12, 25396, 25501.2, 25501.4, 33320.7, 33492.82, 33492.86, 33492.87, 44392.94, 33502, 40100.7, 40152.5, 40440.2, 40701.5, 40709.6, 43213, 43645, 43655, 43701, 43702, 44001.5, 44017.5, 44036.8, 44070, 44093, and 52020 of, to amend and renumber 33492.70, 33492.71, and 33492.73 of, to add the heading of Article 2 (commencing with Section 33492.50) to Chapter 4.5 of Part 1 of Division 24 of, and to repeal the heading of Article 4 (commencing with Section 33492.70) of Chapter 4.5 of Part 1 of Division 24 of, the Health and Safety Code, to amend Sections 11512.186, 11753.1, and 12121 of, and to amend and renumber Sections 12110, 12120, 12121, 12122, 12123, and 12124 of, the Insurance Code, to amend Sections 1295, 1296, 2350, 4800.5, 6396, and 6404.5 of the Labor Code, to amend Sections 986.1, 996.979, 996.993, 997.009, 998.009, 998.029, 998.049, and 998.060 of the Military and Veterans Code, to amend Sections 290, 290.3, 626.85, 647, 1122.5, 1203.45, 1270.1, 2933.6, 4011.2, 5025, 12071, and 12078 of, to amend and renumber Sections 446.9 and 6531 of, to repeal and amend Section 396 of, and to repeal

the heading of Chapter 7 (commencing with Section 225) of Title 8 of Part 1 of, the Penal Code, to amend Section 4800 of the Probate Code, to amend Sections 10115.15 and 12225 of the Public Contract Code, to amend Sections 4662, 5600, 21080.04, 25501, and 42202 of, and to amend and renumber the heading of Chapter 3.5 (commencing with Section 5600) of Division 5 of, the Public Resources Code, to amend Sections 2883, 4451, 4460, 21670.1, 100060, and 100060.2 of, and to amend and renumber Section 2882.5 of, the Public Utilities Code, to amend Sections 97.3, 171, 6363.6, 6377, 10878, 17052.18, 17053.49, 19132, 23610.5, 23617.5, 24672, 42000, and 42003 of the Revenue and Taxation Code, to amend Sections 164.56 and 5024 of the Streets and Highways Code, to amend Sections 676.5, 1808.6, 5101.8, 5301, 6162, 6700.2, 14601, 14601.1, 14601.3, 16457, and 25278 of the Vehicle Code, to amend Section 71881 of the Water Code, to amend Sections 317.6, 353.1, 11450.10, 14111.5, 15640, and 16576 of, and to add the heading of Article 5 (commencing with Section 14680) to Chapter 8.8 of Part 3 of Division 9 of, the Welfare and Institutions Code, and to amend Section 6 of Chapter 199, Section 3 of Chapter 1140, and Section 19 of Chapter 1167, of the Statutes of 1994, relating to maintenance of the codes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 12 (Mello)—An act to amend Section 69535 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 42 (Kelley)—An act to amend Sections 101, 128.5, 130, 149, 205, 800, 4800, 4806, 4809.6, 4826, 4827, 4828, 4830, 4832, 4833, 4836, 4836.5, 4837, 4839, 4840, 4840.2, 4840.5, 4840.6, 4840.7, 4840.9, 4841, 4841.5, 4842, 4842.2, 4843, 4848, 4860, 4875, 4875.6, 4883, 4903, 4904, 4905, and 4910 of, to amend the heading of Article 2.5 (commencing with Section 4832) of Chapter 11 of Division 2 of, to add Sections 4810, 4811, and 4825.1 to, the Business and Professions Code, to amend Section 13401 of the Corporations Code, and to amend Sections 11501, 24003, and 26509 of the Government Code, relating to veterinary medicine, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 253 (Kelley)—An act to amend Section 34501.2 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1173 (Killea)—An act to amend Sections 5 and 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1250 (Mountjoy)—An act to amend Section 21670.1 of the Public Utilities Code, relating to airports, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 481 (Maddy)—An act to amend Section 1441 of the Code of Civil Procedure, and to amend Section 50050 of the Government Code, relating to escheat.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 110 (Craven)—An act to amend, renumber, and add Section 799.1 of the Civil Code, relating to mobilehomes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 7 (Peace)—An act to amend Sections 707.1 and 1767.1 of the Welfare and Institutions Code, relating to minors.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 170 (Leonard)—An act to amend Section 2800.1 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 604 (Rosenthal)—An act to amend Sections 47700, 47701, 47703, and 47710 of the Education Code, to amend Sections 856, 893, 940, 941, and 1820.47 of the Welfare and Institutions Code, and to amend Section 3 of Chapter 1255 of the Statutes of 1994, relating to minors.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 720 (Committee on Revenue and Taxation)—An act to amend Section 19221 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 721 (Committee on Revenue and Taxation)—An act to amend Section 18501 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 317 (Solis)—An act to amend Section 666.5 of the Penal Code, and to amend Sections 10851 and 40000.11 of the Vehicle Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1093 (Marks)—An act to amend Section 3502.5 of the Penal Code, relating to prisoners.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 334 (Hughes)—An act to amend Section 51520 of the Education Code, relating to schools.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 133 (Boatwright)—An act to amend Sections 1001.15 and 1001.16 of the Penal Code, relating to diversion fees.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 14 (Solis)—Relative to veterans' benefits.

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 JOINT RESOLUTION NO. 19 (Rogers)—Relative to Gulf War veterans.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—76

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

MOTION BY ASSEMBLY MEMBER VALERIE BROWN

Assembly Member Valerie Brown moved that the Calls of the Assembly be dispensed with and that the Assembly do now adjourn.

Motion Ruled Out of Order

Speaker pro Tempore Setencich ruled the motion out of order as the motion to adjourn must be stated as a separate motion and is not in order when the House is under Call of the Assembly.

Motion Withdrawn

Assembly Member Valerie Brown withdrew her motion to dispense with Calls of the Assembly and adjourn.

CONSIDERATION OF SENATE BILL NO. 1131 BY UNANIMOUS CONSENT

Assembly Member Hauser was granted unanimous consent to take up Senate Bill No. 1131, out of order.

SENATE BILL NO. 1131 (Costa)—An act to amend Sections 60008, 60100, 60101, 60181, 60360, 60501, 60521, 60604, and 60606 of, to add Sections 60043, 60044, 60108, 60205.5, 60508.3, and 60512 to, to add Article 2.5 (commencing with Section 60146) to Chapter 5 of Part 31 of Division 2 of, and to add and repeal Sections 60201.2 and 60201.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Hauser.

Bill passed by the following vote:

AYES—76

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Richter was granted unanimous consent that Senate Bill No. 206 be withdrawn from the Committee on Environmental Safety and Toxic Materials and re-referred to the Committee on Water, Parks and Wildlife.

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Valerie Brown moved that the Calls of the Assembly be dispensed with.

Motion carried by the following vote:

AYES—44

Aguiar	Cannella	Harvey	Murray, Kevin
Alpert	Cortese	Hauser	Murray, Willard
Archie-Hudson	Davis	Hawkins	Napolitano
Baca	Ducheny	Katz	Richter
Bates	Figueroa	Knox	Setencich
Brown, Valerie	Firestone	Kuehl	Sher
Brown, Willie	Friedman	Kuykendall	Sweeney
Burton	Gallegos	Lee	Tucker
Bustamante	Goldsmith	Margett	Vasconcellos
Caldera	Granlund	Martinez	Villaraigosa
Campbell	Hannigan	McDonald	Mme. Speaker

NOES—26

Alby	Conroy	Machado	Pringle
Baldwin	Cunneen	Mazzoni	Rainey
Battin	Frusetta	McPherson	Rogan
Bowen	Hoge	Miller	Takasugi
Bowler	Kaloogian	Morrissey	Weggeland
Brewer	Knight	Morrow	
Brulte	Knowles	Olberg	

CALL OF THE ASSEMBLY DISPENSED WITH ON DUCHENY MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 8

At 2:07 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.

The Ducheny motion to amend Assembly Bill No. 111—Set 8 carried by the following vote:

AYES—39

Alpert	Campbell	Hannigan	McPherson
Archie-Hudson	Cannella	Hauser	Murray, Kevin
Baca	Cortese	Katz	Murray, Willard
Bates	Cunneen	Knox	Napolitano
Bowen	Davis	Kuehl	Sher
Brown, Valerie	Ducheny	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Frusetta	Mazzoni	Villaraigosa
Caldera	Gallegos	McDonald	

NOES—33

Alby	Goldsmith	Kuykendall	Rogan
Baldwin	Granlund	Margett	Setencich
Boland	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Firestone	Knowles	Richter	

CALL OF THE ASSEMBLY DISPENSED WITH ON NAPOLITANO MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 12

At 2:08 p.m., on motion of Assembly Member Napolitano, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Napolitano motion to amend Assembly Bill No. 111—Set 12 lost by the following vote:

AYES—32

Archie-Hudson	Campbell	Hauser	Murray, Kevin
Baca	Cannella	Katz	Murray, Willard
Bates	Cortese	Knox	Napolitano
Brown, Valerie	Ducheny	Kuehl	Sher
Brown, Willie	Figueroa	Lee	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

NOES—41

Aguiar	Firestone	Kuykendall	Richter
Alby	Frusetta	Machado	Rogan
Baldwin	Goldsmith	Margett	Setencich
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Cunneen	Knowles	Rainey	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Napolitano—Set 12 to Assembly Bill No. 111: Assembly Member Machado, from "Aye" to "No".

CALL OF THE ASSEMBLY DISPENSED WITH ON ALBY MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 15

At 2:08 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Alby motion to amend Assembly Bill No. 111—Set 15 carried by the following vote:

AYES—37

Aguiar	Frusetta	Margett	Rogan
Alby	Granlund	McPherson	Setencich
Baldwin	Harvey	Miller	Takasugi
Battin	Hawkins	Morrissey	Thompson
Boland	Hoge	Morrow	Weggeland
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Poochigian	Mme. Speaker
Brulte	Knight	Pringle	
Conroy	Knowles	Rainey	
Cortese	Kuykendall	Richter	

NOES—35

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Cunneen	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	

CALL OF THE ASSEMBLY DISPENSED WITH ON MILLER MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 18

At 2:09 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Miller motion to amend Assembly Bill No. 111—Set 18 lost by the following vote:

AYES—37

Aguiar	Firestone	Margett	Rogan
Alby	Frusetta	Miller	Setencich
Baldwin	Granlund	Morrissey	Takasugi
Battin	Harvey	Morrow	Thompson
Boland	Hawkins	Murray, Willard	Weggeland
Bordonaro	Hoge	Olberg	Woods
Bowler	House	Poochigian	Mme. Speaker
Brewer	Kaloogian	Pringle	
Brulte	Knowles	Rainey	
Conroy	Kuykendall	Richter	

NOES—38

Alpert	Campbell	Hannigan	McPherson
Archie-Hudson	Cannella	Hauser	Murray, Kevin
Baca	Cortese	Katz	Napolitano
Bates	Cunneen	Knox	Sher
Bowen	Davis	Kuehl	Sweeney
Brown, Valerie	Ducheny	Lee	Tucker
Brown, Willie	Figueroa	Machado	Vasconcellos
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	
Caldera	Goldsmith	McDonald	

CALL OF THE ASSEMBLY DISPENSED WITH ON KUEHL MOTION TO OFFER SUBSTITUTE MOTION

At 2:10 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kuehl motion to offer a substitute motion to amend Bowler amendments—Set 17 to Assembly Bill No. 111 lost by the following vote:

AYES—36

Alpert	Caldera	Hannigan	McDonald
Archie-Hudson	Campbell	Hauser	Murray, Kevin
Baca	Cannella	Katz	Murray, Willard
Bates	Cortese	Knox	Napolitano
Bowen	Davis	Kuehl	Sher
Brown, Valerie	Ducheny	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa

NOES—38

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Setencich
Boland	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Woods
Brulte	House	Olberg	Mme. Speaker
Conroy	Kaloogian	Poochigian	
Cunneen	Knight	Pringle	

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 21

At 2:11 p.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 21 lost by the following vote:

AYES—33

Aguiar	Cunneen	Knowles	Rainey
Alby	Firestone	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Thompson
Bordonaro	Hawkins	Miller	Weggeland
Bowler	Hoge	Morrissey	Woods
Brewer	House	Morrow	
Brulte	Kaloogian	Olberg	
Conroy	Knight	Pringle	

NOES—41

Alpert	Campbell	Hauser	Napolitano
Archie-Hudson	Cannella	Katz	Setencich
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Sweeney
Battin	Ducheny	Lee	Tucker
Bowen	Figueroa	Machado	Vasconcellos
Brown, Valerie	Friedman	Martinez	Villaraigosa
Brown, Willie	Frusetta	Mazzoni	Mme. Speaker
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Harvey	Murray, Willard	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 21 to Assembly Bill No. 111: Assembly Member Harvey, from "Aye" to "No".

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—Set 22

At 2:11 p.m., on motion of Assembly Member Willard Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 22 carried by the following vote:

AYES—39

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Sweeney
Bates	Davis	Lee	Tucker
Bowen	Ducheny	Machado	Vasconcellos
Brown, Valerie	Figueroa	Martinez	Villaraigosa
Brown, Willie	Friedman	Mazzoni	Mme. Speaker
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 22 to Assembly Bill No. 111: Speaker Allen, from "Aye" to "No".

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 23

At 2:12 p.m., on motion of Assembly Member Mazzoni, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 23 carried by the following vote:

AYES—40

Aguiar	Cunneen	Knight	Poochigian
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Machado	Rogan
Boland	Granlund	Margett	Setencich
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brulte	House	Morrow	Woods
Conroy	Kaloogian	Olberg	Mme. Speaker

NOES—35

Alpert	Caldera	Hannigan	Murray, Kevin
Archie-Hudson	Campbell	Hauser	Murray, Willard
Baca	Cannella	Katz	Napolitano
Bates	Cortese	Knox	Sher
Bowen	Davis	Kuehl	Sweeney
Brown, Valerie	Ducheny	Lee	Tucker
Brown, Willie	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 24

At 2:12 p.m., on motion to Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 24 lost by the following vote:

AYES—29

Baldwin	Harvey	Morrissey	Takasugi
Battin	Hoge	Morrow	Thompson
Boland	House	Olberg	Weggeland
Bowler	Kaloogian	Poochigian	Woods
Brewer	Knight	Pringle	Mme. Speaker
Brulte	Knowles	Richter	
Frusetta	Margett	Rogan	
Goldsmith	Miller	Setencich	

NOES—43

Aguiar	Campbell	Hannigan	McPherson
Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Conroy	Katz	Murray, Willard
Baca	Cortese	Knox	Napolitano
Bates	Cunneen	Kuehl	Rainey
Bowen	Davis	Kuykendall	Sher
Brown, Valerie	Ducheny	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Granlund	McDonald	

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 111, BOWLER AMENDMENTS—SET 17

The question being on the Bowler motion to amend Assembly Bill No. 111—Set 17.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Vasconcellos moved a call of the Assembly.

Motion carried. Time, 2:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Thompson was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 51

June 12, 1995

The Honorable Speaker of the Assembly and
Members of the Assembly:

The Legislature's intent in enacting SB 51 is specifically the following:

1. Code of Civil Procedure Section 1036 is made applicable in appellate proceedings to conform Section 1036 to what the California Supreme Court has held is "the general rule that statutory attorney fee provisions are interpreted to apply to attorney fees on appeal unless the statute specifically provides otherwise." (*Morcos v. Board of Retirement* (1990) 51 Cal. 3d 924, 929. *See generally* Pearl, *California Attorney Fee Awards* (2d Ed. Cal. Cont. Ed. Bar 1994) Section 12.10).

2. Section 1036 is made applicable, as judicial decisions already establish, in any inverse condemnation proceeding in which the court renders judgment for the plaintiff.

3. The words "or that attorney" are deleted from Section 1036 to eliminate inadvertent confusion in the language of Section 1036 that has misled some courts to conclude erroneously that they lacked authority to resolve litigation expense issues when the parties settled liability issues but failed to settle litigation expense issues. The Legislature's intent is to clarify that the court retains authority to resolve litigation expense issues in the event the parties cannot resolve litigation expense issues by settlement. It is not the Legislature's intent to limit the parties' right to resolve litigation expense issues by settlement if they can do so.

4. It is not the Legislature's intent to affect either the substantive law of inverse condemnation liability or the rule that Section 1036 confers discretion upon courts in determining the amount of litigation expenses awarded. (*E. G., City of Los Angeles v. Waller* (1979) 90 Cal. App. 3d 766, 780; *Parker v. City of Los Angeles* (1974) 44 Cal. App. 3d 556, 567–568).

RAYMOND HAYNES
Senator 36th District

Speaker pro Tempore Baca was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 4x (1994)

June 21, 1995

Mr. Ben Williams
Deputy Director
Office of Planning and Research
1400 Tenth Street
Sacramento, California

Dear Mr. Williams: As the author of AB 4x (Chapter 57, Statutes of 94x), it was my intent in section 3 to ensure that funds were not used unless the Federal Department of Finance and Accounting Service Center awarded a facility at Norton Air Force Base by February 1, 1995. The term "specified facilities" contained in subdivision (a) of Section (3) was intended in the federal facility award.

It is my hope, along with those of the Inland Valley Development Agency, that the funds contained in AB 4x be promptly dispersed in order to continue the transformation of Norton Air Force Base from its former status to a thriving and prosperous economic facility that will help in the economic recovery of the Inland Empire. Your help in these efforts is greatly appreciated.

If I can be of any further assistance, please do not hesitate to contact me.

Sincerely,

JOE BACA, Assembly Member
Speaker Pro Tempore
62nd Assembly District

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
Request for Reconsideration

In compliance with a motion given on a previous day, Assembly Member Bustamante requested unanimous consent that the vote be reconsidered whereby the urgency clause to Senate Bill No. 119 was refused adoption.

Unanimous consent was withheld.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bustamante announced his intention to request that Senate Bill No. 423 be removed from the inactive file.

MOTION BY ASSEMBLY MEMBER WOODS

Assembly Member Woods moved that all of the At-Pleasure appointments, of the Speaker of the Assembly, to the following boards and commissions, be vacated:

Commission on the Status of African-American Males
State Allocation Board
Commission of the Californias
Capitol Area Committee
Catalonia Sister-State Legislative Task Force
State Coastal Conservancy
California Constitutional Revision Commission
California Council on Criminal Justice
California Debt Advisory Commission
Commission on Defense Conversion
Commission for Economic Development
California Economic Strategy Panel
Education Commission of the States
California Emergency Council
Center for the Resolution of Environmental Disputes
Western Forestry Legislative Task Force
California Heritage Preservation Commission
State Job Training Coordinating Council
California Law Revision Commission
Commission on Uniform State Laws
Library Construction and Renovation Board
Little Hoover Commission
Los Angeles Memorial Coliseum Commission
Pacific Fisheries Legislative Task Force
State Public Works Board
San Francisco Bay Conservation and Development Commission
State School Building Finance Committee
Sea Grant Research Projects Advisory Panel of the Resource Agency
Small Business Development Board
California Tourism Board
World Trade Commission
California Transportation Commission
California-Nevada Super-Speed Ground Transportation Commission
California Veterans Memorial Commission
California Mexican-American Veterans Memorial Beautification/Enhancement Commission
Wildlife Conservation Board
Commission on the Status of Women

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Does the House have the authority, by a simple majority motion, to supersede appointments made by statutory authority?

Motion to Table Woods Motion

Assembly Member Hannigan moved that the motion by Assembly Member Woods be laid upon the table.

Assembly Member Napolitano seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hannigan moved a call of the Assembly.

Motion carried. Time, 2:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION BY ASSEMBLY MEMBER MORRISSEY

Assembly Member Morrissey moved that the Second Extraordinary Session be convened.

Assembly Member Pringle seconded the motion.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that a motion to recess the Regular Session would require a majority of the Members present and voting.

Point of Order

Assembly Member Sher arose to the following point of order:

That the motion to recess the Regular Session and convene the Second Extraordinary Session is an inappropriate motion to place before the Body.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken; that it was previously announced that the Second Extraordinary Session would convene on Wednesday, June 28, 1995.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

What is the basis for the ruling of the Chair?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that a ruling had been made on the point of order by Assembly Member Sher and that the Second Extraordinary Session would convene on Wednesday, June 28, 1995.

Motion to Appeal from the Decision of the Chair

Assembly Member Miller moved to appeal from the decision of the Chair.

Assembly Member Pringle seconded the motion.

The question being: Shall the decision of the Chair that the motion to recess the Regular Session to convene the Second Extraordinary Session is inappropriate be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—38

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Setencich
Baca	Cortese	Kuehl	Sher
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Mme. Speaker
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

MOTION BY ASSEMBLY MEMBER BATES

Assembly Member Bates moved that the Calls of the Assembly be dispensed with.

Assembly Member Machado seconded the motion.

Motion carried by the following vote:

AYES—40

Alpert	Campbell	Hannigan	Murray, Kevin
Archie-Hudson	Cannella	Harvey	Murray, Willard
Baca	Cortese	Hauser	Napolitano
Bates	Davis	Katz	Setencich
Bowen	Ducheny	Knox	Sher
Brown, Valerie	Figueroa	Kuehl	Sweeney
Brown, Willie	Friedman	Kuykendall	Tucker
Burton	Frusetta	Lee	Vasconcellos
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Goldsmith	McDonald	Mme. Speaker

NOES—28

Aguiar	Brewer	Knight	Poochigian
Alby	Brulte	Knowles	Pringle
Baldwin	Cunneen	McPherson	Rainey
Battin	Firestone	Miller	Takasugi
Boland	Hoge	Morrissey	Thompson
Bordonaro	House	Morrow	Weggeland
Bowler	Kaloogian	Olberg	Woods

CALL OF THE ASSEMBLY DISPENSED WITH ON BOWLER MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 17

At 2:30 p.m., pursuant to the motion by Assembly Member Bates, further proceedings under the call of the Assembly were dispensed with.

The Bowler motion to amend Assembly Bill No. 111—Set 17 carried by the following vote:

AYES—39

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Setencich
Boland	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker
Cortese	Knight	Pringle	

NOES—33

Alpert	Caldera	Hauser	Murray, Willard
Archie-Hudson	Campbell	Katz	Napolitano
Baca	Cannella	Knox	Sher
Bates	Davis	Kuehl	Sweeney
Bowen	Ducheny	Lee	Tucker
Brown, Valerie	Figueroa	Martinez	Villaraigosa
Brown, Willie	Friedman	Mazzoni	
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	

ASSEMBLY BILL NO. 111 HELD AT DESK

Assembly Bill No. 111 held at the Desk pending consideration of further amendments prior to reprinting of the bill, pursuant to unanimous consent granted on June 19, 1995.

CALL OF THE ASSEMBLY DISPENSED WITH ON HANNIGAN MOTION TO TABLE WOODS MOTION

At 2:33 p.m., pursuant to the motion by Assembly Member Bates, further proceedings under the call of the Assembly were dispensed with.

The Hannigan motion to table the motion by Assembly Member Woods lost by the following vote:

AYES—38

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Setencich
Baca	Cortese	Kuehl	Sher
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Mme. Speaker
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

NOES—38

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

Further Consideration of Motion by Assembly Member Woods Demand for Previous Question

Assembly Members Willie Brown, Napolitano, Willard Murray, Knox, and Martinez demanded the previous question.

The roll was opened and the demand for the previous question lost by the following vote:

AYES—38

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Setencich
Baca	Cortese	Kuehl	Sher
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Mme. Speaker
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

NOES—38

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

The question being on the motion by Assembly Member Woods.

Point of Order

Assembly Member Burton arose to the following point of order:

That the Body cannot supersede statutory authority, by motion, unless the motion pertains to House rules.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken, and referred the motion by Assembly Member Woods to the Committee on Rules.

Motion to Appeal from the Decision of the Chair

Assembly Member Woods moved to appeal from the decision of the Chair.

Assembly Member Kuykendall seconded the motion.

The question being: Shall the decision of the Chair that the motion by Assembly Member Woods be referred to the Committee on Rules be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—37

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—38

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Setencich
Baca	Cortese	Kuehl	Sher
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Mme. Speaker
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 111, Demand for Previous Question, Ducheny Amendments—Set 6: Mme. Speaker—No.

Assembly Bill No. 111, Ducheny Amendments—Set 7: Goldsmith, Granlund, Harvey, Katz, and Rainey—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 19: Weggeland—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 20: Mme. Speaker—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 25: Kuykendall and Weggeland—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 26: Weggeland—Aye; Lee—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 27: Weggeland—Aye; Burton, Kuehl, and Sher—No.

Assembly Bill No. 111, Sher Amendments—Set 29.1: Burton, Kuehl, and Weggeland—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 30: Kuykendall and Weggeland—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 31: Boland and Weggeland—No.

Assembly Joint Resolution No. 24, Consent Calendar: Goldsmith—Aye.

Assembly Bill No. 111, Ducheny Amendments—Set 8: Frusetta—Aye.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER SENATE BILL NO. 119 CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 119 was continued until the next legislative day.

MOTION TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent, the motions to withdraw Assembly Bill No. 109, from the Committee on Public Safety; Assembly Bill No. 184, from the Committee on Local Government; Assembly Bills Nos. 1862 and 1601, from the Committee on Judiciary; and Assembly Bill No. 1179, from the Committee on Appropriations were continued until Tuesday, June 27, 1995.

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. 365 and **917,** ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 814, 629, 205, 688, 923, and **1263,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 485—An act to add Section 4024.3 to the Penal Code, relating to work release programs.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 83—An act to add Section 39842 to the Education Code, relating to schoolbuses.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 208—An act to amend Sections 261.7 and 262 of the Penal Code, relating to spousal rape.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 232—An act to amend Section 48902 of the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 248—An act to amend Section 739 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 391—An act to amend Section 12927 of the Government Code, relating to housing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 664—An act to amend Sections 2884.2 and 2884.6 of, and to add Section 2889.2 to, the Public Utilities Code, relating to telephones, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 665—An act to add Section 1013 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 904—An act to add Section 84203.3 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1248—An act to add Article 4.2 (commencing with Section 512) to Chapter 1 of Part 2 of Division 1 of the Health and Safety Code, relating to waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 486—An act to amend Section 2585 of the Business and Professions Code, relating to dietitians.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 705—An act to amend Sections 10700, 10705, 10730, 10731, 10749, 12695.04, 12695.08, 12705, and 12710 of the Insurance Code, relating to health insurance.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file, to be placed upon the Consent Calendar.

SENATE BILL NO. 1083—An act to amend Sections 8670.3 and 8670.7 of, and to add Section 8670.13.1 to, the Government Code, to amend Section 41801 of the Health and Safety Code, and to repeal Section 13169 of the Water Code, relating to oil spills.

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, to be placed upon the Consent Calendar.

SENATE BILL NO. 172—An act to add Section 13553.1 to the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1258—An act to add Section 2000.5 to the Fish and Game Code, relating to game.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 304—An act to amend Section 19211 of the Health and Safety Code, relating to water heaters.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 310—An act to amend Section 11010.8 of, and to add Section 11010.9 to, the Business and Professions Code, to amend Section 7312 of the Corporations Code, and to amend Sections 66427.4 and 66427.5 of the Government Code, relating to mobilehome parks.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 191—An act to amend Sections 10970, 10991, 11010, 11026, 11041, 11043, 11044, 11064, 11066, 11122, and 11137 of, to add Section 11122.1 to, and to repeal and add Section 11016 of, the Insurance Code, relating to fraternal benefit societies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 915—An act to amend Sections 10270.95 and 10291.5 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 145—An act to amend Section 4850 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

MOTION TO ADJOURN

At 2:50 p.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Assembly Member Tucker seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Boland arose to speak on the condition of the file.

POINT OF PERSONAL PRIVILEGE

Assembly Member Boland arose to a point of personal privilege.

Point of Order

Assembly Member Martinez arose to the following point of order:

That pursuant to the rules, Assembly Member Boland's point of personal privilege is not in order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

FURTHER REMARKS ON CONDITION OF THE FILE

Assembly Member Pringle arose to speak on the condition of the file.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

Is the House scheduled to convene in Floor Session in the Second Extraordinary Session on Wednesday, June 28, 1995?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that Second Extraordinary Session is scheduled to convene on Wednesday, June 28, 1995.

ANNOUNCEMENTS

Speaker pro Tempore Setencich announced the following schedule for the coming week:

Monday, June 26, 1995, Check-in session;
Tuesday, June 27, 1995, Floor session, 9 a.m.;
Wednesday, June 28, 1995, Floor session;
Thursday, June 29, 1995, Floor session.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion by Assembly Member Hannigan that the Assembly adjourn.

Motion carried by the following vote:

AYES—39

Aguiar	Campbell	Hauser	Murray, Willard
Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Goldsmith	McDonald	Mme. Speaker
Caldera	Hannigan	Murray, Kevin	

NOES—31

Alby	Conroy	Knowles	Poochigian
Baldwin	Cunneen	Kuykendall	Pringle
Battin	Firestone	Margett	Richter
Boland	Hawkins	McPherson	Rogan
Bordonaro	Hoge	Miller	Thompson
Bowler	House	Morrissey	Weggeland
Brewer	Kaloogian	Morrow	Woods
Brulte	Knight	Olberg	

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:51 p.m., Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 22, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymembers Barbara Alby, Marilyn Brewer and Jim Brulte will no longer serve on the Assembly Joint Committee on Rules. Assemblymembers Fred Aguiar and Brett Granlund have been appointed to this committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 22, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Charles Poochigian will no longer serve as Vice Chairman of the Assembly Budget Committee and that Assemblymember Curt Pringle will serve as Vice Chairman of this committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

June 22, 1995

Mr. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Pursuant to Rule 30, the Republican Members of the California State Assembly met today and selected Jim Brulte to act as our Floor Leader.

We also selected Bruce Thompson to serve as the Caucus Chairman.

Please let the records of the Assembly reflect this action.

Sincerely,

BRUCE THOMPSON
Caucus Chair

INTRODUCTION OF GUESTS

The following delegates representing "Boys State" were introduced:

By Assembly Member Napolitano, of the 58th Assembly District:

Sean Olesen, Anup Patel, Angel Gonzalez, Alvin Lee, Irvin Lopez, Scot Dicus, Jeffrey Green, Joseph Magallanes, Robert Hann, and Aaron Lacayo.

By Assembly Member Alpert, of the 78th Assembly District:

Bram T. Elias, Jay Tweet, Wayne Ho, Andrew Haden, Alex Haugh, Nathan Klatt, and Noah Dowell.

By Assembly Member Bowler, of the 10th Assembly District:

Josh Hermsmeier.

By Assembly Member Kuykendall, of the 54th Assembly District:

Francisco Lopez, Christopher Mannino, James Johnson, and Casey Luskin.

By Assembly Member Archie-Hudson, of the 48th Assembly District:

Jason Richardson.

By Assembly Member Cunneen, of the 24th Assembly District:

Kaushik Mukherjee, Robert Smith, Andrei Ionascu, Young Park, Mike Pettibone, and Jon Shaffer.

By Assembly Member Ducheny, of the 79th Assembly District:

Jeff Kent, Antonio Gonzalez, David Carreon, Alexander Dychter, Alvin Clark, Carlos Mendoza, and Jackie Hamilton.

By Assembly Member Baca, of the 62nd Assembly District:

Robert Rodriguez, Brian Adams, Phillip Connor, Omar Hernandez, Brandon Chavez, Leroy Wood III, and Alfred Edwards.

By Assembly Member Kuehl, of the 41st Assembly District:

Michael Schoellhammer, John Fiske, and Guilford Robinson.

By Assembly Member Lee, of the 16th Assembly District:

Chris Kent, Joshua Aptezzato, Jordan Baker, and James Gaither.

By Assembly Member Willard Murray, of the 52nd Assembly District:

Jaime Zeledon, Francisco Barrera, Richard Ramsey, Jonathan Harris, Jerrin West, and Jermaine West.

By Assembly Member Martinez, of the 49th Assembly District:

Peter Liu, Eric Fong, Andy Yang, Gil Lopez, Roy Ordinario, David Ramos, Darren Jung, An-Chung Chin, Joseph Christiansen, and Jason Allen.

By Assembly Member Conroy, of the 71st Assembly District:

Ryan Lee, Matthew Gibson, Stephen Flores, Jose Avina, James Do, David Khalaf, and Raphael Haas.

By Assembly Member Davis, of the 76th Assembly District:

Philip Gulck, Eddie Le, Victor Vilaplana, Stan Brodke, Jeffrey Spector, Stephen Williams, and Singeum Pim.

By Assembly Member Setencich, of the 30th Assembly District:

Kenneth Freeborn, Roger Mitchell, Michael Alcom, Oscar Avila, Matthew Fisher, Brandon Buhler, Joseph Folley, Jeremy Moudy, Antonio Huizar, Matthew Moncur, Daniel Morgan, and Nicholas De La Cruz.

By Assembly Member Baldwin, of the 77th Assembly District:

Adrian Espiritu, Phillip Howard, Ryan Parks, Andrew Parks, Andrew Gilbert, Hector Avalos, Victor Danh, Jeremy Recktenwald, Joseph Bridges, Aaron Ingold, Thomas Karnowski, and Jeffrey Larson.

By Assembly Member Bowen, of the 53rd Assembly District:

Peter Ernster, Derrick Kranke, Wayne Pan, David Puerta, Tom Mitchell, Ryan Sutherland, Samuel Lee, Pete LuPida, Li-Yang Chen, John King, Andrew Wagenbrenner, Josh Kushins, and John Sagapolutele.

By Assembly Member Machado, of the 17th Assembly District:

Joseph Greco, Brijinder Grewal, James Larkin, Adam Sagehom, Jose Gurrola II, Thomas Oechel, Kenneth Loo, Jim Ball, George Tholborn, Jr., Thomas Groom, and Todd Smith.

By Assembly Member Valerie Brown, of the 7th Assembly District:

Eric Johnsen, Manoa Koepp, Charley Hasenbeck, Chris Barber, Joseph Alioto, Cvong Yu, James Butler, Alvaro Ponce, Justin Soroyan, Kenneth Temate, and Kristian Cabugao.

By Assembly Member Kaloogian, of the 74th Assembly District:

Rambod Amirnovin, Ryan Gingeras, Max Kelton, Vincent Lam, Christopher Dodrill, Jason Drogo, Joseph Smith, and Eric Kirby.

From the 19th Assembly District:

Michael Bohnert, John Gavin, Achim Biller, Daniel Darcy, Robert Ferrario, Mike Cobo, Robert Muller, Daniel McGee, Brian Chandler, Joseph Vasquez, Anthony Devincenzi, John Stampfer, Raymond Toboni, Vincent Rios, Timothy Cogswell, Jeremy Weinglass, and Chris Tarbell.

Assembly Member Napolitano, of the 58th Assembly District, introduced Members of the California Association of Bilingual Educators: Mary Lubliner, Alia Gresto, Elizabeth Luévano, Lillian Saldaña, Nitza Peraza, Linda Lorenzana, and Amada Pérez.

Assembly Member Cunneen, of the 24th Assembly District, introduced Eve Clapham and Dr. Jack Chamberlain of Los Gatos.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Hannigan, the Assembly adjourned until 7 a.m., Monday, June 26, 1995, out of respect to the memory of Michael Ray Smith, Capt. Gary Lyle Cockrell, and Lisa Lynn Netsch, on motion of Assembly Member Goldsmith; out of respect to the memory of Eugenia Fortino Flores, on motion of Assembly Member Frusetta; out of respect to the memory of Sophia Espinoza and Robert Kaai, on motion of Assembly Member Rogan; out of respect to the memory of Gus Calvelli, on motion of Assembly Member Cortese; out of respect to the memory of Mildred Jackson Lucas, on motion of Assembly Member Kuykendall; out of respect to the memory of Diane Manahan, on motion of Assembly Member Villaraigosa; out of respect to the memory of Lydia Dillard, on motion of Assembly Member Vasconcellos; out of respect to the memory of E. Bernadine Rowley, on motion of Assembly Member Morrissey; and in honor of the birth of Mason Rogan, on motion of Assembly Member Rogan.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 22, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

111 (Ducheny amendments—Set 7)
(Ducheny amendments—Set 8)
(Alby amendments—Set 15)
(Bowler amendments—Set 17)
(Kaloogian amendments—Set 22)
(Kaloogian amendments—Set 23)
(Kaloogian amendments—Set 25)
(Kaloogian amendments—Set 26)
(Kaloogian amendments—Set 27)
(Sher amendments—Set 29.1)
(Kaloogian amendments—Set 30)

1976

Senate Bills

28	746
39	833
61	877
125	963
152	965
163	973
190	1011
277	1083
310	1098
335	1176
414	1280
513	1302
581	1324
705	

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

111 (Napolitano amendments—Set 12)
(Miller amendments—Set 18)
(Kaloogian amendments—Set 19)
(Kaloogian amendments—Set 20)
(Kaloogian amendments—Set 21)
(Kaloogian amendments—Set 24)
(Kaloogian amendments—Set 31)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 26, 1995

NINETY-SEVENTH SESSION DAY

TWO HUNDRED FOURTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 26, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—73:

Aguiar	Cortese	Katz	Pringle
Alby	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Archie-Hudson	Ducheny	Knox	Rogan
Baca	Figueroa	Kuehl	Setencich
Baldwin	Firestone	Kuykendall	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mme. Speaker
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	
Conroy	Kaloogian	Poochigian	

Quorum present.

At 2:43 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Bates, Willie Brown, Lee, and Miller.

On personal business, and waiving per diem: Assembly Members Bowen and Escutia.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 26, 1995

Honorable Doris Allen
Speaker of the Assembly
California State Legislature
Room 219
Sacramento, California

Honorable Doris Allen: Please excuse me for Monday, June 26, 1995. I was in the bay area attending the Commemoration of the 50th Anniversary of the United Nations. I would appreciate being excused due to legislative business.

Sincerely,

TOM BATES, Assembly Member
Fourteenth District

June 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Doris: Please be advised that I will not be in the Capitol today for session due to legislative business.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

June 23, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on Monday, June 26, 1995 due to legislative business. I will be attending the United Nations 50th Anniversary Charter Ceremony Celebration in San Francisco.

Thank you for your consideration in this matter.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

June 23, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on Monday, June 26, 1995. I will be in my district due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 23, 1995

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Mickey Conroy will continue to serve on the Assembly Utilities and Commerce Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: In accordance with Rule 9 adopted on June 22, 1995, please be advised that the membership of all Assembly Standing Committees except for the Assembly Rules Committee, will be increased by one member. I will also serve on the Assembly Elections, Reapportionment and Constitutional Amendments Committee for today only, June 26, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Mickey Conroy will be removed from the Assembly Higher Education Committee for today only and will be appointed to the Assembly Banking and Finance Committee for the purpose of today's hearing only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Trice Harvey has been removed from the Assembly Budget Committee for today only and appointed to the Assembly Natural Resources Committee for today's hearing only, June 26, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Bruce McPherson has been removed from the Assembly Higher Education Committee for today only and appointed to the Assembly Transportation Committee for today's hearing only, June 26, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Brian Setencich has been removed from the Assembly Higher Education Committee for today only and appointed to the Assembly Governmental Organization Committee for today's hearing only, June 26, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

June 22, 1995

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Pursuant to the rules, I hereby appoint Diane Martinez as Chair of the Utilities and Commerce Committee.

Sincerely,

WILLIE L. BROWN, JR.

June 23, 1995

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Room 3196

Dear Dotson: Pursuant to the Rules the correct designation of the Leadership on the Democratic side of the House is as follows:

Willie L. Brown, Jr.—Minority Floor Leader
Joe Baca—Minority Speaker pro Tem

Thank you.

Sincerely,

WILLIE L. BROWN, JR.

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

94002
June 21, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: The Bureau of State Audits presents the results of our review of the State's control of its financial activities and its compliance with federal grant requirements and state regulations. This review was made as part of our examination of the State's general purpose financial statements. This report fully meets the requirements of the 1984 Single Audit Act set forth by the United States Government as a condition of receiving almost $26 billion in federal funds annually. The Bureau of State Audits, which was created in May 1993, pursuant to the California Government Code, Section 8543, is responsible for performing the annual financial and compliance audit previously conducted by the Office of the Auditor General.

The State continues to need improvement in its accounting, auditing, and administrative control structure. For example, we found numerous inadequacies in the State's monitoring of recipients of state and federal moneys. As a result, the State cannot ensure that the recipients are complying with regulations or laws governing the receipt or use of these moneys. In addition, we noted instances in which the State failed to promptly bill for costs incurred, resulting in lost interest earnings or an impairment in the State's ability to collect amounts owned to the State.

In responding to weaknesses we have reported in an earlier audit, the State has made some improvements in its internal control structure. For example, for fiscal years 1988–89 through 1992–93, the Office of the Auditor General or the Bureau of State Audits reported that the Stephen P. Teale Data Center recorded the cost of software purchases as an operating expense rather than an intangible asset.

The cumulative effect of not recording intangible assets in the past was to understate assets (net of amortization) at June 30, 1993, by approximately $4.8 million. The data center now records software costs that exceed $5,000 and that have a useful life of four years as intangible assets and allocates the cost of the software to expense over its useful life.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Appropriations.

OATH OF OFFICE

The following Oath of Office was presented by the Chief Clerk, and ordered printed in the Journal:

OATH

for the Office of Speaker pro Tempore of the Assembly

I, Brian Setencich, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

BRIAN SETENCICH

Subscribed and sworn to before me,
this 26th day of June
A.D. 1995

E. DOTSON WILSON

REPORTS

The following report was presented by the Chief Clerk:

Update of the Annual Report to the Legislature for May 1995 (Pursuant to the Welfare and Institutions Code Section 14165.9)

Above transmitted report, together with letter of transmittal from Byron Chell, Executive Director, California Medical Assistance Commission, Sacramento, dated June 19, 1995, referred by the Speaker to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1976

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 28

And reports the same correctly enrolled, and presented to the Secretary of State on the 26th day of June, 1995, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 130
Assembly Bill No. 173
Assembly Bill No. 513
Assembly Bill No. 1296
Assembly Bill No. 1414

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., June 26th, 1995.

E. DOTSON WILSON, Chief Clerk

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Figueroa to introduce a bill relating to health coverage. Request No. 95-24316.

DORIS ALLEN
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1978—Figueroa. An act to add Section 1367.62 to the Health and Safety Code, and to add Sections 10123.87 and 11512.152 to the Insurance Code, relating to health coverage, and declaring the urgency thereof, to take effect immediately.

AUTHOR'S AMENDMENTS

Committee on Insurance

June 26, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 188
Senate Bill No. 416

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 188—An act to amend Section 10506.4 of, and to add Article 6.5 (commencing with Section 10507.5) to Chapter 5 of Part 2 of Division 2 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 416—An act to amend Section 1067.09 of the Insurance Code, relating to insurance.

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 Insurance

June 26, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 341

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

ASSEMBLY BILL NO. 341—An act to amend Section 11580.9 of the Insurance Code, relating to insurance.

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 Insurance

June 26, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 968

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 968—An act to amend Section 1861.16 of the Insurance Code, relating to insurance.

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 Insurance

June 26, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 728

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 728—An act to amend Section 1280 of the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 26, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 936

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 936—An act to amend Sections 65582, 65583, and 65584.5 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

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 Elections, Reapportionment and Constitutional Amendments

June 26, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 394

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 394—An act to amend Section 6201 of the Elections Code, relating to elections.

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 Local Government

June 26, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 602

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 602—An act to add Section 7205.1 to 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 Human Services

June 26, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 817

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BATES, Vice Chair

SENATE BILL NO. 817—An act to amend Sections 1337.6, 1337.7, 1596.871, and 1736.3 of, and to repeal and add Section 1736.2 of, the Health and Safety Code, relating to health and child day care services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

June 26, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 645

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 645—An act to add Section 15037.1 to the Unemployment Insurance Code, relating to employment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 26, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 509

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 509—An act to amend Sections 4320 and 4330 of, and to add Section 4304 to, the Family Code, relating to family law.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 26, 1995

The Committee on Health reports:

Senate Bill No. 316

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 316—An act to add Section 240.5 to the Health and Safety Code, relating to nutrition.

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 Insurance

June 26, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 882

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 882—An act to add and repeal Chapter 8.9 (commencing with Section 10089.7) of Part 1 of Division 2 of the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 26, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 615

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 615—An act to amend Section 1596.792 of the Health and Safety Code, and to amend Sections 1174.2, 1174.4, 6225, and 6228 of, and to add Section 1174.9 to, the Penal Code, relating to sentencing.

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 Education

June 26, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 291
Senate Bill No. 763

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 291—An act to amend and renumber Section 39141.11 of, to amend, repeal, and add Sections 39141.10 and 39304.5 of and to add Section 39141.11 to, the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 763—An act to amend Sections 17700, 17706, 17716, 17717, 17717.5, 17720, 17730.3, 17740, 17740.1, 17741.8, and 17742 of, to add Sections 17705.2, 17705.3, and 17727 to, to repeal and add Section 17740.3 of, to repeal Sections 17717.6, 17717.7, 17740.2, 17740.3, 17740.7, 17741.5, and 17741.6 of, the Education Code, and to amend Section 65995 of the Government Code, relating to school facilities funding.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 26, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 800

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HARVEY, Chairman

SENATE BILL NO. 800—An act to amend Section 11502.5 of, to add Section 14015 to, and to add Chapter 3.4 (commencing with Section 14090) to Division 7 of, the Food and Agricultural Code, relating to economic poisons.

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

June 26, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1011

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 1011—An act to amend Sections 10610.2, 10610.4, 10611.5, 10615, 10620, 10621, 10631, 10632, 10633, 10641, 10642, 10644, 10650, 10652, 10653, and 10656 of, and to add Section 10616.5 to, the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 26, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 808

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HARVEY, Chairman

SENATE BILL NO. 808—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 26, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 778
Senate Bill No. 1230

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 778—An act to amend Sections 594.8 and 640.5 of the Penal Code, relating to graffiti.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1230—An act to add Sections 11163.3, 11163.4, and 11163.5 to the Penal Code, relating to domestic violence.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 26, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 364

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 364—An act to add and repeal Sections 17053.12 and 23608 of the Revenue and Taxation Code, relating to agriculture, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 26, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 431

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

SENATE BILL NO. 431—An act to amend Section 330 of the Penal Code, relating to gaming.

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 Local Government

June 26, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 537

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 537—An act to add Section 27388 to the Government Code, relating to recordation fees.

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 Judiciary

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 312
Senate Bill No. 353
Senate Bill No. 1018

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 832

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.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 851

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HAUSER, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1080

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.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 531

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 768

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 494

With amendments with the recommendation: Amend, and do pass, as amended.

McDONALD, Chairwoman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 100

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

TUCKER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 525

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.

TUCKER, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 352

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 406

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

RAINEY, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1683—An act to add Section 16728 to the Business and Professions Code, to amend Sections 211, 212, 214.5, 216, 622, 727, 728.5, 731, 768, 816.5, 1904, 2107.5, 2117, 2119, 4000, 4001, 4005, 4006, 4007, 4010, 4015, 4022, 5001, 5004, and 5005 of, to amend the heading of Chapter 2.5 (commencing with Section 4000) of Division 2 of, to add Section 224.6 to, to repeal Sections 213, 214.1, 421.5, 452.1, 452.2, 454.1, 460.5, 586, 726, and 4008.1 of, and to repeal Article 4 (commencing with Section 1061) of Chapter 5 of Part 1 of Division 1, Chapter 1 (commencing with Section 3501), Chapter 2 (commencing with Section 3901), Chapter 2.7 (commencing with Section 4120), Chapter 3 (commencing with Section 4301) and Chapter 5 (commencing with Section 4801 of Division 2 of, the Public Utilities Code, to add Sections 6053 and 6201.9 to, and to add Part 1.55 (commencing with Section 7231) to Division 2 of, the Revenue and Taxation Code, and to amend Sections 290, 1808.1, 1808.3, 34501, 34505.6, 34505.7, and 40000.22 of, and to add Division 14.85 (commencing with Section 34600) to the Vehicle Code, relating to carriers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Utilities and Commerce.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 310, ordered to third reading;

Senate Bills Nos. 705 and **1083,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 221—An act to amend Section 679.02 of the Penal Code, relating to crime victims' rights.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 37—An act to amend Section 43013 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 282—An act to amend Sections 3304 and 3309.5 of, and to add Section 3306.5 to, the Government Code, relating to public safety officers.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 840—An act to amend Sections 3041 and 3041.5 of, and to add and repeal Section 977.2 of, the Penal Code, and to add Section 700.5 to the Welfare and Institutions Code, relating to criminal procedure.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 950—An act to add Section 186.11 to the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 469—An act to amend Sections 1247, 1247.4, 1247.5, and 1247.6 of, and to repeal Section 1247.1 of, the Business and Professions Code, relating to clinical laboratory technology.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 493—An act to amend Section 25673.1 of the Health and Safety Code, relating to radiologic technology.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 634—An act to amend Section 17006.5 of, and to amend, repeal, and add Section 10850.3 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.

SENATE BILL NO. 526—An act to amend Sections 14291 and 14292 of, and to add Section 14290.5 to, the Business and Professions Code, relating to trademarks.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 961—An act to add Section 2342.5 to the Probate Code, relating to conservatorships.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 984—An act to amend Sections 8205 and 8211 of the Government Code, and to amend Sections 4054, 4150, 4151, 4152, 4153, 4155, 4307, 4402, 4409, 4703, 4753, 4806, and 5204 of the Probate Code, relating to powers of attorney, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1219—An act to add Section 1834.8 to the Civil Code, relating to horses.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 1264—An act relating to park and open-space lands, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 283—An act to add Section 12833 to the Food and Agricultural Code, relating to economic poisons.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be re-referred to the Committee on Environmental Safety and Toxic Materials.

SENATE BILL NO. 386—An act to add Section 29.1 to the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), relating to the Mojave Water Agency.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1082—An act to add Section 96.25 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 474—An act to amend Sections 53340 and 53356 of, and to add Section 53356.03 to, the Government Code, relating to community facilities districts.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 725—An act to amend Section 54954.6 of the Government Code, relating to open meetings.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 716—An act to amend Section 798.61 of the Civil Code, to amend Sections 25831 and 27001 of the Government Code, to add Section 3913.1 to the Public Resources Code, and to amend Sections 408.3, 2503.2, 2615, 3692, 3704, 4710, 4831, and 4986.8 of, to add Sections 163, 623, and 4101.5 to, and to repeal Section 2623.5 of, the Revenue and Taxation Code, relating to property taxation.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Revenue and Taxation.

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. 423, on request of Assembly Member Bustamante.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER SENATE BILL NO. 119 CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 119 was continued until the next legislative day.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Agriculture, on June 28, 1995, at 1:30 p.m., in Room 126.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Tuesday, June 27, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 26, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

341
364
1683

Senate Bills

37
188
221
282
283
291
316
394
416
431
469
493
509
537
602
615
634
645
716
728
763
778
800
808
817
840
882
936
950
968
1011
1230
1264

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 27, 1995

NINETY-EIGHTH SESSION DAY

TWO HUNDRED 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 27, 1995

The Assembly met at 9:07 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Richter moved a quorum call of the Assembly. Motion carried. Time, 9:08 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PRAYER

Upon invitation of Majority Speaker pro Tempore Brian Setencich, the following prayer was offered by Rev. Constantine C. Papademos, Pastor of Saint Katherine Greek Orthodox Church:

Heavenly King, In the morning fill us with love, that we may rejoice and be glad in all our days. Lord, as You taught Your beloved disciples to contemplate ultimate things, You told them not to emulate those who lord it over the weakest. Help us to remember Lord, that it is through giving that we receive, through pardoning that we are pardoned, and that it is through Your death that we find life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Martinez then led the Assembly in the pledge of allegiance to the Flag.

QUORUM PRESENT

At 10:02 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Vasconcellos.

On personal business, and waiving per diem: Assembly Member Escutia.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Doris - Please excuse me from Assembly Floor Session on Tuesday, June 27, 1995, for Legislative Business.

I have been invited by David Barram, Deputy Secretary of Commerce, to participate in a Bay Area Satellite Economic Conference in my District. The Conference is being held in conjunction with President Clinton's Regional Economic Summit in Portland.

I wish you well.

JOHN VASCONCELLOS, Assembly Member
Twenty-second District

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 Rainey, seconded by Assembly Member Valerie Brown.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Trice Harvey has been appointed to the Assembly Higher Education Committee in place of Assemblymember Mickey Conroy for the hearing today only, June 27, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Trice Harvey has been appointed to the Assembly Insurance Committee for the hearing on Wednesday, June 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised of the following appointments:

Assemblymember Jan Goldsmith has been appointed to the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee for the hearing today only, June 27, 1995.

Assemblymember Bernie Richter has been appointed to the Assembly Health Committee for the hearing today only, June 27, 1995.

Assemblymember Nao Takasugi has been appointed to the Assembly Higher Education Committee for the hearing today only, June 27, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Paula Boland has been appointed to the Assembly Public Safety Committee for today's hearing only, to fill an existing vacancy. She will serve as Chairwoman of this Committee for the hearing today. I have also appointed Assemblymember Brian Setencich to this committee to fill an existing vacancy, for today's hearing only, June 27, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Charles Poochigian has been appointed to the Assembly Budget Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

June 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Diane Martinez will no longer serve on the Assembly Appropriations Committee and that I have appointed Assemblymember Michael Sweeney to this committee.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 27, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 341
Assembly Bill No. 1683
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 27, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 364

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent Resolution No.	*Committee*
37	Rls.

Senate Bill No.	*Committee*
296	Health
428	Appr.
903	Pub. S.
1066	L. Gov.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 27, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 351

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 351—An act to amend Section 769 of the Insurance Code, relating to insurance.

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 Local Government

June 27, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1296

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 1296—An act to repeal Section 25339 of the Government Code, relating to county services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 27, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 456

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 456—An act to add Sections 40440.10 and 40440.11 to the Health and Safety Code, relating to air pollution.

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

June 27, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 129

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 129—An act to amend Sections 13575 and 13576 of, and to add Sections 13576.1 and 13576.2 to, the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 27, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 274

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 274—An act to amend Sections 120051 and 120102.5 of the Public Utilities Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 27, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1055
Senate Bill No. 1148

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 1055—An act to add Article 1.9 (commencing with Section 26639.5) to Chapter 2 of Part 3 of Division 2 of Title 3 of the Government Code, relating to county officers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1148—An act to amend Sections 4652 and 4701 of the Probate Code, relating to durable powers of attorney for health care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

June 27, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 815

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BATES, Vice Chair

SENATE BILL NO. 815—An act to amend Sections 1524.5, 1562.3, and 1569.617 of the Health and Safety Code, relating to 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.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 27, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 531

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 531—An act to add Section 6075 to 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.

REPORTS OF STANDING COMMITTEES
Committee on Local Government

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 156

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 61
Senate Bill No. 701

With the recommendation: Do pass.

McPHERSON, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 549

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 2

With the recommendation: Be adopted, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above resolution re-referred to the Committee on Natural Resources.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 9
Senate Joint Resolution No. 10

With the recommendation: Be adopted.

KATZ, Chairman

Above resolutions ordered to third reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 446
Senate Bill No. 1068

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2
Senate Bill No. 1076

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 465

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 198

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: June 20, 1995

The Committee on Health reports:

Senate Bill No. 372

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

ALLEN, Chairwoman

Above bill ordered to second reading.

MOTION BY ASSEMBLY MEMBER BURTON

Assembly Member Burton moved that the Assembly urge Governor Wilson to immediately convene a leadership conference on the budget, with the hope that an agreement can be reached before the end of the fiscal year.

Motion Withdrawn

Without objection, Assembly Member Burton withdrew his motion.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Martinez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hjordis A. Baker, of Riverside.

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Rose Brown Lial, of Sacramento.

JOINT RULE 62(a) WAIVED

Assembly Member Harvey was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 800 and 808 for hearing in the Committee on Agriculture on Wednesday, June 28, 1995, at 1:30 p.m.

BILLS SET FOR SPECIAL ORDER IN SECOND EXTRAORDINARY SESSION BY UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent that the following bills be made special orders of business in the Second Extraordinary Session for Wednesday, June 28, 1995, at 9:30 a.m.:

Assembly Bills Nos. 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 28, and 31; Assembly Joint Resolution No. 1; and Senate Bills Nos. 2, 4, 6, 11, and 12.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 40—Alby. Relative to military base closures.

ASSEMBLY JOINT RESOLUTION NO. 40 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Assembly Joint Resolution No. 40, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 40—Relative to military base closures.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 40

Assembly Member Alby was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 40 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Allen, Alpert, Baca, Baldwin, Battin, Boland, Bordonaro, Bowler, Brewer, Brulte, Conroy, Cortese, Cunneen, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hawkins, Isenberg, Knight, Knowles, Knox, Kuykendall, Margett, Martinez, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Willard Murray, Pringle, Rainey, Rogan, Setencich, Sweeney, Takasugi, and Woods.

Request for Unanimous Consent

Assembly Member Alby was granted unanimous consent to take up Assembly Joint Resolution No. 40, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 40, as Amended

ASSEMBLY JOINT RESOLUTION NO. 40—Relative to military base closures.

Resolution read, as amended, and adopted by the following vote:

AYES—61

Aguiar	Conroy	Katz	Napolitano
Alby	Cortese	Knight	Olberg
Alpert	Cunneen	Knowles	Poochigian
Archie-Hudson	Firestone	Knox	Pringle
Baca	Friedman	Kuykendall	Rainey
Baldwin	Frusetta	Lee	Rogan
Bates	Gallegos	Machado	Setencich
Battin	Goldsmith	Margett	Speier
Boland	Granlund	Martinez	Sweeney
Bordonaro	Hannigan	McDonald	Takasugi
Bowen	Harvey	McPherson	Thompson
Bowler	Hawkins	Miller	Woods
Brewer	Hoge	Morrissey	Mme. Speaker
Brown, Valerie	House	Morrow	
Brulte	Isenberg	Murray, Kevin	
Bustamante	Kaloogian	Murray, Willard	

NOES—1

Villaraigosa

Resolution ordered transmitted to the Senate immediately.

CONSIDERATION OF ASSEMBLY BILL NO. 365 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Assembly Bill No. 365, out of order.

ASSEMBLY BILL NO. 365 (Hannigan)—An act to amend Section 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF ASSEMBLY BILL NO. 917 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Assembly Bill No. 917, out of order.

ASSEMBLY BILL NO. 917 (Cunneen)—An act to add Section 15399.70 to the Government Code, and to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

Amendments read and adopted; 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. 423, on request of Assembly Member Bustamante.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bustamante announced his intention to request that Assembly Bill No. 397 be removed from the inactive file.

POINT OF ORDER

Assembly Member Morrissey arose to the following point of order:

That the Committee on Rules was meeting at the hour the Assembly was convened in Floor session.

Point of Order

Assembly Member Burton arose to the following point of order:

That the Committee on Rules had adjourned and Members were present on the Floor prior to a quorum of the House being established and therefore, did not delay the proceedings of the House.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the House would convene in Floor session promptly at 9:30 a.m. on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tony Franich, of Watsonville.

Assembly Member Bordonaro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gary Cockrell, of Paso Robles.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 364, on request of Assembly Member Takasugi.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 531—An act to add Article 1.5 (commencing with Section 41750) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 469, 493, and **634,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 312—An act to add Section 855.9 to the Government Code, relating to liability.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 353—An act to amend Section 170.9 of the Civil Procedure, relating to judges.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1018—An act to add Section 3556.5 to the Family Code, relating to family law.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 832—An act to amend Sections 703.140, 704.010, 704.030, 704.040, 704.060, 704.080, 704.100, 704.780, and 1174.3 of, and to add Section 1167.25 to, the Code of Civil Procedure, relating to debtor-creditor relations.

Bill read second time; amendments proposed by the Committee on Judiciary 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. 851—An act to amend Sections 17008, 17031.8, 17050, 17052, and 17056 of the Health and Safety Code, relating to housing.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1080—An act to add Section 16476.1 to the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Local Government 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. 768—An act to amend Sections 229.19, 229.281, and 229.29 of, and to add Section 229.282 to, the Streets and Highways Code, relating to highways.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 494—An act to amend Section 107 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 525—An act to amend Sections 19641 and 19668 of the Business and Professions Code, relating to horseracing.

Bill read second time; amendments proposed by the Committee on Governmental Organization 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. 352—An act to add Section 25201.1 to the Health and Safety Code, and to add Article 3 (commencing with Section 41515) to Chapter 3.5 of Part 2 of Division 30 of the Public Resources Code, relating to hazardous waste.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 406—An act to add Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1522 (Brewer)—An act to amend Section 40420 of the Health and Safety Code, relating to air resources.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hawkins	Miller	Weggeland
Bustamante	Hoge	Morrissey	Woods
Caldera	House	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 219 (Baca)—An act to amend Sections 853.5 and 853.6 of the Penal Code, and to amend Sections 40500 and 40504 of the Vehicle Code, relating to arrests.

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

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 232 (Kevin Murray)—An act to amend Section 41403 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 355 (Rogan)—An act to amend Section 767 of, to add Section 1253 to, and to add Article 16 (commencing with Section 1360) to Chapter 2 of Division 10 of, the Evidence Code, relating to evidence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 620 (Gallegos)—An act to amend Section 48917 of the Education Code, relating to pupil expulsion.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Kaloogian	Napolitano
Baca	Cunneen	Katz	Rainey
Baldwin	Davis	Knight	Rogan
Bates	Ducheny	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Boland	Firestone	Kuykendall	Speier
Bordonaro	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Martinez	Tucker
Brown, Valerie	Goldsmith	Mazzoni	Villaraigosa
Burton	Granlund	McDonald	Weggeland
Bustamante	Hannigan	McPherson	Mme. Speaker
Caldera	Hauser	Morrow	

NOES—5

Harvey	Miller	Thompson
Hoge	Pringle	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 790 (Canella)—An act amend Section 35160.5 of the Education Code, relating to school districts.

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

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

MOTION TO WITHDRAW BILLS FROM COMMITTEE LAPSED

The motion to withdraw Assembly Bill No. 109 from the Committee on Public Safety lapsed.

The motion to withdraw Assembly Bill No. 184 from the Committee on Local Government lapsed.

The motion to withdraw Assembly Bill No. 1862 from the committee on Judiciary lapsed.

The motion to withdraw Assembly Bill No. 1601 from the Committee on Judiciary lapsed.

The motion to withdraw Assembly Bill No. 1179 from the Committee on Appropriations lapsed.

REQUESTS FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on proposed amendments to Assembly Bill No. 111 be limited to two proponents and two opponents.

KALOOGIAN AMENDMENTS—SET 27 TO ASSEMBLY BILL NO. 111 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Brulte was granted unanimous consent that the vote be reconsidered whereby Kaloogian amendments—Set 27 were adopted.

Further Consideration of Assembly Bill No. 111

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Kaloogian—Set 27

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—3

Hoge	Isenberg	Kaloogian

NOES—69

Aguiar	Conroy	Knowles	Poochigian
Alby	Cortese	Knox	Rainey
Alpert	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker
Caldera	Hawkins	Murray, Willard	
Campbell	Katz	Napolitano	
Cannella	Knight	Olberg	

Motion to Amend by Assembly Member Kaloogian—Set 32

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Amendments Withdrawn

Without objection Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 32.

Motion to Amend by Assembly Member Kuykendall—Set 32.1

Assembly Member Kuykendall moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Baldwin	Frusetta	Knowles	Richter
Battin	Gallegos	Kuykendall	Rogan
Bordonaro	Granlund	Margett	Setencich
Bowler	Hannigan	Martinez	Speier
Burton	Harvey	Mazzoni	Thompson
Conroy	Hauser	McPherson	Tucker
Cunneen	Hawkins	Miller	Villaraigosa
Davis	Hoge	Morrissey	Weggeland
Ducheny	House	Morrow	Woods
Figueroa	Isenberg	Poochigian	
Firestone	Kaloogian	Rainey	

NOES—24

Aguiar	Bowen	Cannella	Machado
Alby	Brown, Valerie	Katz	Murray, Willard
Archie-Hudson	Brulte	Knight	Sher
Baca	Bustamante	Knox	Sweeney
Bates	Caldera	Kuehl	Takasugi
Boland	Campbell	Lee	Mme. Speaker

Motion to Amend by Assembly Member Kaloogian—Set 33

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 10:43 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 34

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 10:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 35

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 11:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 36

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Point of Personal Privilege

Assembly Member Kuehl arose to a point of personal privilege.

The question being on the Kaloogian motion to amend Assembly Bill No. 111—Set 36.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 11:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 37

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—1

Kaloogian

NOES—59

Aguiar	Campbell	Hauser	Morrissey
Alpert	Cannella	Hawkins	Murray, Kevin
Archie-Hudson	Conroy	Isenberg	Murray, Willard
Baca	Cortese	Knight	Napolitano
Bates	Cunneen	Knox	Rainey
Battin	Davis	Kuehl	Rogan
Boland	Ducheny	Kuykendall	Setencich
Bordonaro	Figueroa	Lee	Speier
Bowler	Friedman	Machado	Sweeney
Brewer	Frusetta	Margett	Takasugi
Brown, Valerie	Gallegos	Martinez	Tucker
Brulte	Goldsmith	Mazzoni	Villaraigosa
Burton	Granlund	McDonald	Woods
Bustamante	Hannigan	McPherson	Mme. Speaker
Caldera	Harvey	Miller	

Objection to Vote Changes

Assembly Member Brulte withheld unanimous consent on any requests for vote changes on the roll call vote taken on this day on Kaloogian amendments—Set 37.

Motion to Amend by Assembly Member Kaloogian—Set 38

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—20

Baldwin	Granlund	Kaloogian	Rogan
Bordonaro	Harvey	Knowles	Sher
Bowler	Hoge	Miller	Thompson
Brewer	House	Morrow	Weggeland
Conroy	Isenberg	Richter	Woods

NOES—42

Aguiar	Campbell	Katz	Murray, Willard
Alpert	Cannella	Knight	Napolitano
Archie-Hudson	Cortese	Knox	Setencich
Baca	Cunneen	Kuehl	Speier
Bates	Davis	Kuykendall	Sweeney
Bowen	Ducheny	Lee	Takasugi
Brown, Valerie	Figueroa	Machado	Tucker
Brulte	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	Mme. Speaker
Bustamante	Hannigan	McPherson	
Caldera	Hauser	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 38 to Assembly Bill No. 111: Assembly Member Sher, from "No" to "Aye".

Motion to Amend by Assembly Member Kaloogian—Set 39

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Motion to Offer Substitute Motion

Assembly Member Burton moved to offer a substitute motion to amend the Kaloogian amendments—Set 39.

Motion Withdrawn

Assembly Member Burton withdrew his motion to offer a substitute motion to amend the Kaloogian amendments—Set 39.

Further Consideration of
Kaloogian Motion to Amend Assembly Bill No. 111—Set 39

The question being on the Kaloogian motion to amend Assembly Bill No. 111—Set 39.

Motion lost by the following vote:

AYES—19

Baldwin	Harvey	Knowles	Pringle
Boland	Hawkins	Margett	Rogan
Bordonaro	Hoge	Miller	Sher
Goldsmith	Isenberg	Morrow	Thompson
Granlund	Kaloogian	Olberg	

NOES—43

Aguiar	Campbell	Knight	Murray, Willard
Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Cortese	Kuehl	Rainey
Baca	Cunneen	Kuykendall	Setencich
Bates	Davis	Lee	Speier
Bowen	Ducheny	Machado	Sweeney
Brown, Valerie	Figueroa	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Weggeland
Bustamante	Hannigan	McPherson	Mme. Speaker
Caldera	Hauser	Murray, Kevin	

Amendments Withdrawn

Without objection Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 40.

Motion to Amend by Assembly Member Kaloogian—Set 41

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—38

Aguiar	Conroy	Kaloogian	Pringle
Baca	Cortese	Katz	Rainey
Baldwin	Ducheny	Knight	Rogan
Boland	Frusetta	Knowles	Setencich
Bordonaro	Gallegos	Kuykendall	Takasugi
Bowen	Granlund	Miller	Thompson
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hoge	Morrow	Mme. Speaker
Brulte	House	Olberg	
Cannella	Isenberg	Poochigian	

NOES—27

Archie-Hudson	Friedman	Martinez	Sher
Bates	Hannigan	Mazzoni	Speier
Brown, Valerie	Hauser	McDonald	Sweeney
Campbell	Knox	McPherson	Tucker
Cunneen	Kuehl	Murray, Kevin	Villaraigosa
Davis	Lee	Murray, Willard	Woods
Figueroa	Machado	Napolitano	

CONSIDERATION OF SENATE BILL NO. 332 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Senate Bill No. 332, out of order.

SENATE BILL NO. 332 (Campbell)—An act to amend Section 51.3 of the Civil Code, relating to housing.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—57

Aguiar	Conroy	Knight	Rainey
Alby	Cortese	Knowles	Rogan
Alpert	Cunneen	Knox	Setencich
Archie-Hudson	Figueroa	Kuykendall	Sher
Baca	Firestone	Machado	Sweeney
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McDonald	Thompson
Boland	Granlund	McPherson	Tucker
Bordonaro	Hannigan	Miller	Villaraigosa
Bowen	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Murray, Kevin	Mme. Speaker
Brown, Valerie	House	Murray, Willard	
Brulte	Kaloogian	Olberg	
Cannella	Katz	Pringle	

NOES—8

Bates	Campbell	Hauser	Martinez
Burton	Davis	Lee	Mazzoni

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 332: Assembly Member Speier, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 1855 (Sher)—An act to amend Section 39616 of, and to add Section 42300.3 to, the Health and Safety Code, relating to air pollution.

Assembly Bill No. 1855 Passed and Retained

By unanimous consent Assembly Bill No. 1855 was passed on file, to retain its place on file.

Consent Calendar—Senate Bills

SENATE BILL NO. 436 (Rosenthal)—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1171 (Thompson)—An act to amend Section 25503.22 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1196 (Thompson)—An act to amend Sections 19535 and 19605.7 of the Business and Professions Code, relating to horseracing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 896 (Leslie)—An act to amend Section 66909.5 of the Government Code, relating to the California Tahoe Conservancy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 869 (Mello)—An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, and to amend Sections 98100, 98101, and 98103 of the Public Utilities Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1057 (Johannessen)—An act to amend Sections 93104 and 93108 of the Government Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 11 (Johnston)—Relative to the Altai Republic of the Russian Federation and the State of California.

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 BILL NO. 248 (Hayden)—An act to amend Section 739 of the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 391 (Thompson)—An act to amend Section 12927 of the Government Code, relating to housing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 664 (Russell)—An act to amend Sections 2884.2 and 2884.6 of, and to add Section 2889.2 to, the Public Utilities Code, relating to telephones, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 665 (Russell)—An act to add Section 1013 to the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 904 (Leslie)—An act to add Section 84203.3 to the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 486 (Solis)—An act to amend Section 2585 of the Business and Professions Code, relating to dietitians.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 172 (Beverly)—An act to add Section 13553.1 to the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 304 (Rosenthal)—An act to amend Section 19211 of the Health and Safety Code, relating to water heaters.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 191 (Russell)—An act to amend Sections 10970, 10991, 11010, 11026, 11041, 11043, 11044, 11064, 11066, 11122, and 11137 of, to add Section 11122.1 to, and to repeal and add Section 11016 of, the Insurance Code, relating to fraternal benefit societies.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 915 (Committee on Insurance)—An act to amend Sections 10270.95 and 10291.5 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brown, Willie	Hannigan	McDonald	Tucker
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Campbell	House	Murray, Kevin	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER URGENCY CLAUSE TO SENATE BILL NO. 119 WAIVED

Assembly Member Bustamante waived his motion to reconsider the vote whereby the urgency clause to Senate Bill No. 119 was refused adoption.

Further Consideration of Senate Bill No. 119 by Unanimous Consent

SENATE BILL NO. 119 (Costa)—An act relating to adult education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend Pursuant to Joint Rule 23.5

Assembly Member Bustamante moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST TO RETURN TO MOTIONS AND RESOLUTIONS

Assembly Member Pringle requested unanimous consent to return to Motions and Resolutions.

Assembly Member Katz withheld unanimous consent.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

As he was recognized under Motions and Resolutions earlier this day, and subsequently withdrew his motion, would he not be recognized at this time if the House returned to Motions and Resolutions?

Objection Withdrawn

Assembly Member Katz withdrew his objection to Assembly Member Pringle's request to return to Motions and Resolutions.

MOTION BY ASSEMBLY MEMBER BURTON

Assembly Member Burton moved that the Assembly urge Governor Wilson to immediately convene a leadership conference on the budget, with the hope that an agreement can be reached before the end of the fiscal year.

Assembly Member Kuehl seconded the motion.

Motion carried by the following vote:

AYES—38

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Cortese	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Friedman	Machado	Tucker
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Goldsmith	Mazzoni	
Caldera	Hannigan	McDonald	

NOES—None

Request to Chief Clerk

The Chief Clerk was requested to transmit a message relative to the above motion to the Governor.

MOTION BY ASSEMBLY MEMBER PRINGLE

Assembly Member Pringle moved that two Republican Members be added to the Select Committee on the Insolvency of Orange County, which is constituted in the Regular Session, one to fill the existing vacancy and one to be added to the committee, and that Assembly Member Marilyn Brewer be designated as the Chair of that committee.

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Does the Assembly have the authority to supersede the authority of the Speaker under the rules to appoint chairs of committees?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that chairs of committees are named by the Speaker.

Point of Order

Assembly Member Burton arose to the following point of order:

That the motion by Assembly Member Pringle is out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken and referred the motion by Assembly Member Pringle to the Committee on Rules.

Request by Assembly Member Pringle

Assembly Member Pringle requested debate on the question of referral of his motion to the Committee on Rules.

Point of Order

Assembly Member Martinez arose to the following point of order:

That debate is out of order as the motion by Assembly Member Pringle has been referred to the Committee on Rules.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the motion has been referred to the Committee on Rules.

Point of Order

Assembly Member Pringle arose to the following point of order:

That it is not in order for the Chair to refer a motion to committee.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the Speaker has the authority under the Rules to appoint chairs of committees and that subsequent to an opinion obtained relative to motions considered on the Floor the previous week, the motion by Assembly Member Pringle is appropriately referred to the Committee on Rules.

Point of Order

Assembly Member Archie-Hudson arose to the following point of order:

That Assembly Member Pringle does not have the authority by motion to designate the chair of a committee and is therefore, out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

At what time will his motion be taken up for consideration by the Committee on Rules?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that Assembly Member Pringle's motion would be taken up for consideration in the Committee on Rules tomorrow, prior to the 9:30 a.m. Floor session.

MOTION BY ASSEMBLY MEMBER MORROW

Assembly Member Morrow moved that the matter which was the subject of an article in the *Orange County Register* be referred to the Joint Legislative Committee on Ethics.

POINT OF ORDER

Assembly Member Burton arose to the following point of order:

That Assembly Member Morrow is not in order to address the Body under Motions and Resolutions until a motion is made to the Body.

Parliamentary Inquiry

Assembly Member Hannigan arose to the following parliamentary inquiry:

Is it not appropriate that a Member having a complaint of such nature, address the complaint to the chair of the appropriate committee?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Point of Order

Assembly Member Sher arose to the following point of order:

That the subject matter of Assembly Member Morrow's motion relating to the *Orange County Register* is not appropriate for consideration on the Floor, and is out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken, that the motion by Assembly Member Morrow is out of order.

Motion to Appeal from the Decision of the Chair

Assembly Member Morrow moved to appeal from the decision of the Chair.

Assembly Member Battin seconded the motion.

The question being: Shall the decision of the Chair that the motion by Assembly Member Morrow is out of order be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—35

Aguiar	Conroy	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Baldwin	Firestone	Kuykendall	Rainey
Battin	Goldsmith	Margett	Rogan
Boland	Harvey	McPherson	Takasugi
Bordonaro	Hawkins	Miller	Thompson
Bowler	Hoge	Morrissey	Weggeland
Brewer	House	Morrow	Woods
Brulte	Kaloogian	Olberg	

NOES—40

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Cortese	Katz	Napolitano
Bates	Davis	Knox	Setencich
Bowen	Ducheny	Kuehl	Sher
Brown, Valerie	Figueroa	Lee	Speier
Brown, Willie	Friedman	Machado	Sweeney
Burton	Frusetta	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	Mme. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on the Morrow motion to appeal from the decision of the Chair. Assembly Member Frusetta, from "Aye" to "No".

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Martinez moved that the Calls of the Assembly be dispensed with.

Assembly Member Friedman seconded the motion.

Motion carried.

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 33

At 11:56 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 33 carried by the following vote:

AYES—38

Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Firestone	Margett	Setencich
Battin	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowen	Hoge	Olberg	Mme. Speaker
Bowler	House	Poochigian	
Brewer	Isenberg	Pringle	

NOES—36

Alpert	Cannella	Katz	Murray, Kevin
Archie-Hudson	Cortese	Knox	Murray, Willard
Bates	Cunneen	Kuehl	Napolitano
Brown, Valerie	Ducheny	Lee	Sher
Brown, Willie	Figueroa	Machado	Speier
Burton	Friedman	Martinez	Sweeney
Bustamante	Gallegos	Mazzoni	Takasugi
Caldera	Hannigan	McDonald	Tucker
Campbell	Hauser	McPherson	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 34

At 11:57 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 34 lost by the following vote:

AYES—24

Baldwin	Harvey	Knowles	Olberg
Bordonaro	Hawkins	Margett	Pringle
Brewer	Hoge	McPherson	Rainey
Cunneen	House	Miller	Richter
Firestone	Isenberg	Morrissey	Thompson
Frusetta	Kaloogian	Morrow	Woods

NOES—48

Aguiar	Bustamante	Hannigan	Murray, Kevin
Alpert	Caldera	Hauser	Murray, Willard
Archie-Hudson	Campbell	Katz	Napolitano
Baca	Cannella	Knight	Rogan
Bates	Cortese	Knox	Setencich
Boland	Davis	Kuehl	Sher
Bowen	Ducheny	Kuykendall	Speier
Bowler	Figueroa	Lee	Sweeney
Brown, Valerie	Friedman	Machado	Takasugi
Brown, Willie	Gallegos	Martinez	Tucker
Brulte	Goldsmith	Mazzoni	Villaraigosa
Burton	Granlund	McDonald	Weggeland

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 35

At 11:57 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 35 lost by the following vote:

AYES—30

Baldwin	Frusetta	Knowles	Rogan
Battin	Goldsmith	Kuykendall	Setencich
Bordonaro	Granlund	Miller	Speier
Bowen	Harvey	Morrissey	Takasugi
Bowler	House	Morrow	Woods
Brewer	Isenberg	Olberg	Mme. Speaker
Brulte	Kaloogian	Pringle	
Conroy	Knight	Rainey	

NOES—37

Aguiar	Caldera	Hannigan	Murray, Kevin
Alby	Campbell	Hauser	Murray, Willard
Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Cortese	Kuehl	Sher
Baca	Cunneen	Lee	Sweeney
Bates	Davis	Machado	Tucker
Brown, Valerie	Ducheny	Martinez	Villaraigosa
Brown, Willie	Figueroa	Mazzoni	
Burton	Friedman	McDonald	
Bustamante	Gallegos	McPherson	

CALL OF THE ASSEMBLY DISPENSED WITH ON KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 36

At 11:58 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 36 lost by the following vote:

AYES—30

Alby	Goldsmith	Knowles	Pringle
Baldwin	Granlund	Kuykendall	Rainey
Battin	Harvey	Margett	Richter
Boland	Hawkins	Miller	Rogan
Bordonaro	Hoge	Morrissey	Thompson
Bowler	House	Morrow	Woods
Brulte	Kaloogian	Olberg	
Conroy	Knight	Poochigian	

NOES—39

Alpert	Campbell	Hannigan	McDonald
Archie-Hudson	Cannella	Hauser	McPherson
Baca	Cortese	Isenberg	Murray, Kevin
Bates	Cunneen	Katz	Murray, Willard
Bowen	Davis	Knox	Napolitano
Brown, Valerie	Ducheny	Kuehl	Sher
Brown, Willie	Figueroa	Lee	Speier
Burton	Firestone	Machado	Sweeney
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

ASSEMBLY BILL NO. 111 HELD AT DESK

Assembly Bill No. 111 was held at the Desk pending consideration of further amendments prior to the reprinting of the bill, pursuant to unanimous consent granted on June 19, 1995.

MOTION BY ASSEMBLY MEMBER THOMPSON

Assembly Member Thompson moved that Rule 7, as contained in the Rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

7. The Committee on Rules shall consist of the following 11 members:

(a) The Chair, appointed by the Speaker, who shall be of the same party as the Speaker.

(b) Five members who shall be elected by the caucus of the same party as the Speaker.

(c) Five members who shall be elected by the caucus of the party other than that of the Speaker, one of whom will be designated by that caucus as the Vice-Chair of that committee.

Motion Referred to Committee

Majority Speaker pro Tempore Setencich referred the motion to the Committee on Rules.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

On what basis does the Chair take the position that motions on the Floor concerning rules changes will be automatically referred to the Committee on Rules?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that consistent with recent precedent the motions are appropriately referred to the Committee on Rules.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

What is the precedent that the Chair relies upon as the basis for the ruling?

Point of Order

Assembly Member Burton arose to the following point of order:

That proposed rules changes are to be introduced in resolution form, referred to the Committee on Rules, reported to the Floor and acted upon by the Body by a ⅔ vote; and further that precedent was established when motions were referred to the Committee on Rules.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member Thompson moved to appeal from the decision of the Chair.

Assembly Member Morrissey seconded the motion.

The question being: Shall the decision of the Chair that the motion by Assembly Member Thompson be referred to the Committee on Rules be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—35

Aguiar	Conroy	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Baldwin	Firestone	Kuykendall	Rainey
Battin	Goldsmith	Margett	Rogan
Boland	Harvey	McPherson	Takasugi
Bordonaro	Hawkins	Miller	Thompson
Bowler	Hoge	Morrissey	Weggeland
Brewer	House	Morrow	Woods
Brulte	Kaloogian	Olberg	

NOES—39

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	Mme. Speaker
Caldera	Hauser	Murray, Kevin	

MOTION TO ADJOURN

At 12:07 p.m., Speaker Emeritus Brown moved that the Assembly do now adjourn, until 9:30 a.m., Wednesday, June 28, 1995.

Assembly Member Napolitano seconded the motion.

SPECIAL COMMITTEE MEETINGS

Assembly Member Knowles was granted unanimous consent that the Committee on Insurance be permitted to hold a special meeting on Wednesday, June 28, 1995, at 5:30 p.m., in Room 437, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bill No. 341; Senate Bills Nos. 188, 193, 245, 267, 354, 395, 416, 424, 425, 464, 542, 590, 728, 879, 882, 1053, 1087, 1091, 1157, 1179, 1228, and 1324.

JOINT RULE 62(a) WAIVED

Assembly Member Poochigian was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 531 for hearing in the Committee on Appropriations tomorrow.

POINT OF ORDER

Assembly Member Burton arose to the following point of order:

That pursuant to Assembly Rule 8 no resolution proposing to amend a rule shall be considered until it has been referred to the Committee on Rules, unless by unanimous consent or ⅔ of the Members present and voting the House suspends Assembly Rule 8.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Speier announced that the Committee on Consumer Protection, Governmental Efficiency and Economic Development would meet today at 1:15 p.m. in Room 447.

Assembly Member Villaraigosa announced that the Committee on Public Safety would meet today at 1:15 p.m. in Room 126.

REMARKS ON CONDITION OF THE FILE

Assembly Members Kuykendall, Morrissey, Pringle, and Isenberg arose to speak on the condition of the file.

REQUEST FOR UNANIMOUS CONSENT

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 Arlene Brooks, of Mt. Shasta and Carl Anthony Peal, of Redding.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 40, Coauthors: Alpert, Boland, Cortese, Cunneen, Firestone, Goldsmith, and McPherson—Aye; Villaraigosa—No.

Assembly Joint Resolution No. 40: Alpert, Valerie Brown, Bustamante, Cortese, Firestone, Goldsmith, Hoge, Poochigian, and Speier—Aye; Villaraigosa—No.

Assembly Bill No. 1522, Concurrence: Alpert, Bustamante, Cortese, Davis, Goldsmith, and Speier—Aye.

Assembly Bill No. 219, Concurrence: Alpert, Valerie Brown, Bustamante, Cortese, Goldsmith, Hoge, Sher, and Speier—Aye.

Assembly Bill No. 232, Concurrence: Alpert, Bustamante, Cortese, Goldsmith, and Speier—Aye.

Assembly Bill No. 355, Concurrence: Alpert, Bustamante, Cortese, Goldsmith, and Speier—Aye.

Assembly Bill No. 620, Concurrence: Cortese, Goldsmith, and Speier—Aye; Hoge—No.

Assembly Bill No. 790, Concurrence: Alpert, Cortese, Goldsmith, and Speier—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 27: Hoge—Aye; Alpert, Cortese, Goldsmith, and Speier—No.

Assembly Bill No. 111, Kuykendall Amendments—Set 32.1: Hoge—Aye; Bustamante and Katz—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 38: Bowler, Hoge, and Knowles—Aye; Bowen, Cunneen, and Katz—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 39: Hoge, Knowles, and Sher—Aye; Bowen and Weggeland—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 41: Bowen, Katz, and Poochigian—Aye; Speier—No.

Senate Bill No. 332: Alby and Machado—Aye.

Senate Bill No. 436, Consent Calendar: Poochigian—Aye.

Motion by Assembly Member Burton: Goldsmith—Aye.

Morrow Motion to Appeal the Decision of the Chair: Poochigian—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 35: Cortese and Machado—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 36: Firestone—No.

Thompson Motion to Appeal the Decision of the Chair: Goldsmith—Aye.

Motion to Adjourn: Goldsmith—No.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Speaker Emeritus Brown that the Assembly adjourn.

Motion carried by the following vote:

AYES—37

Alpert	Cannella	Knox	Setencich
Archie-Hudson	Cortese	Kuehl	Sher
Bates	Davis	Lee	Speier
Bowen	Ducheny	Machado	Sweeney
Brown, Valerie	Figueroa	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	Mme. Speaker
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	
Campbell	Katz	Napolitano	

NOES—36

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Pringle
Battin	Frusetta	Kuykendall	Rainey
Boland	Goldsmith	Margett	Rogan
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brulte	House	Morrow	Woods

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:15 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Gallegos, of the 57th Assembly District, introduced Carmine Lanza, Chief of Police, City of Baldwin Park.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Wednesday, June 28, 1995, out of respect to the memory of Tony Franich, on motion of Assembly Member Frusetta; out of respect to the memory of Hjordis A. Baker, on motion of Assembly Member Martinez; out of respect to the memory of Gary Cockrell, on motion of Assembly Member Bordonaro; out of respect to the memory of Arlene Brooks and Carl Anthony Peal, on motion of Assembly Member Woods; and out of respect to the memory of Helen Rose Brown Lial, on motion of Assembly Member Isenberg.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 27, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

111 (Kuykendall amendments—Set 32.1)
(Kaloogian amendments—Set 33)
(Kaloogian amendments—Set 41)
365
531
917

Senate Bills

119
129
274
312
351
352
353
406
456
494
525
531
768
815
832
851
1018
1055
1080
1148
1296

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

111 (Kaloogian amendments—Set 27)
(Kaloogian amendments—Set 34)
(Kaloogian amendments—Set 35)
(Kaloogian amendments—Set 36)
(Kaloogian amendments—Set 37)
(Kaloogian amendments—Set 38)
(Kaloogian amendments—Set 39)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 28, 1995

NINETY-NINTH SESSION DAY

TWO HUNDRED SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 28, 1995

The Assembly met at 9:30 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Goldsmith moved a quorum call of the Assembly.

Motion carried. Time, 9:31 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 10:15 a.m., Majority Speaker pro Tempore Setencich announced that the Democratic Caucus would meet, at this time, in the Tom Bane Rules Committee Room.

QUORUM PRESENT

At 11:53 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord in Heaven, Strengthen our God-fearing leaders; make firm the faith; calm the nations, pacify the world; protect this beautiful state we live in; place our departed parents, kin and friends where the just dwell; and accept us in repentance as a good and loving God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Bustamante 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 Cortese, seconded by Assembly Member Cunneen.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Escutia.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I will serve as Chairwoman of the Assembly Select Committee on the Insolvency of Orange County and Assemblymember Marguerite Archie-Hudson will serve as Vice Chairwoman of this committee for the 1995–96 Regular Legislative Session. I have also appointed Assemblymembers Brett Granlund and Bernie Richter to this committee. Assemblymembers Mike Sweeney and Bruce Thompson will no longer serve on this select committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Budget Committee to fill an existing vacancy for today's hearing only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Mickey Conroy and Peter Frusetta to the Assembly Appropriations Committee to fill existing vacancies for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Marilyn Brewer will not serve as Chairwoman of the Assembly Human Services Committee, but will continue to serve as a member for the hearing today only, June 28, 1995. I have appointed Assemblymember Brett Granlund to this committee as Chairman, to fill an existing vacancy for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Education Committee to fill an existing vacancy for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Mickey Conroy as Vice Chairman of the Assembly Utilities and Commerce Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember James Brulte to the Assembly Water, Parks and Wildlife Committee to fill an existing vacancy for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Weggeland to the Assembly Agriculture Committee to fill an existing vacancy for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I will not serve on the Assembly Education Committee for today only, June 28, 1995 and that I have appointed Assemblymember Jim Cunneen to this committee in my place for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I will no longer serve on the Assembly Water, Parks and Wildlife Committee. I have also appointed Assemblymember Curt Pringle to this committee to fill my vacancy for the hearing today only, June 28, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 28, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 531
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 28, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 365
Assembly Bill No. 917
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

AUTHOR'S AMENDMENTS

Committee on Local Government

June 28, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 288
With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 288—An act to add Sections 36550.3 and 36552 to the Streets and Highways Code, relating to assessments.

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 Higher Education

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 4
Senate Bill No. 179
Senate Bill No. 400
Senate Bill No. 433
Senate Bill No. 1062
Senate Bill No. 703

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 316
Senate Bill No. 675
Senate Bill No. 685
Senate Bill No. 762
Senate Bill No. 779
Senate Bill No. 1169

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ALLEN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 137
Senate Bill No. 286
Senate Bill No. 378
Senate Bill No. 679
Senate Bill No. 888
Senate Bill No. 1265

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 477
Senate Bill No. 648
Senate Bill No. 1174

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

SPEIER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 452

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

SPEIER, Chairwoman

Above bill re-referred to the Committee on Judiciary.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following resolution was ordered re-referred to the Committee on Appropriations:

Senate Joint Resolution No. 10.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Assembly Bill No. 397, on request of Assembly Member Bustamante.

RECESS

By unanimous consent, at 11:55 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 4:16 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

JOINT RULE 62(a) WAIVED

Assembly Member Poochigian was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 531 for hearing in the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

Assembly Member Granlund was granted unanimous consent that the Committee on Human Services be permitted to hold a meeting today, upon adjournment of Floor session, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 503, 520, 575, 732, 817, 965, 971, 973, and 1262.

MOTION TO ADJOURN

At 4:17 p.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Assembly Member Bustamante seconded the motion.

Motion carried.

ADJOURNMENT

At 4:18 p.m., pursuant to the motion by Assembly Member Hannigan, the Assembly adjourned until 1 p.m., Thursday, June 29, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 28, 1995

The following measure was amended in the Assembly on this day:

Senate Bill
288

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 29, 1995

ONE HUNDREDTH SESSION DAY

TWO HUNDRED SEVENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 29, 1995

The Assembly met at 1 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Sweeney moved a quorum call of the Assembly.

Motion carried. Time, 1:01 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 1:23 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, and Master of Life, Take from us the spirit of sloth, faintheartedness and idle talk. But give rather the spirit of patience and love to us Your servants. Yes, Lord and King, grant us to see our own faults and not to condemn those around us, for You are blessed to ages of ages.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Aguiar 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 Bustamante, seconded by Assembly Member Margett.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Escutia.

REPORTS

The following reports were presented by the Chief Clerk:

Report to the Legislature on
School District Tobacco-Use Prevention Education Expenditures and Services
(Pursuant to Health and Safety Code Section 24618.6)

Above transmitted report, together with letter of transmittal from Martha Zaragoza-Diaz, Director, Governmental Affairs Office, Department of Education, Sacramento, dated June 14, 1995, referred by the Speaker to the Committee on Education.

Implementation of Recommendations Provided in
the 1993 Victims of Crime Program Management Study
(Pursuant to Assembly Bill 3343, Chapter 1242, Statutes of 1994)

Above transmitted report, together with letter of transmittal from Austin Eaton, Executive Officer, State Board of Control, Sacramento, dated June 23, 1995, referred by the Speaker to the Committee on Public Safety.

1994 Annual Report Investment Supplement,
State Teachers' Retirement System
(Pursuant to Education Code Section 22218)

Above transmitted report, together with letter of transmittal from James D. Mosman, Chief Executive Officer, State Teachers' Retirement System, Sacramento, dated June 22, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 29, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 531.

JIM MORRISSEY

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

June 29, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 960

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 960—An act to amend Sections 216 and 311 of, and to add Section 306.3 to, the Public Utilities Code, relating to state agencies.

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

June 29, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 163
Senate Bill No. 660

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 163—An act to add and repeal Chapter 1.5 (commencing with Section 43025) of Part 5 of Division 26 of, and to repeal and add Section 43021 of, the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 660—An act to amend Sections 51231, 51287, 65040, 65040.2, 65861, 66016, 66031, and 66499.35 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 29, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 718

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 718—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6203, 6283, 6480.1, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32251.5, 32401, 32469, 40111, 40187, 40209, 41096, 41143.4, 41169, 43520, 45651, 45865, 46501, 46551, 50139, 50151, 50156.9, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, 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 Public Safety

June 29, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 9
Senate Bill No. 215
Senate bill No. 303

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 9—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 215—An act to amend Section 2933 of the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 303—An act to amend Section 1347 of the Penal Code, relating to testimony.

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 Budget

June 29, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 18

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VASCONCELLOS, Chairman

SENATE BILL NO. 18—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 29, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1321

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 1321—An act to amend Sections 6046.5, 6046.6, 6060, and 6062 of, and to repeal and add Section 6060.3 of, the Business and Professions Code, and to amend Section 26830 of, and to add Section 26830.1 to, the Government Code, relating to legal services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 29, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 15

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 15—An act to amend Section 3291 of the Civil Code, relating to damages.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 29, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 157
Senate Bill No. 1109

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 157—An act to add Article 4 (commencing with Section 6450) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, relating to grass carp, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1109—An act to amend Sections 15097.105 and 18938 of the Health and Safety Code, relating to buildings, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 29, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 305
Senate Bill No. 335
Senate Bill No. 1100

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HAUSER, Chairman

SENATE BILL NO. 305—An act to amend Section 17021.6 of the Health and Safety Code, relating to housing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 335—An act to add Section 1941.3 to the Civil Code, relating to tenantable dwellings.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1100—An act to add Section 65863.10 to the Government Code, and to amend Section 50853 of the Health and Safety Code, relating to housing.

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

June 29, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1943

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 1943—An act to add Article 7 (commencing with Section 65964) to Chapter 4.5 of Division 1 of Title 7 of the Government Code, and to amend Section 71011 of, and to add Section 71031 to, the Public Resources Code, relating to environmental protection.

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 Local Government

June 29, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 936

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 936—An act to amend Sections 65582, 65583.1, and 65584.5 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 29, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 410

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

SENATE BILL NO. 410—An act to add Section 11011.22 to the Government Code, and to add Sections 4474.1, 4787, and 4847 to, the Welfare and Institutions Code, relating to developmental disabilities.

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 Local Government

June 29, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 288

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 288—An act to add Section 36550.3 to the Streets and Highways Code, relating to assessments.

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 Labor and Employment

June 29, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 644

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 644—An act to amend Sections 976.6 and 10214.5 of, and to repeal Sections 1612 and 10218.5 of, the Unemployment Insurance Code, relating to employment training.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 29, 1995

The Committee on Health reports:

Senate Bill No. 113
Senate Bill No. 396

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 113—An act to amend Sections 1203, 1204, 1206, 1207, 1208, 1209, 1209.1, 1210, 1211, 1212, 1220, 1222, 1223, 1224, 1227, 1241, 1245, 1246.5, 1261, 1261.5, 1262, 1265, 1269, 1300, 1320, 1321, 1322, 1323, 1324, 1325, and 1327 of, to add Sections 1202.5, 1206.5, 1224.5, and 1288.5 to, to add Article 6.5 (commencing with Section 1310) to Chapter 3 of Division 2 of, and to repeal Sections 1229 and 1241.1 of, the Business and Professions Code, relating to clinical laboratories.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 396—An act to amend Sections 113, 27510, 27511, 27512, 27517, 27519, 27523, 27531, 27534, 27535, 27550, 27560, 27604, 27614, 27621, 27622, 27623, 27625, 27627, 27629, 27632, 27675, 27791, 27844, 27845, and 27849 of, to add Sections 27508, 27512.5, 27514, 27514.1, 27514.2, 27518.5, 27519.1, 27519.2, 27523.1, 27523.2, 27523.3, 27523.4, 27523.8, 27525.1, 27531.5, 27533.5, 27536.3, 27602.4, 27612.1, and 27677 to, and to repeal and add Sections 27606 and 27612 of, the Health and Safety Code, relating to food 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.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 29, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 954

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

SENATE BILL NO. 954—An act to amend Section 19605.51 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 29, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 485

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 485—An act to add and repeal Sections 17053.31 and 23631 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Budget

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Budget reports:

Assembly Bill No. 818
Assembly Bill No. 820

With the recommendation: Do pass.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Budget reports:

Assembly Bill No. 817
Assembly Bill No. 940

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

Committee on Agriculture

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 800

With the recommendation: Do pass, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

HARVEY, Chairman

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 709

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 454

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALLEN, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker. Your Committee on Transportation reports:

Senate Bill No. 1302

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above bill ordered to second reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 36

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 857

With the recommendation: Do pass.

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.

BOLAND, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 169

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 3

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 996

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 311

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 23	Senate Bill No. 591
Senate Bill No. 147	Senate Bill No. 605
Senate Bill No. 247	Senate Bill No. 680
Senate Bill No. 289	Senate Bill No. 682
Senate Bill No. 584	Senate Bill No. 981

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 12

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above resolution ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 338

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 503

With the recommendation: Do pass, and be re-referred to the Committee on Transportation.

GRANLUND, Chairman

Above bill re-referred to the Committee on Transportation.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 520

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 817

With the recommendation: Do pass, and be re-referred to the Committee on Health.

GRANLUND, Chairman

Above bill re-referred to the Committee on Health.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 965

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 320
Senate Bill No. 467

With amendments with the recommendation: Amend, and do pass, as amended.

SPEIER, Chairwoman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1247

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 422

With the recommendation: Do pass.

ALLEN, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 287

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 21
Senate Bill No. 432
Senate Bill No. 1027
Senate Bill No. 1028

With the recommendation: Do pass.

SPEIER, Chairwoman

Above bills ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 401

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.

TUCKER, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Joint Resolution No. 18

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

SPEIER, Chairwoman

Above resolution ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 581

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bill ordered to second reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 394

With amendments with the recommendation: Amend, and do pass, as amended.

McPHERSON, Chairman

Above bill ordered to second reading.

Committee on Rules

June 29, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Assembly Bill No. 531

AGUIAR, Chairman

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 123
Assembly Bill No. 167
Assembly Bill No. 189
Assembly Bill No. 419
Assembly Bill No. 431
Assembly Bill No. 441
Assembly Bill No. 520
Assembly Bill No. 522
Assembly Bill No. 1029
Assembly Bill No. 1087
Assembly Bill No. 1222
Assembly Bill No. 1413
Assembly Bill No. 1435
Assembly Bill No. 1620
Assembly Bill No. 1781

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 40

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Catherine Bullock and Doris Rausch, of Saratoga.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Conroy announced his intention to request that Senate Bill No. 423 be removed from the inactive file.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Alpert was granted unanimous consent that Senate Bill No. 619 be withdrawn from the Committee on Education and re-referred to the Committee on Insurance.

CONSIDERATION OF SENATE BILL NO. 1263 BY UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent to take up Senate Bill No. 1263, out of order.

SENATE BILL NO. 1263 (Dills)—An act to amend Section 11205 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 Katz.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Katz moved a call of the Assembly.

Motion carried. Time, 1:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Morrissey:

Resolved, That Joint Rule 61 be suspended to permit Assembly Bill No. 531 to be considered for passage.

By Assembly Member Pringle:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Appropriations to meet, consider, and report Assembly Bills Nos. 825 and 1855 for further action and to be considered for passage.

By Assembly Member Granlund:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Human Services and Appropriations to meet, consider, and report Assembly Bill No. 932 for further action and to be considered for passage.

By Assembly Member Knowles:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Insurance and Appropriations to meet, consider, and report Assembly Bill No. 341 for further action and to be considered for passage.

Resolutions read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 1:31 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY BILL NO. 694 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Assembly Bill No. 694, out of order.

ASSEMBLY BILL NO. 694 (Bustamante)—An act to add Section 6358.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—62

Aguiar	Campbell	Kaloogian	Napolitano
Alby	Cannella	Knight	Olberg
Alpert	Conroy	Knox	Poochigian
Archie-Hudson	Cortese	Kuehl	Pringle
Baca	Cunneen	Kuykendall	Rainey
Baldwin	Davis	Lee	Richter
Battin	Ducheny	Machado	Rogan
Boland	Firestone	Margett	Setencich
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Goldsmith	McDonald	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Harvey	Miller	Villaraigosa
Brown, Valerie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Burton	Hoge	Murray, Kevin	
Bustamante	House	Murray, Willard	

NOES—3

Caldera	Isenberg	Katz

Bill ordered transmitted to the Senate immediately.

CALL OF THE ASSEMBLY DISPENSED WITH ON RESOLUTIONS TO SUSPEND JOINT RULES

At 1:33 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Resolutions to suspend Joint Rules were adopted by the following vote:

AYES—68

Aguiar	Caldera	Isenberg	Murray, Willard
Alby	Campbell	Kaloogian	Napolitano
Alpert	Cannella	Katz	Olberg
Archie-Hudson	Conroy	Knight	Poochigian
Baca	Cortese	Knox	Rainey
Baldwin	Cunneen	Kuehl	Richter
Bates	Davis	Kuykendall	Rogan
Battin	Ducheny	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brewer	Granlund	McPherson	Thompson
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	House	Murray, Kevin	Mme. Speaker

NOES—None

CONSIDERATION OF SENATE BILL NO. 300 BY UNANIMOUS CONSENT

Assembly Member Hauser was granted unanimous consent to take up Senate Bill No. 300, out of order.

SENATE BILL NO. 300 (Petris)—An act to amend Sections 1365, 1365.9, and 1368 of the Civil Code, relating to common interest developments.

Bill read third time.

Motion to Amend

Assembly Member Hauser moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Rainey was granted unanimous consent that Senate Bill No. 62 be withdrawn from the Committee on Local Government and re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

CONSIDERATION OF SENATE BILL NO. 634 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 634, out of order.

SENATE BILL NO. 634 (Kopp)—An act to amend Section 17006.5 of, and to amend, repeal, and add Section 10850.3 of, the Welfare and Institutions Code, relating to public social services.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Eddleman, of Sacramento, who was a chef at the Capitol Cafe. Assembly Member Isenberg especially acknowledged the lifesaving efforts of James Gulley and Lena Foster.

Assembly Members Davis, Alpert, Ducheny, Goldsmith, Baldwin, Kaloogian, and Thompson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of legendary scientist Dr. Jonas Edward Salk, of La Jolla.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Assembly Joint Resolution No. 40, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY JOINT RESOLUTION NO. 40 (Alby)—Relative to military base closures.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Archie-Hudson	Conroy	Katz	Olberg
Baca	Cortese	Knight	Poochigian
Baldwin	Cunneen	Knowles	Rainey
Battin	Figueroa	Knox	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Granlund	McDonald	Takasugi
Brown, Valerie	Hannigan	McPherson	Thompson
Brown, Willie	Harvey	Miller	Tucker
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	House	Murray, Kevin	Mme. Speaker

NOES—2

Hoge	Villaraigosa

Above resolution ordered enrolled immediately.

CONSIDERATION OF SENATE BILL NO. 485 BY UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent to take up Senate Bill No. 485, out of order.

SENATE BILL NO. 485 (Solis)—An act to add Section 4024.3 to the Penal Code, relating to work release programs.

Bill read third time, and presented by Assembly Member Rogan.

Bill passed by the following vote:

AYES—71

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Rogan
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Frusetta	Lee	Speier
Bordonaro	Gallegos	Machado	Sweeney
Bowen	Goldsmith	Margett	Takasugi
Bowler	Granlund	Martinez	Thompson
Brown, Valerie	Hannigan	Mazzoni	Tucker
Brown, Willie	Harvey	McDonald	Villaraigosa
Brulte	Hauser	McPherson	Weggeland
Burton	Hawkins	Miller	Woods
Bustamante	Hoge	Morrissey	Mme. Speaker
Caldera	House	Morrow	

NOES—None

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 531

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

ASSEMBLY BILL NO. 531 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Morrissey was granted unanimous consent to take up Assembly Bill No. 531 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

ASSEMBLY BILL NO. 531—An act to add Article 1.5 (commencing with Section 41750) to Chapter 3 of Part 4 of Division 26 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 third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Kent Presson, born to Steve and Cynthia Presson, of Sacramento.

BILL RETURNED TO CONSENT CALENDAR

Assembly Member Hauser was granted unanimous consent that Senate Bill No. 300 be returned to the Consent Calendar.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1248, on request of Assembly Member Boland.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Figueroa.

Resolved, That Senate Bill No. 996 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—68

Aguiar	Caldera	Isenberg	Murray, Willard
Alby	Campbell	Kaloogian	Napolitano
Alpert	Cannella	Katz	Olberg
Archie-Hudson	Conroy	Knight	Poochigian
Baca	Cortese	Knox	Rainey
Baldwin	Cunneen	Kuehl	Richter
Bates	Davis	Kuykendall	Rogan
Battin	Ducheny	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brewer	Granlund	McPherson	Thompson
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	House	Murray, Kevin	Mme. Speaker

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 996

SENATE BILL NO. 996—An act to amend Section 62.7 of, and to add and repeal Section 62.9 of, the Labor Code, and to amend Section 19532 of, and to add and repeal Section 19290.1 of, the Revenue and Taxation Code, relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

CONSIDERATION OF ASSEMBLY BILL NO. 365 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Assembly Bill No. 365, out of order.

ASSEMBLY BILL NO. 365 (Hannigan)—An act to amend Section 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—64

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Figueroa	Kuykendall	Rogan
Baldwin	Firestone	Lee	Setencich
Battin	Frusetta	Machado	Sher
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Willie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Campbell	Hawkins	Morrissey	Weggeland
Cannella	Hoge	Morrow	Woods
Conroy	Kaloogian	Murray, Willard	Mme. Speaker

NOES—10

Bates	Burton	House	Villaraigosa
Bowen	Caldera	Isenberg	
Brown, Valerie	Friedman	Richter	

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 917 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Assembly Bill No. 917, out of order.

ASSEMBLY BILL NO. 917 (Cunneen)—An act to add Section 15399.70 to the Government Code, and to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Demand for Previous Question

Assembly Members Burton, Ducheny, Tucker, Davis, and Figueroa demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Aguiar	Cunneen	Knight	Olberg
Alby	Davis	Knowles	Poochigian
Alpert	Ducheny	Knox	Pringle
Archie-Hudson	Figueroa	Kuehl	Rainey
Baca	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Lee	Setencich
Battin	Gallegos	Machado	Sher
Boland	Goldsmith	Margett	Speier
Bordonaro	Granlund	Martinez	Sweeney
Bowler	Hannigan	Mazzoni	Takasugi
Brewer	Harvey	McDonald	Thompson
Brulte	Hauser	McPherson	Tucker
Campbell	Hawkins	Miller	Vasconcellos
Cannella	Hoge	Morrissey	Weggeland
Conroy	House	Morrow	Woods
Cortese	Kaloogian	Murray, Willard	Mme. Speaker

NOES—12

Bates	Brown, Willie	Friedman	Napolitano
Bowen	Burton	Isenberg	Richter
Brown, Valerie	Caldera	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 996 BY UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent to take up Senate Bill No. 996, without reference to file, for purpose of consideration.

SENATE BILL NO. 996 (Lockyer)—An act to amend Section 62.7 of, and to add and repeal Section 62.9 of, the Labor Code, and to amend Section 19532 of, and to add and repeal Section 19290.1 of, the Revenue and Taxation Code, relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Figueroa.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Aguiar	Campbell	House	Murray, Kevin
Alby	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Villaraigosa
Brulte	Harvey	McPherson	Weggeland
Burton	Hauser	Miller	Woods
Bustamante	Hawkins	Morrissey	Mme. Speaker
Caldera	Hoge	Morrow	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Aguiar	Campbell	House	Murray, Kevin
Alby	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Villaraigosa
Brulte	Harvey	McPherson	Weggeland
Burton	Hauser	Miller	Woods
Bustamante	Hawkins	Morrissey	Mme. Speaker
Caldera	Hoge	Morrow	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 233 BY UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 233, out of order.

SENATE BILL NO. 233 (Hughes)—An act to amend Section 11489 of the Health and Safety Code, relating to controlled substances and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Burton.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 312, 353, 1018, and **494,** ordered to third reading;

Senate Bills Nos. 832, 1080, and **525,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 156—An act to add Section 4730.9 to the Health and Safety Code, to amend Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 12.5, 13, 14, 15, 16, 17, 18, 20, 21, 22, 24, 25, 27, 28, 30, 31, 33, and 37 of, and to add Sections 1.5, 13.5, and 36 to, the Napa County Flood Control and Water Conservation District Act (Chapter 1449 of the Statutes of 1951), and to amend Section 4 of, and to add Section 24.5 to, the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to special districts.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 61—An act to amend Section 9255 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 701—An act to amend Section 89506 of, to repeal Sections 89504 and 89505 of, and to repeal and add Sections 89501, 89502, and 89503 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 465—An act to amend Sections 1871.4 and 1871.7 of, and to repeal Section 1879.1 of, the Insurance Code, and to amend Section 550 of, and to repeal Section 550 of, the Penal Code, relating to insurance fraud.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 372—An act to amend Sections 25020.5, 25022.8, 25023.2, 25023.8, 25024, 25027, 25027.5, 25041, 25055, 25061, 25062.5, 25063, 25080, 25081, 25088, 25090, and 25090.5 of, and to add Sections 25021.9, 25025.9, 25030.5, 25070.4, 25072.1, and 25090.6 to, the Health and Safety Code, and to add Section 21080.24.5 to the Public Resources Code, relating to medical waste.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 219
Assembly Bill No. 355

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., June 29, 1995.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 12
Senate Bill No. 110
Senate Bill No. 253
Senate Bill No. 304
Senate Bill No. 317
Senate Bill No. 332
Senate Bill No. 481
Senate Bill No. 1131
Senate Joint Resolution No. 14

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 61
Assembly Bill No. 156
Assembly Bill No. 210
Assembly Bill No. 284
Assembly Bill No. 303
Assembly Bill No. 361
Assembly Bill No. 421
Assembly Bill No. 453
Assembly Bill No. 578
Assembly Bill No. 601
Assembly Bill No. 605
Assembly Bill No. 710
Assembly Bill No. 788
Assembly Bill No. 803
Assembly Bill No. 809
Assembly Bill No. 949
Assembly Bill No. 969
Assembly Bill No. 998
Assembly Bill No. 1114
Assembly Bill No. 1379
Assembly Bill No. 1388
Assembly Bill No. 1415
Assembly Bill No. 1424
Assembly Bill No. 1610
Assembly Bill No. 1879
Assembly Bill No. 1892
Assembly Bill No. 1945

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 17

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 249
Senate Bill No. 595

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 24

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 249—An act to amend Sections 17144, 17250, 17271, 19144, 19147, 19148, 24307, 24343, 24344, 24411, and 24443 of, and to add Sections 17330, 17859, 17860, 18044, 24344.7, and 24472 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 595—An act to add Sections 737.3, 737.4, 737.5, 737.6, and 737.7 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 24—Relative to airline ticket commission levels.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 141 (Bowen)—An act to add Section 6270 to the Government Code, relating to public records.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—58

Aguiar	Cannella	Katz	Napolitano
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Bates	Ducheny	Kuykendall	Setencich
Bordonaro	Figueroa	Lee	Sher
Bowen	Firestone	Machado	Speier
Brewer	Friedman	Margett	Sweeney
Brown, Valerie	Frusetta	Martinez	Takasugi
Brown, Willie	Gallegos	Mazzoni	Tucker
Brulte	Goldsmith	McDonald	Villaraigosa
Burton	Hannigan	McPherson	Weggeland
Bustamante	Hauser	Miller	Mme. Speaker
Caldera	House	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—12

Alby	Conroy	Hoge	Morrissey
Boland	Harvey	Kaloogian	Morrow
Bowler	Hawkins	Knowles	Thompson

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on proposed amendments to Assembly Bill No. 111 be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Kaloogian—Set 42

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—26

Alby	Cannella	Knight	Richter
Baldwin	Conroy	Knowles	Rogan
Battin	Goldsmith	Margett	Thompson
Bordonaro	Hawkins	Miller	Woods
Bowler	Hoge	Morrissey	Mme. Speaker
Brewer	House	Morrow	
Brulte	Kaloogian	Olberg	

NOES—46

Aguiar	Cortese	Isenberg	Murray, Willard
Alpert	Cunneen	Katz	Napolitano
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Bowen	Firestone	Lee	Speier
Brown, Valerie	Friedman	Machado	Sweeney
Brown, Willie	Frusetta	Martinez	Takasugi
Burton	Gallegos	Mazzoni	Tucker
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Harvey	McPherson	
Campbell	Hauser	Murray, Kevin	

Amendments Withdrawn

Without objection Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 43.

MOTION TO RESCIND ACTION ON ASSEMBLY BILL NO. 111—SET 25 AMENDMENTS

Assembly Member Harvey moved to rescind the action whereby the Assembly, on June 22, 1995 (Assembly Journal, page 2236), adopted Kaloogian amendments—Set 25 to Assembly Bill No. 111.

Assembly Member Firestone seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

What is the motion before the Body?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that a motion to rescind the adoption of Set 25 amendments to Assembly Bill No. 111 is before the Body.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

If the motion to rescind carries, are the Kaloogian amendments—Set 25 again before the Body for consideration?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Harvey moved a call of the Assembly.

Motion carried. Time, 2:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Kaloogian—Set 44

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—18

Alby	Conroy	Knowles	Olberg
Baldwin	Goldsmith	Margett	Richter
Boland	Hawkins	Miller	Woods
Bowen	Isenberg	Morrissey	
Bowler	Kaloogian	Morrow	

NOES—51

Aguiar	Campbell	Katz	Napolitano
Alpert	Cannella	Knight	Rogan
Archie-Hudson	Cortese	Knox	Setencich
Baca	Cunneen	Kuehl	Sher
Bates	Davis	Kuykendall	Speier
Battin	Ducheny	Lee	Sweeney
Bordonaro	Figueroa	Machado	Takasugi
Brown, Valerie	Firestone	Martinez	Thompson
Brown, Willie	Friedman	Mazzoni	Tucker
Brulte	Frusetta	McDonald	Villaraigosa
Burton	Gallegos	McPherson	Weggeland
Bustamante	Hannigan	Murray, Kevin	Mme. Speaker
Caldera	Hauser	Murray, Willard	

Motion to Amend by Assembly Member Knight—Set 45

Assembly Member Knight moved the adoption of amendments.

Amendments read.

Motion to Offer Substitute Motion to Amend

Assembly Member Machado moved to offer a substitute motion to amend Assembly Bill No. 111.

Assembly Member Tucker seconded the motion.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is Assembly Member Machado aware that proposed amendments—Set 80 are at the Desk with the language he proposes in his substitute motion?

Further Consideration of Machado Substitute Motion to Amend

The question being on the motion by Assembly Member Machado to offer a substitute motion to amend Assembly Bill No. 111 with the same language as proposed in Set—80 amendments.

Motion lost by the following vote:

AYES—24

Alpert	Cannella	Knox	Murray, Willard
Bowen	Cortese	Kuehl	Napolitano
Brown, Willie	Ducheny	Lee	Speier
Burton	Hauser	Machado	Sweeney
Bustamante	Isenberg	Mazzoni	Tucker
Caldera	Katz	Murray, Kevin	Villaraigosa

NOES—45

Aguiar	Campbell	Knight	Rainey
Alby	Conroy	Knowles	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Firestone	Margett	Sher
Bates	Frusetta	Martinez	Takasugi
Battin	Gallegos	McDonald	Thompson
Boland	Goldsmith	McPherson	Weggeland
Bordonaro	Granlund	Miller	Woods
Bowler	Harvey	Morrissey	Mme. Speaker
Brewer	Hawkins	Morrow	
Brown, Valerie	House	Olberg	
Brulte	Kaloogian	Poochigian	

Further Consideration of Knight Amendments—Set 45

The question being on the motion by Assembly Member Knight to amend Assembly Bill No. 111—Set 45.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Knowles moved a call of the Assembly.

Motion carried. Time, 3:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Knight—Set 46

Assembly Member Knight moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McDonald moved a call of the Assembly.

Motion carried. Time, 3:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Bowler—Set 47

Assembly Member Bowler moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowler moved a call of the Assembly.

Motion carried. Time, 3:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Bordonaro—Set 48

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bordonaro moved a call of the Assembly.

Motion carried. Time, 3:31 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Amendments Withdrawn

Without objection Assembly Member Bordonaro withdrew amendments to Assembly Bill No. 111—Sets 49, 50, and 51.

Motion to Amend by Assembly Member Bordonaro—Set 52

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bustamante moved a call of the Assembly.

Motion carried. Time, 3:34 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Granlund—Set 53

Assembly Member Granlund moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—4

Baldwin	Conroy	Isenberg	Kaloogian

NOES—63

Aguiar	Caldera	Hoge	Murray, Willard
Alby	Campbell	Katz	Napolitano
Alpert	Cannella	Knight	Poochigian
Archie-Hudson	Cortese	Knox	Pringle
Baca	Cunneen	Kuehl	Rainey
Bates	Davis	Kuykendall	Rogan
Battin	Ducheny	Lee	Setencich
Boland	Figueroa	Machado	Sher
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Tucker
Brown, Willie	Granlund	McPherson	Villaraigosa
Brulte	Hannigan	Miller	Weggeland
Burton	Harvey	Morrissey	Mme. Speaker
Bustamante	Hauser	Murray, Kevin	

Motion to Amend by Assembly Member Granlund—Set 54

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Granlund moved a call of the Assembly.

Motion carried. Time, 3:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Granlund—Set 55

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Granlund moved a call of the Assembly.

Motion carried. Time, 3:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Amendments Withdrawn

Without objection Assembly Member Granlund withdrew amendments to Assembly Bill No. 111—Set 56.

At 3:44 p.m., Speaker Doris Allen, 67th District, presiding

ANNOUNCEMENTS

Speaker Allen announced that after July 1, 1995 per diem and payroll checks would be withheld pending passage of the State Budget.

At 3:45 p.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 111

Motion to Amend by Assembly Member Katz—Set 64

Assembly Member Katz moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 3:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Katz—Set 65

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Goldsmith Motion to Offer Substitute Amendments

Assembly Member Goldsmith moved to offer a substitute motion to amend the Katz amendments—Set 65.

Assembly Member Thompson seconded the motion.

Point of Order

Assembly Member Burton arose to the following point of order:

That it is not in order to propose legislation to change statutory law as part of the process of amending the Budget.

Further Consideration of Katz Amendments—Set 65 Passed Temporarily

By unanimous consent, further consideration of proposed Katz amendments—Set 65 passed temporarily.

POINT OF PERSONAL PRIVILEGE

Assembly Member Brulte arose to a point of personal privilege.

Point of Order

Assembly Member Katz arose to the following point of order:

That under the rules a point of personal privilege applies to a Member of the Legislature and not a third party.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken; that Assembly Member Brulte had arisen to a point of information.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 111
Motion to Amend by Assembly Member Katz—Set 66

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

That visitors in the Gallery observe decorum of the Chamber.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The question being on the Katz motion to amend Assembly Bill No. 111—Set 66.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Katz moved a call of the Assembly.

Motion carried. Time, 4:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Katz Motion to Amend Assembly Bill No. 111—Set 67, As Presented by Assembly Member Ducheny

Assembly Member Katz moved the adoption of amendments.

Amendments read.

At 4:30 p.m., Speaker Doris Allen, 67th District, presiding

RECESS

By unanimous consent, at 4:31 p.m., Speaker Allen declared the Assembly recessed.

REASSEMBLED

At 5:10 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF KATZ MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 67

The question being on the motion by Assembly Member Katz to amend Assembly Bill No. 111—Set 67.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuykendall moved a call of the Assembly.

Motion carried. Time, 5:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

PROPOSED KATZ AMENDMENTS—SET 65 PASSED AND RETAINED

By unanimous consent further consideration of proposed amendments—Set 65 was passed and retained.

POINT OF ORDER

Assembly Member Morrissey arose to the following point of order:

That Members' votes are recorded who do not appear to be present on the Floor.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the previous roll call vote taken is under Call of the Assembly and Members may record their votes upon dispensing with the Call of the Assembly.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 111

Motion to Amend by Assembly Member Baldwin—Set 68

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 5:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Brulte was granted unanimous consent that the following communication be printed in the Journal:

Pete Wilson's Record on BRAC 1995

DATE	RECORD
June 1993	McClellan visit at impromptu rally of base workers following Base Closure Commission actions rejecting closure of McClellan.
July 7, 1993	Remarks at McClellan town meeting.
May 4, 1994	Executive Order W-87-94 directs the Governor's Office of Planning and Research to coordinate the State effort to assist local communities in developing strategies to protect California bases from further closings.
Aug. 29, 1994	Appointed Judy Ann Miller as the Director of the Governor's Office of Military Base Retention. This appointment is a key component of Governor Wilson's strategy to protect California during the 1995 round of federal Base Closure and Reuse Commission.
Dec. 8, 1994	Governor Wilson announced the creation of the Military Advisory Council.
Dec. 8, 1994	Governor's Office hosted a BRAC 1995: Holding the Line conference in San Diego. Governor Wilson gave remarks to conferencees stressing the importance of obtaining CA's military installations.

January 25, 1995	Governor Wilson writes to Secretary of Defense William Perry to inform him of recent successes that regulatory agencies in California have had in working with DoD environmental program and the U.S. EPA.
Feb. 3, 1995	Governor Wilson writes to Secretary of Defense William Perry to inform him of actions being taken by the State relative to environmental regulation, to ensure that California continues to have the capacity to accommodate military missions.
February 8, 1995	Governor Wilson and Secretary of Defense William Perry meet in Washington, D.C. to discuss environmental concerns with regard to BRAC.
Feb. 23, 1995	Governor Wilson gave remarks pledging his support for the retention of Long Beach Naval Shipyard during the 1995 Base Closure and Realignment process.
Feb. 25, 1995	Governor Wilson gives remarks at McClellan Air Force Base, supporting the efforts to keep McClellan open.
Feb. 28, 1995	Governor Wilson criticized the Department of Defense recommendation to close and realign fourteen California military facilities, including Long Beach Naval Shipyard, as part of BRAC 1995. (press release)
April 25, 1995	BRAC members Wendi Steele and Rebecca Cox tour Sierra Army Depot with Governor's Office representative Lee Grissom.
April 26, 1995	BRAC members Wendi Steele tours Fort Hunter Liggett with Governor's Office representative Jolena Voorhis.
April 26, 1995	BRAC member Rebecca Cox and Alton Cornella tour Onizuka with Governor's Office representative Lee Grissom.
April 26, 1995	BRAC members Rebecca Cox and Alton Cornella tour Moffett with Governor's Office representative Lee Grissom.
April 27, 1995	BRAC members Rebecca Cox, Alton Cornella, Adm. Ben Montoya, and Wendi Steele tour Long Beach Naval Shipyard with the Governor and Lee Grissom.

April 28, 1995	Governor's Office hosted the Base Realignment and Closure Commissions regional hearing in San Francisco. Remarks were given by Lee Grissom on behalf of the Governor.
May 10, 1995	Governor Wilson expressed deep concern over the Base Realignment and Closure Commission decision to add an additional eight California military installations, including McClellan Air Force Base, to the closure list under the commission's consideration.
May 15, 1995	Governor Wilson writes to Governor Merrill of New Hampshire to express his concern that the Clinton Administration's cuts in the defense budget and proposals to close the naval shipyards in Long Beach and Portsmith have reached dangerous levels, threatening not only the economic security of communities in both states, but the nation's level of military preparedness.
May 22, 1995	BRAC member Adm. Montoya toured McClellan with Governor's Office with Judy Ann Miller.
May 23, 1995	BRAC members Adm. Montoya and Rebecca Cox toured San Bruno and Supship San Francisco with Governor's Office representative Jolena Voorhis.
May 23, 1995	BRAC member Rebecca Cox toured NWAD Corona with Governor's Office representative Jolena Voorhis.
May 23, 1995	BRAC members tour Oakland Army Base with Judy Ann Miller.
May 25, 1995	Governor's Office hosted the Base Realignment and Closure Commissions second regional hearing in San Francisco. Remarks were given by Lee Grissom on behalf of the Governor.
May 30, 1995	BRAC members Adm. Montoya and Rebecca Cox tour Pt. Mugu and China Lake with Governor's Office representative Jolena Voorhis.
June 14–30, 1995	Judy Miller trip to D.C. to meet with BRAC Commissioners and staff, DOD and others regarding final Commission actions.
June 15, 1995	Governor Wilson writes to BRAC Commissioner Benjamin Montoya stressing the importance of keeping Long Beach Naval Shipyard of the 1995 BRAC list.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 111 AMENDMENTS WITHDRAWN

Without objection Assembly Member Bordonaro withdrew amendments to Assembly Bill No. 111—Set 69.

Motion to Amend by Assembly Member House—Set 72

Assembly Member House moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Mazzoni arose to the following point of order:

That Assembly Member Boland limit debate to the merits of the proposed amendments.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The question being on the motion by Assembly Member House to amend Assembly Bill No. 111—Set 72.

Motion to amend lost by the following vote:

AYES—28

Aguiar	Brulte	Margett	Richter
Alby	Conroy	Miller	Rogan
Baldwin	Harvey	Morrissey	Setencich
Battin	Hoge	Morrow	Thompson
Boland	House	Olberg	Weggeland
Bordonaro	Kaloogian	Poochigian	Woods
Bowler	Knight	Pringle	Mme. Speaker

NOES—42

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Cortese	Knox	Napolitano
Baca	Cunneen	Kuehl	Rainey
Bates	Davis	Kuykendall	Sher
Bowen	Ducheny	Lee	Speier
Brewer	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	McPherson	
Campbell	Isenberg	Murray, Kevin	

Motion to Amend by Assembly Member Brulte—Set 71

Assembly Member Brulte moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Miller arose to the following point of order:

That Assembly Member Burton limit debate to the merits of the proposed amendments.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The question being on the motion by Assembly Member Brulte to amend Assembly Bill No. 111—Set 71.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Archie-Hudson moved a call of the Assembly.

Motion carried. Time, 5:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENT

Majority Speaker pro Tempore Setencich announced a message from the Senate that the Senate Committee on Housing and Land Use is meeting on Monday, July 3, 1995, and that any Assembly bills on file which are not taken up, will become two-year bills.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 1263

At 5:58 p.m., on motion of Assembly Member Katz, 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. 1263 adopted by the following vote:

AYES—65

Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Woods
Bustamante	Hauser	Morrow	Mme. Speaker
Caldera	Hawkins	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Woods
Bustamante	Hauser	Morrow	Mme. Speaker
Caldera	Hawkins	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON HARVEY MOTION TO RESCIND ADOPTION OF AMENDMENTS

At 5:59 p.m., on motion of Assembly Member Harvey, 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 Boland moved to continue the call of the Assembly.

Motion carried. Time, 6 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 MOTION BY ASSEMBLY MEMBER KNIGHT TO AMEND ASSEMBLY BILL NO. 111—SET 45

At 6:01 p.m., on motion of Assembly Member Knowles, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Knight motion to amend Assembly Bill No. 111—Set 45 carried by the following vote:

AYES—40

Aguiar	Cunneen	Kaloogian	Olberg
Alby	Firestone	Knight	Poochigian
Baldwin	Frusetta	Knowles	Rainey
Battin	Goldsmith	Kuykendall	Richter
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	Martinez	Setencich
Bowler	Hawkins	McPherson	Thompson
Brewer	Hoge	Miller	Weggeland
Brulte	House	Morrissey	Woods
Conroy	Isenberg	Morrow	Mme. Speaker

NOES—36

Alpert	Caldera	Hannigan	Murray, Kevin
Archie-Hudson	Campbell	Hauser	Murray, Willard
Baca	Cannella	Katz	Napolitano
Bates	Cortese	Knox	Sher
Bowen	Davis	Kuehl	Speier
Brown, Valerie	Ducheny	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER KNIGHT TO AMEND ASSEMBLY BILL NO. 111—SET 46

At 6:02 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Knight motion to amend Assembly Bill No. 111—Set 46 carried by the following vote:

AYES—39

Aguiar	Cunneen	Knowles	Rainey
Alby	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Margett	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	Mme. Speaker
Conroy	Knight	Pringle	

NOES—38

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BOWLER TO AMEND ASSEMBLY BILL NO. 111—SET 47

At 6:02 p.m., on motion of Assembly Member Bowler, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bowler motion to amend Assembly Bill No. 111—Set 47 lost by the following vote:

AYES—17

Alby	Brewer	Miller	Rogan
Baldwin	Gallegos	Morrissey	Woods
Bordonaro	Katz	Morrow	
Bowen	Knight	Olberg	
Bowler	Knowles	Richter	

NOES—52

Aguiar	Cannella	Knox	Poochigian
Alpert	Cortese	Kuehl	Rainey
Archie-Hudson	Cunneen	Kuykendall	Setencich
Baca	Davis	Lee	Sher
Bates	Ducheny	Machado	Speier
Battin	Figueroa	Margett	Sweeney
Brown, Valerie	Firestone	Martinez	Takasugi
Brown, Willie	Friedman	Mazzoni	Thompson
Brulte	Frusetta	McDonald	Tucker
Burton	Granlund	McPherson	Vasconcellos
Bustamante	Hannigan	Murray, Kevin	Villaraigosa
Caldera	Hauser	Murray, Willard	Weggeland
Campbell	Isenberg	Napolitano	Mme. Speaker

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BORDONARO TO AMEND ASSEMBLY BILL NO. 111—SET 48

At 6:02 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bordonaro motion to amend Assembly Bill No. 111—Set 48 lost by the following vote:

AYES—22

Aguiar	Bowler	Knowles	Pringle
Alby	Brewer	Margett	Richter
Baldwin	Conroy	Miller	Thompson
Battin	Granlund	Morrissey	Woods
Boland	Hoge	Morrow	
Bordonaro	Kaloogian	Olberg	

NOES—44

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Cortese	Katz	Napolitano
Bates	Cunneen	Knox	Setencich
Bowen	Davis	Kuehl	Sher
Brown, Valerie	Ducheny	Lee	Speier
Brown, Willie	Figueroa	Machado	Sweeney
Brulte	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Harvey	McPherson	Mme. Speaker

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BORDONARO TO AMEND ASSEMBLY BILL NO. 111—Set 52

At 6:02 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bordonaro motion to amend Assembly Bill No. 111—Set 52 carried by the following vote:

AYES—40

Aguiar	Brulte	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Baldwin	Cunneen	Knight	Pringle
Battin	Davis	Knowles	Rainey
Boland	Frusetta	Kuykendall	Rogan
Bordonaro	Goldsmith	Margett	Setencich
Bowen	Granlund	McPherson	Takasugi
Bowler	Harvey	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brown, Valerie	House	Morrow	Woods

NOES—32

Archie-Hudson	Cannella	Katz	Murray, Kevin
Baca	Cortese	Knox	Murray, Willard
Bates	Ducheny	Kuehl	Napolitano
Brown, Willie	Figueroa	Lee	Sher
Burton	Friedman	Machado	Speier
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER GRANLUND TO AMEND ASSEMBLY BILL NO. 111—SET 54

At 6:02 p.m., on motion of Assembly Member Granlund, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Granlund motion to amend Assembly Bill No. 111—Set 54 lost by the following vote:

AYES—10

Alby	Harvey	Kaloogian	Thompson
Bowler	Hoge	Knowles	
Granlund	Isenberg	Morrow	

NOES—46

Alpert	Caldera	Hauser	Morrissey
Archie-Hudson	Campbell	Katz	Murray, Kevin
Baca	Cannella	Knight	Murray, Willard
Bates	Conroy	Knox	Napolitano
Battin	Cortese	Kuehl	Richter
Boland	Cunneen	Lee	Sher
Bowen	Davis	Machado	Speier
Brown, Valerie	Ducheny	Margett	Sweeney
Brown, Willie	Figueroa	Martinez	Tucker
Brulte	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	McPherson	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER GRANLUND TO AMEND ASSEMBLY BILL NO. 111—SET 55

At 6:03 p.m., on motion of Assembly Member Granlund, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Granlund motion to amend Assembly Bill No. 111—Set 55 lost by the following vote:

AYES—23

Baldwin	Conroy	Knight	Olberg
Battin	Davis	Knowles	Richter
Boland	Goldsmith	Kuykendall	Rogan
Bowen	House	Margett	Thompson
Bowler	Isenberg	Miller	Woods
Brewer	Kaloogian	Morrow	

NOES—37

Alpert	Cannella	Knox	Sher
Archie-Hudson	Cortese	Kuehl	Speier
Baca	Ducheny	Lee	Sweeney
Bates	Figueroa	Machado	Takasugi
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Bustamante	Harvey	Murray, Kevin	
Caldera	Hauser	Murray, Willard	
Campbell	Katz	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Granlund to Assembly Bill No. 111—Set 55: Assembly Member Poochigian, from "Aye" to "Not Voting".

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER KATZ TO AMEND ASSEMBLY BILL NO. 111—SET 64

At 6:03 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Katz motion to amend Assembly Bill No. 111—Set 64 carried by the following vote:

AYES—41

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Cortese	Knox	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Margett	Tucker
Brown, Willie	Gallegos	Martinez	Vasconcellos
Burton	Hannigan	Mazzoni	Villaraigosa
Bustamante	Hauser	McDonald	
Caldera	Isenberg	McPherson	
Campbell	Kaloogian	Murray, Kevin	

NOES—34

Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Battin	Frusetta	Miller	Takasugi
Boland	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Weggeland
Bowler	Harvey	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knight	Rainey	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER KATZ TO AMEND ASSEMBLY BILL NO. 111—SET 66

At 6:04 p.m., on motion of Assembly Member Katz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Katz motion to amend Assembly Bill No. 111—Set 66 lost by the following vote:

AYES—36

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Cortese	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Brown, Valerie	Ducheny	Lee	Speier
Brown, Willie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

NOES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Frusetta	Margett	Rogan
Baldwin	Goldsmith	McPherson	Setencich
Battin	Granlund	Miller	Takasugi
Boland	Harvey	Morrissey	Thompson
Bordonaro	Hoge	Morrow	Weggeland
Bowler	House	Olberg	Woods
Brewer	Kaloogian	Poochigian	Mme. Speaker
Brulte	Knight	Pringle	
Conroy	Knowles	Rainey	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER KATZ TO AMEND ASSEMBLY BILL NO. 111—SET 67

At 6:05 p.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Katz motion to amend Assembly Bill No. 111—Set 67 carried by the following vote:

AYES—39

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Cortese	Knox	Napolitano
Bates	Cunneen	Kuehl	Sher
Bowen	Davis	Lee	Speier
Brown, Valerie	Ducheny	Machado	Sweeney
Brown, Willie	Figueroa	Martinez	Tucker
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	

NOES—30

Alby	Conroy	Knowles	Pringle
Baldwin	Granlund	Kuykendall	Rainey
Battin	Harvey	Margett	Richter
Boland	Hoge	Miller	Rogan
Bordonaro	House	Morrissey	Takasugi
Bowler	Isenberg	Morrow	Thompson
Brewer	Kaloogian	Olberg	
Brulte	Knight	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BALDWIN TO AMEND ASSEMBLY BILL NO. 111—SET 68

At 6:05 p.m., on motion of Assembly Member Kaloogian, 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 Boland moved to continue the call of the Assembly.

Motion carried. Time, 6:05 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 MOTION BY ASSEMBLY MEMBER BRULTE TO AMEND ASSEMBLY BILL NO. 111—SET 71

At 6:07 p.m., on motion of Assembly Member Archie-Hudson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Brulte motion to amend Assembly Bill No. 111—Set 71 carried by the following vote:

AYES—42

Aguiar	Davis	Kuykendall	Richter
Alby	Firestone	Machado	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Speier
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	Woods
Brulte	Isenberg	Poochigian	Mme. Speaker
Conroy	Kaloogian	Pringle	
Cunneen	Knight	Rainey	

NOES—34

Alpert	Caldera	Hauser	Murray, Willard
Archie-Hudson	Campbell	Katz	Napolitano
Baca	Cannella	Knox	Sher
Bates	Cortese	Kuehl	Sweeney
Bowen	Ducheny	Lee	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON HARVEY MOTION TO RESCIND ACTION

At 6:08 p.m., on motion of Assembly Member Boland, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion by Assembly Member Harvey to rescind the action whereby Kaloogian amendments—Set 25 were adopted lost by the following vote:

AYES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Olberg	Mme. Speaker
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

NOES—15

Archie-Hudson	Hauser	Kuehl	Murray, Willard
Brown, Valerie	Isenberg	Lee	Napolitano
Caldera	Katz	McDonald	Villaraigosa
Hannigan	Knowles	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BALDWIN TO AMEND ASSEMBLY BILL NO. 111—SET 68

At 6:08 p.m., on motion of Assembly Member Boland, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Baldwin motion to amend Assembly Bill No. 111—Set 68 lost by the following vote:

AYES—36

Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Margett	Rogan
Battin	Goldsmith	Miller	Setencich
Boland	Granlund	Morrissey	Takasugi
Bordonaro	Harvey	Morrow	Thompson
Bowler	Hoge	Olberg	Weggeland
Brewer	House	Poochigian	Woods
Brulte	Kaloogian	Pringle	Mme. Speaker

NOES—38

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

Motion to Reconsider Set 68 Amendments on Next Legislative Day

Assembly Member Baldwin moved to reconsider on the next legislative day the vote whereby the motion to amend Assembly Bill No. 111—Set 68 lost.

Assembly Bill No. 111—Set 68 amendments ordered to the unfinished business file.

ASSEMBLY BILL NO. 111 HELD AT THE DESK

Assembly Bill No. 111 held at the Desk pending consideration of further amendments prior to the reprinting of the bill, pursuant to unanimous consent granted on June 19, 1995.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 694: Cannella, Cortese, Hoge, Lee, Martinez, McPherson, Poochigian, Pringle, Tucker, and Weggeland—Aye.

Resolutions to Suspend the Rules: Bates, Cannella, Cortese, McPherson, Poochigian, Sher, Speier, and Weggeland—Aye.

Assembly Joint Resolution No. 40, Concurrence: Cannella, Poochigian, Tucker, and Weggeland—Aye; Hoge—No.

Senate Bill No. 485: Bates, Cannella, Hoge, Martinez, McPherson, Poochigian, and Weggeland—Aye.

Assembly Bill No. 365: Cannella, Hoge, Lee, Martinez, Poochigian, Pringle, Vasconcellos, and Weggeland—Aye; Bates and Valerie Brown—No.

Assembly Bill No. 917: Cannella, Martinez, Poochigian, Pringle, Vasconcellos, and Weggeland—Aye; Valerie Brown—No.

Senate Bill No. 996 and Urgency: Alby, Bowen, Bowler, Cannella, Martinez, and Poochigian—Aye.

Senate Bill No. 233 and Urgency: Bowen, Cannella, Martinez, and Weggeland—Aye.

Assembly Bill No. 141, Concurrence: Martinez, Rogan, and Weggeland—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 42: Rogan—Aye; Martinez—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 44: Martinez and Rogan—No.

Assembly Bill No. 111, Machado Motion to Offer Substitute: Martinez, McPherson, Poochigian, and Sher—No.

Assembly Bill No. 111, Granlund Amendments—Set 53: Valerie Brown, Martinez, Rogan, and Sher—No.

Assembly Bill No. 111, House Amendments—Set 72: Cortese—No.

Senate Bill No. 1263 and Urgency: Boland—Aye.

Assembly Bill No. 111, Brulte Amendments—Set 71: Machado—Aye.

MOTION TO ADJOURN

At 6:08 p.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Roll Call Demanded

Assembly Members Bordonaro, House, and Kuykendall, demanded a roll call.

The roll was called, and the motion to adjourn carried by the following vote:

AYES—38

Alpert	Cortese	Kuehl	Sher
Archie-Hudson	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Bowen	Figueroa	Martinez	Thompson
Brown, Valerie	Friedman	Mazzoni	Tucker
Burton	Gallegos	McDonald	Vasconcellos
Bustamante	Hannigan	Murray, Kevin	Villaraigosa
Caldera	Isenberg	Murray, Willard	Mme. Speaker
Campbell	Katz	Napolitano	
Cannella	Knox	Setencich	

NOES—32

Aguiar	Brulte	Kaloogian	Olberg
Alby	Conroy	Knight	Poochigian
Baldwin	Cunneen	Kuykendall	Pringle
Battin	Frusetta	Margett	Rainey
Boland	Goldsmith	McPherson	Richter
Bordonaro	Harvey	Miller	Rogan
Bowler	Hoge	Morrissey	Takasugi
Brewer	House	Morrow	Weggeland

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:09 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 6:10 p.m., the Assembly adjourned until 9 a.m., Friday, June 30, 1995, out of respect to the memory of Catherine Bullock and Doris Rausch, on motion of Assembly Member Frusetta; out of respect to the memory of Jim Eddleman, on motion of Assembly Member Isenberg; out of respect to the memory of Dr. Jonas Edward Salk, on motion of Assembly Members Davis, Alpert, Ducheny, Goldsmith, Baldwin, Kaloogian, and Thompson; and in honor of the birth of Kent Presson, on motion of Assembly Member Brulte.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 29, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

111 (Knight amendments—Set 45)
(Knight amendments—Set 46)
(Bordonaro amendments—Set 52)
(Katz amendments—Set 64)
(Katz amendments—Set 67)
(Brulte amendments—Set 71)
485
531
1943

Senate Bills

9
15
18
113
156
157
163
215
288
300
303
305
335
372
396
410
465
634
644
660
718
936
954
960
1100
1109
1321

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

111 (Kaloogian amendments—Set 42)
(Kaloogian amendments—Set 44)
(Bowler amendments—Set 47)
(Bordonaro amendments—Set 48)
(Granlund amendments—Set 53)
(Granlund amendments—Set 54)
(Granlund amendments—Set 55)
(Katz amendments—Set 66)
(House amendments—Set 72)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, June 30, 1995

ONE HUNDRED FIRST SESSION DAY

TWO HUNDRED EIGHTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, June 30, 1995

The Assembly met at 9 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Baca moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 9:13 a.m., Majority Speaker pro Tempore Setencich announced that the Republican Caucus would meet at this time.

QUORUM PRESENT

At 10:14 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker
Campbell	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Assembly Member Marguerite Archie-Hudson, of the 48th Assembly District:

Lord, Have mercy on us, for it is in You we have put our trust. Do not be sorely provoked with us, nor remember all our iniquities. But even now, regard us out of compassion, and ransom us from our enemies. For You are our God, and we Your people. All of us have been shaped by Your hands, and it is Your name we invoke.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Sweeney 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 Baca, seconded by Assembly Member Napolitano.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Willie Brown and Hauser.

On personal business, and waiving per diem: Assembly Member Escutia.

Because of illness in his family: Assembly Member Margett.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Doris: Please be advised that I will not be in the Capitol today for session due to legislative business and a funeral I must attend in my district.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request to be excused from Session today due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

DAN HAUSER, Assembly Member
First District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 531
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, June 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 485
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 232
Assembly Bill No. 620
Assembly Bill No. 790
Assembly Bill No. 1522
And reports the same correctly enrolled, and presented to the Governor at 10 a.m., June 30th, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1943
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Constitutional Amendment No.	*Committee*
31	Rev. & Tax.

Assembly Concurrent Resolution No.	*Committee*
39	Rls.

Assembly Joint Resolution No.	*Committee*
32	Rls.
34	Rls.
35	Rls.
36	Rls.
37	Rls.
38	Rls.
39	Rls.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

June 30, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1191

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1191—An act to amend Sections 25150, 25150.1, 25171.5, 25180, 25180.5, 25185, 25186.3, 25186.5, 25189.5, 25195, 25200.1.5, 25200.3, 25200.4, 25201, 25201.4, 25201.5, 25204.6, 25281, 25283, 25288, 25293, 25295, 25299, 25299.1, 25299.2, 25299.4, 25404, 25404.1, 25404.2, 25404.3, 25404.4, 25501, 25502, 25506, 25508, 25509.2, and 25535 of, and to add Sections 13143.10, 25122.9, 25123.7, and 25501.5 to, the Health and Safety Code, relating to hazardous materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 30, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 162

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 162—An act to add Section 69616 to the Government Code, relating to courts.

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

June 30, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1280

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 1280—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 30, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 523

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

SENATE BILL NO. 523—An act to amend Sections 124, 4160, 10175.2, and 23083 of the Business and Professions Code, to amend Sections 232 and 94323 of, and to add Section 92001 to, the Education Code, to amend Section 755.5 of the Evidence Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11370, 11370.3, 11370.5, 11500, 11501, 11502, 11505, 11506, 11507.6, 11507.7, 11508, 11509, 11511, 11511.5, 11512, 11513, 11517, 11518, 11519, 11520, 11523, 11524, 11526, 11529, 12935, 19582.5, 37624.2, and 68560.5 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to add Sections 11340.4, 11507.3, 11511.7, 11518.5, and 17533 to, to add article headings immediately preceding Sections 11370 and 11371 of, to add Article 3 (commencing with Section 11380) to Chapter 4 of, and to add Chapter 4.5 (commencing with Section 11400) to, Part 1 of Division 3 of Title 2 of, and to repeal Sections 11501.5, 11502.1, 11510, 11513.5, 11525, and 11530 of, the Government Code, to amend Sections 443.37, 1551.5, 1568.065, 1569.515, 1596.8875, 11834.37, 18949.6, 25149, 25229, 25299.59, 25375.5, 32154, and 40843 of the Health and Safety Code, to amend Sections 146, 4600, 5278, 5710, 5811, and 6603 of, and to add Section 1144.5 to, the Labor Code, to add Section 105 to the Military and Veterans Code, to add Section 3066 to the Penal Code, to amend Sections 663.1, 40412, and 40413 of, and to add Sections 25513.3 and 30329 to, the Public Resources Code, to amend Section 1701 of the Public Utilities Code, to amend Section 1636 of the Revenue and Taxation Code, to amend Section 409 of the Unemployment Insurance Code, to amend Sections 3066, 11728, and 14112 of the Vehicle Code, and to amend Sections 4689.5 and 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Safety

June 30, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 561

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 561—An act to add Section 3058.7 to the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

June 30, 1995

Mme. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 791

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

SENATE BILL NO. 791—An act to add Section 22317.5 to, to repeal Sections 22325 and 22357 of, and to repeal and add Sections 22324 and 22358 of, the Education Code, and to add Sections 9359.05, 21752.3, 31671, 75075.02, and 75572 to, and to repeal Section 20653 of, the Government Code, relating to public retirement systems.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

June 30, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 821

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 821—An act to amend Section 51 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 Revenue and Taxation

June 30, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 534

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 534—An act to amend Section 214 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 Revenue and Taxation

June 30, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 712
Senate Bill No. 38

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 712—An act to amend Section 19011 of, and to repeal Section 18634 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 38—An act to add Sections 17078.5, 17254, 17217.5, 17570, 24443.5, 24710, and 24905.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 30, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 457

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 457—An act to amend Sections 14031.8, 14031.9, and 14035 of the Government Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 30, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 574

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 574—An act to amend Section 40802 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 30, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 428

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 428—An act to add Section 15820.13 to the Government Code, relating to bonds, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 30, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1284

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 1284—An act to amend Sections 69899.5, 70046.2, 73084.2, 73084.3, 73084.4, 73084.5, 73089, 73096, 73348, 73351, 73353, 73358, 73398, 73399, 73440, 73487, 73489, 73490, 73601, 73602, 73682, 73683, 73684, 73691, 73692, 73695, 73699.1, 73705, 73710, 73713, 73714, 73736, 73822, 73823, 74001.5, 74002, 74004, 74010, 74011, 74012, 74013, 74014, 74642, 74643, 74644.5, 74663, 74665, 74783, 74803, 74805, 74807, 74808, 74809, 74905, 74921.10, 74925.2, 74984, 74985, 74986, and 74987 of, to repeal Sections 73485, 73491, 73492, 73708, 73715, 73716.2, and 74809.5 of, and to add Sections 73075.2, and 74811 to, the Government Code, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 30, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 60

Senate Bill No. 1322

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 60—An act relating to the State Bar of California.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1322—An act to amend Sections 1216, 1353, 1420, 1756, 1758, 1759, 1760, 1762, 1763, 1764, 1765, 1766, 2766, 3731, 3740, 5251, and 5257 of, to add Section 1756.2 to, and to repeal and add Sections 1757 and 1761 of, the Public Utilities Code, relating to public utilities.

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

June 30, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 341

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BATES, Vice Chair

SENATE BILL NO. 341—An act to add Section 1522.7 to the Health and Safety Code, relating to child care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

June 30, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1307

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1307—An act to amend Sections 4019.10 and 4019.45 of the Health and Safety Code, relating to drinking water, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Banking and Finance

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 186
Senate Bill No. 538
Senate Bill No. 740

With amendments with the recommendation: Amend, and do pass, as amended.

WEGGELAND, Chairman

Above bills ordered to second reading.

Committee on Health

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 370
Senate Bill No. 1147

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALLEN, Chairwoman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 414

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 487

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

ALLEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 26

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALLEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 371

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.

ALLEN, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 291
Senate Bill No. 292
Senate Bill No. 449
Senate Bill No. 543
Senate Bill No. 937
Senate Bill No. 1019

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 797

With the recommendation: Do pass, and be re-referred to the Committtee on Appropriations.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 125
Senate Bill No. 1054

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 663

With the recommendation: Do pass, and be re-referred to the Committee on Higher Education with recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bill re-refered to the Committee on Higher Education.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 152
Senate Bill No. 514
Senate Bill No. 1006
Senate Bill No. 1007
Senate Bill No. 1043

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 617

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Higher Education.

SPEIER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 426
Senate Bill No. 1277

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1061

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 464
Senate Bill No. 1091

With amendments with the recommendation: Amend, and re-refer to the Committee on Insurance.

KNOWLES, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 911

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 808

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

HARVEY, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1308

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

McPHERSON, Chairman

Above bill ordered to second reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 82

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

McPHERSON, Chairman

Above bill ordered to second reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 75

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Naomi Muse, of Pasadena.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Angela Stevens, of Hayward.

Assembly Member Hawkins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elizabeth "Betty" Kelly.

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. 474, on request of Assembly Member Sweeney.

CONSIDERATION OF ASSEMBLY BILL NO. 531 BY UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent to take up Assembly Bill No. 531, out of order.

ASSEMBLY BILL NO. 531 (Morrissey)—An act to add Article 1.5 (commencing with Section 41750) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—63

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Kuehl	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Ducheny	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Takasugi
Bowen	Goldsmith	McPherson	Thompson
Bowler	Granlund	Miller	Tucker
Brewer	Hannigan	Morrissey	Villaraigosa
Brown, Valerie	Harvey	Murray, Kevin	Weggeland
Brulte	Hawkins	Murray, Willard	Woods
Burton	House	Napolitano	Mme. Speaker
Bustamante	Isenberg	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 818—An act to amend Section 17613 of the Government Code, to amend Sections 14205 and 14206 of the Penal Code, and to amend Section 1 of Chapter 241 of the Statutes of 1993, relating to local agencies, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 820—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 817—An act to make an appropriation in augmentation of Items 9840-001-001, 9840-001-494, and 9840-001-988 of Section 2.00 of the Budget Act of 1994, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read second time; amendments proposed by the Committee on Budget read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 940—An act to add Sections 15819.90 and 15819.95 to the Government Code, and to amend Sections 1010 and 1011 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Budget read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1.5 to Article XIX thereof, relating to vessels.

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.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 709—An act to add Section 43013.2 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 454—An act to amend Sections 1367 and 1368 of the Health and Safety Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1302—An act to add Part 10.8 (commencing with Section 17920) to Division 1 of Title 1 of the Education Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 36—An act to amend Section 9250.14 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 857—An act to add Section 13823.93 to the Penal Code, relating to evidentiary examinations.

Bill read second time, and ordered to the Consent Calendar.

(NOTE: Later this day Senate Bill No. 857 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 3—An act to add Section 6360.1 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 311—An act to add Section 6363.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 23—An act to amend Sections 12021, 12071, and 12072 of, and to repeal Section 12021.3 of, the Penal Code, relating to weapons.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 147—An act to amend Section 1314 of, and to add Section 1314.5 to, the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 247—An act to amend Section 1872.83 of the Insurance Code, relating to insurance fraud.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 289—An act to amend Sections 25200.2, 25250.1, and 25250.16 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 584—An act to add Section 23428.28 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 591—An act to amend Sections 2074, 6305, and 7720 of the Family Code, and to amend Section 13701 of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 605—An act to amend and repeal Section 42340 of the Resources Code, relating to solid waste.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 680—An act to amend Sections 11690 and 11715 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 682—An act to amend Section 1872.95 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 981—An act to amend Section 19599 of the Business and Professions Code, relating to horseracing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 338—An act to add Section 13332.18 to the Government Code, relating to state funds.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 320—An act to amend Sections 1761 and 1770 of the Civil Code, relating to unfair trade practices.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 467—An act to add Sections 2079.12, 2079.13, 2079.14, 2079.15, 2079.16, 2079.17, 2079.18, 2079.20, 2079.21, 2079.22, 2079.23, and 2079.24 to, and to repeal Article 2.5 (commencing with Section 2373) of Chapter 2 of Title 9, of Part 4 of Division 3 of, the Civil Code, relating to agency.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1247—An act to add Article 4.5 (commencing with Section 50090) to Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, relating to police protection.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 422—An act to add Section 1797.195 to the Health and Safety Code, relating to emergency medical services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 287—An act to amend Section 2225 of the Civil Code, relating to profits of crime.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 21—An act to amend Section 24425 of the Health and Safety Code relating to industrial containers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 432—An act to amend Section 7159 of the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1027—An act to amend Section 5810 of the Business and Professions Code, relating to interior designers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1028—An act to amend Section 5800 of the Business and Professions Code, relating to interior designers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 401—An act to amend Section 146 of the Military and Veterans Code, relating to the State Militia.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted; bill ordered reprinted and to be placed upon the Consent Calendar.

SENATE BILL NO. 581—An act to amend Section 2150 of, and to add Sections 2168 and 14311 to, the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 394—An act to amend Sections 6041, 6201, 6202, 6203, and 6204 of the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be returned to the second reading file.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 857.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on this day be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 123 (Rainey)—An act to amend Sections 6980 and 6980.12 of the Business and Professions Code, relating to locksmiths.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker

NOES—2

Bowen	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 167 (Bordonaro)—An act to add and repeal Section 977.4 of the Penal Code, relating to arraignment.

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—62

Aguiar	Caldera	Hoge	Napolitano
Alby	Cannella	House	Poochigian
Alpert	Conroy	Isenberg	Rainey
Archie-Hudson	Cortese	Kaloogian	Richter
Baca	Cunneen	Katz	Rogan
Baldwin	Davis	Knight	Setencich
Battin	Ducheny	Knowles	Speier
Boland	Figueroa	Kuykendall	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Weggeland
Brown, Valerie	Granlund	Miller	Woods
Brulte	Hannigan	Morrissey	Mme. Speaker
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Willard	

NOES—5

Kuehl	Mazzoni	Villaraigosa
Lee	Sher	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 419 (Olberg)—An act to amend Section 33080 of the Health and Safety Code, relating to redevelopment.

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

Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Kuehl	Rogan
Bates	Ducheny	Kuykendall	Setencich
Battin	Figueroa	Lee	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 441 (Knight)—An act to amend Section 8630 of the Government Code, relating to local emergencies.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 520 (Harvey)—An act to amend Sections 61375.5, 61378.5, and 61379 of the Food and Agricultural Code, relating to milk products.

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

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Knight	Rainey
Alpert	Cortese	Knowles	Richter
Archie-Hudson	Cunneen	Kuehl	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Figueroa	Lee	Sweeney
Battin	Firestone	Machado	Takasugi
Boland	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Villaraigosa
Brewer	Granlund	Miller	Weggeland
Brown, Valerie	Harvey	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Burton	Hoge	Murray, Kevin	
Bustamante	House	Murray, Willard	
Caldera	Isenberg	Olberg	

NOES—4

Bowen	Katz	Napolitano	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 522 (Katz)—An act to amend Section 1719 of the Civil Code, relating to commercial paper.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Goldsmith	Mazzoni	Sweeney
Bowler	Granlund	McDonald	Takasugi
Brewer	Hannigan	McPherson	Thompson
Brown, Valerie	Harvey	Miller	Tucker
Brulte	Hawkins	Morrissey	Villaraigosa
Burton	Hoge	Morrow	Weggeland
Bustamante	House	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker

NOES—1

Bates

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1029 (Firestone)—An act to amend Section 44346 of, and to add Section 44425.5 to, the Education Code, relating to credentialed employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1087 (Boland)—An act to amend Section 26945 of the Government Code, relating to county auditors.

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—73

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1222 (Martinez)—An act to amend Sections 626.10 and 12020 of the Penal Code, relating to weapons.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1781 (Cortese)—An act to amend Section 23104.1 of, and to add Section 24045.13 to, the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

Aguiar	Cortese	Knowles	Richter
Alpert	Cunneen	Knox	Rogan
Archie-Hudson	Davis	Kuykendall	Setencich
Baca	Ducheny	Lee	Sher
Bordonaro	Figueroa	Machado	Speier
Bowen	Firestone	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Villaraigosa
Brulte	Hannigan	Miller	Weggeland
Bustamante	Harvey	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	
Cannella	Katz	Napolitano	
Conroy	Knight	Rainey	

NOES—9

Battin	Granlund	Kaloogian
Boland	Hoge	Kuehl
Campbell	House	Morrow

Above bill ordered enrolled.

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. 423, on request of Assembly Member Conroy.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 629, on request of Assembly Member Willard Murray.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Katz—Set 65

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Motion to Offer Substitute Motion to Amend

Assembly Member Goldsmith moved to offer a substitute motion to amend Assembly Bill No. 111.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 10:59 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 111—SET 68

In compliance with a motion given on a previous day, Assembly Member Baldwin moved that the vote be reconsidered whereby Set 68 amendments were refused adoption.

Demand for Previous Question

Assembly Members Olberg, Tucker, Miller, Boland, and Figueroa demanded the previous question. Demand sustained.

The question being on the motion to reconsider the vote whereby Set 68 amendments were refused adoption.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 11:07 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Speier—Set 73

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Amendments—Set 73 Passed Temporarily

By unanimous consent further consideration of Speier amendments—Set 73 was passed temporarily.

Motion to Amend by Assembly Member Goldsmith—Set 75

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Burton arose to the following point of order:

That it is not in order to propose legislation to change statutory law as part of the process of amending the Budget.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken, that a budget trailer bill would be needed if the proposed amendment is to be enacted, but that the House would proceed to a vote on the amendment at this time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caldera moved a call of the Assembly.

Motion carried. Time, 11:26 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Goldsmith—Set 76

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caldera moved a call of the Assembly.

Motion carried. Time, 11:42 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Point of Order

Assembly Member Bowler arose to the following point of order:

That Members are not present on the Floor who are shown voting on this day.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the Desk has been notified and the error has been corrected.

Motion to Amend by Assembly Member Bowen—Set 78

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Aguiar arose to the following point of order:

That Assembly Member Villaraigosa limit debate to the merits of proposed amendments—Set 78.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The question being on the Bowen motion to amend Assembly Bill No. 111—Set 78.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baca moved a call of the Assembly.

Motion carried. Time, 11:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Bowen—Set 79

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Bowen Amendments—Set 79 Passed Temporarily

By unanimous consent, further consideration of Bowen amendments—Set 79 was passed temporarily.

Amendments Withdrawn

Without objection Assembly Member Bowen withdrew amendments to Assembly Bill No. 111—Set 80.

Motion to Amend by Assembly Member Bowen—Set 81

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 12:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 12:03 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

Motion to Amend by Assembly Member Bowen—Set 82

Assembly Member Bowen moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—29

Alpert	Cannella	Isenberg	Sher
Baca	Cortese	Katz	Speier
Bates	Davis	Knox	Sweeney
Bowen	Ducheny	Kuehl	Tucker
Brown, Valerie	Figueroa	Machado	Villaraigosa
Burton	Friedman	Mazzoni	
Caldera	Gallegos	Murray, Willard	
Campbell	Hannigan	Napolitano	

NOES—31

Aguiar	Brulte	House	Olberg
Alby	Conroy	Kaloogian	Rainey
Baldwin	Cunneen	Knight	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Frusetta	McPherson	Takasugi
Bordonaro	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrissey	Woods
Brewer	Harvey	Morrow	

Motion to Amend by Assembly Member Setencich—Set 83

Assembly Member Setencich moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Setencich moved a call of the Assembly.

Motion carried. Time, 12:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Sher—Set 84

Assembly Member Sher moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 12:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Further Consideration of Bowen Amendments—Set 79

The question being on the motion by Assembly Member Bowen to amend Assembly Bill No. 111—Set 79.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 12:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Olberg—Set 87

Assembly Member Olberg moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—36

Aguiar	Cunneen	Kaloogian	Poochigian
Baldwin	Firestone	Knight	Rainey
Battin	Frusetta	Knowles	Richter
Boland	Goldsmith	Kuykendall	Rogan
Bordonaro	Granlund	McPherson	Setencich
Bowler	Harvey	Miller	Takasugi
Brewer	Hawkins	Morrissey	Thompson
Brulte	Hoge	Morrow	Weggeland
Conroy	House	Olberg	Woods

NOES—29

Archie-Hudson	Cortese	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Figueroa	Martinez	Sweeney
Brown, Valerie	Friedman	Mazzoni	Tucker
Burton	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	
Cannella	Knox	Napolitano	

At 12:36 p.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

Motion to Amend by Assembly Member Isenberg—Set 88

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Request for Division of the Question

Assembly Member Brulte requested that the question be divided to permit consideration of various sections of the amendment, separately.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

Would the provisions of Assembly Rule 102 apply to this amendment where a number of issues are related to the Isenberg amendments?

Ruling by Majority Speaker pro Tempore Setencich on Request for Division of the Question

The Majority Speaker pro Tempore ruled that the question is not divisible as requested, as the amendments are not distinct and clearly separate issues to be voted on by the Body.

Motion to Appeal from the Decision of the Chair

Assembly Member Brulte moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that the question of adoption of Isenberg amendments—Set 88 is not divisible, be overruled?

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte 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.

Motion to Dispense with Call of the Assembly

Assembly Member Burton moved that the call of the Assembly be dispensed with as it relates to the Brulte motion to appeal from the decision of the Chair.

Motion carried by the following vote:

AYES—37

Alpert	Cannella	Kuehl	Sher
Archie-Hudson	Cortese	Lee	Speier
Baca	Davis	Machado	Sweeney
Bates	Ducheny	Martinez	Tucker
Bowen	Figueroa	Mazzoni	Vasconcellos
Brown, Valerie	Friedman	McDonald	Villaraigosa
Burton	Gallegos	Murray, Kevin	Mme. Speaker
Bustamante	Hannigan	Murray, Willard	
Caldera	Isenberg	Napolitano	
Campbell	Katz	Setencich	

NOES—30

Aguiar	Brulte	Hoge	Morrow
Alby	Conroy	House	Rainey
Baldwin	Cunneen	Kaloogian	Rogan
Battin	Firestone	Knight	Takasugi
Boland	Frusetta	Kuykendall	Weggeland
Bordonaro	Granlund	McPherson	Woods
Bowler	Harvey	Miller	
Brewer	Hawkins	Morrissey	

CALL OF THE ASSEMBLY DISPENSED WITH ON BRULTE MOTION TO APPEAL FROM THE DECISION OF THE CHAIR

At 12:50 p.m., further proceedings under the call of the Assembly were dispensed with.

The Brulte motion to appeal from the decision of the Chair lost by the following vote:

AYES—32

Aguiar	Brulte	Hoge	Morrow
Alby	Conroy	House	Olberg
Baldwin	Cunneen	Kaloogian	Poochigian
Battin	Firestone	Knight	Rainey
Boland	Frusetta	Kuykendall	Rogan
Bordonaro	Granlund	McPherson	Takasugi
Bowler	Harvey	Miller	Weggeland
Brewer	Hawkins	Morrissey	Woods

NOES—38

Alpert	Cannella	Knox	Setencich
Archie-Hudson	Cortese	Kuehl	Sher
Baca	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Bowen	Figueroa	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Vasconcellos
Burton	Gallegos	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	
Campbell	Katz	Napolitano	

Brulte Motion to Offer Substitute Amendment

Assembly Member Brulte moved to offer a substitute motion to amend Assembly Bill No. 111.

Assembly Member Hawkins seconded the motion.

Point of Order

Assembly Member Katz arose to the following point of order:

That the amendment proposed by Assembly Member Brulte is contained within the amendments offered by Assembly Member Isenberg, and is therefore, out of order.

Further Consideration of Isenberg Amendments—Set 88

By unanimous consent the Brulte motion to offer substitute amendments carried.

The question being on the Isenberg motion to amend Assembly Bill No. 111—Set 88, as amended by Assembly Member Brulte.

The roll was opened and the Isenberg motion to amend carried by the following vote:

AYES—52

Aguiar	Conroy	Kaloogian	Richter
Alby	Cortese	Katz	Rogan
Alpert	Cunneen	Knight	Setencich
Baca	Davis	Knowles	Sher
Baldwin	Figueroa	Kuykendall	Speier
Battin	Firestone	Machado	Sweeney
Boland	Frusetta	Mazzoni	Takasugi
Bordonaro	Goldsmith	McPherson	Weggeland
Bowen	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mme. Speaker
Brulte	Hawkins	Murray, Kevin	
Bustamante	Hoge	Olberg	
Caldera	House	Poochigian	
Cannella	Isenberg	Rainey	

NOES—9

Archie-Hudson	Kuehl	McDonald
Gallegos	Lee	Murray, Willard
Hannigan	Martinez	Villaraigosa

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar:

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 1855 (Sher)—An act to amend Section 39616 of, and to add Section 42300.3 to, the Health and Safety Code, relating to air pollution.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 705 (Rosenthal)—An act to amend Section 1343 of the Health and Safety Code, to amend Sections 10700, 10705, 10730, 10731, 10749, 12695.04, 12695.08, 12705, and 12710 of the Insurance Code, relating to health insurance.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~*(For the vote on the above bill, see this day's Consent Calendar roll call.)*~~

(NOTE: On July 8, 1996, the action was rescinded whereby Senate Bill No. 705 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7779.)

SENATE BILL NO. 1083 (Beverly)—An act to amend Sections 8670.3 and 8670.7 of, and to add Section 8670.13.1 to, the Government Code, to amend Section 41801 of the Health and Safety Code, and to repeal Section 13169 of the Water Code, relating to oil spills.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1219 (Costa)—An act to add Section 1834.8 to the Civil Code, relating to horses.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 725 (Craven)—An act to amend Section 54954.6 of the Government Code, relating to open meetings.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Pringle
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hawkins	Murray, Kevin	Mme. Speaker
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON GOLDSMITH MOTION TO OFFER SUBSTITUTE AMENDMENT

At 1:04 p.m., on motion to Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Goldsmith motion to offer a substitute amendment to Assembly Bill No. 111 carried by the following vote:

AYES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

NOES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Cortese	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON BALDWIN MOTION TO RECONSIDER ADOPTION OF AMENDMENTS TO ASSEMBLY BILL NO. 111

At 1:05 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 1:05 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 MOTION BY ASSEMBLY MEMBER GOLDSMITH TO AMEND ASSEMBLY BILL NO. 111—SET 75

At 1:06 p.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Goldsmith motion to amend Assembly Bill No. 111—Set 75 carried by the following vote:

AYES—39

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	Mme. Speaker
Conroy	Kaloogian	Pringle	

NOES—35

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Martinez	Tucker
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER GOLDSMITH TO AMEND ASSEMBLY BILL NO. 111—SET 76

At 1:07 p.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Goldsmith motion to amend Assembly Bill No. 111—Set 76 carried by the following vote:

AYES—39

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	Mme. Speaker
Conroy	Kaloogian	Pringle	

NOES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Cortese	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BOWEN TO AMEND ASSEMBLY BILL NO. 111—SET 78

At 1:07 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bowen motion to amend Assembly Bill No. 111—Set 78 carried by the following vote:

AYES—40

Aguiar	Davis	Isenberg	Miller
Alpert	Ducheny	Katz	Olberg
Baca	Figueroa	Knowles	Rainey
Baldwin	Firestone	Knox	Richter
Bordonaro	Frusetta	Kuehl	Rogan
Bowen	Gallegos	Kuykendall	Setencich
Bustamante	Goldsmith	Machado	Speier
Caldera	Granlund	Mazzoni	Sweeney
Conroy	Harvey	McDonald	Takasugi
Cunneen	Hawkins	McPherson	Mme. Speaker

NOES—12

Boland	Hannigan	Martinez	Murray, Willard
Bowler	Knight	Morrow	Napolitano
Brulte	Lee	Murray, Kevin	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BOWEN TO AMEND ASSEMBLY BILL NO. 111—SET 81

At 1:07 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bowen motion to amend Assembly Bill No. 111—Set 81 lost by the following vote:

AYES—32

Alpert	Caldera	Isenberg	Murray, Willard
Archie-Hudson	Campbell	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	Murray, Kevin	Villaraigosa

NOES—38

Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	McPherson	Setencich
Boland	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Weggeland
Bowler	Harvey	Morrow	Woods
Brewer	Hoge	Olberg	Mme. Speaker
Brulte	House	Poochigian	
Cannella	Kaloogian	Pringle	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER SETENCICH TO AMEND ASSEMBLY BILL NO. 111—SET 83

At 1:08 p.m., on motion of Assembly Member Setencich, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Setencich motion to amend Assembly Bill No. 111—Set 83 lost by the following vote:

AYES—30

Aguiar	Conroy	Knowles	Rogan
Alby	Cortese	Miller	Setencich
Baldwin	Granlund	Morrissey	Thompson
Battin	Harvey	Morrow	Weggeland
Boland	Hawkins	Olberg	Woods
Bordonaro	Hoge	Poochigian	Mme. Speaker
Bowler	House	Pringle	
Brulte	Kaloogian	Richter	

NOES—42

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Cunneen	Knox	Napolitano
Baca	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Sher
Bowen	Figueroa	Lee	Speier
Brewer	Firestone	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Goldsmith	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	
Campbell	Isenberg	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER SHER TO AMEND ASSEMBLY BILL NO. 111—SET 84

At 1:08 p.m., on motion of Assembly Member Sher, 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 Brulte moved to continue the call of the Assembly.

Motion carried. Time, 1:08 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Burton Motion to Dispense with Call of the Assembly

Assembly Member Burton moved that the Call of the Assembly be dispensed with as it relates to Sher amendments—Set 84.

Assembly Member Caldera seconded the motion.

Motion carried by the following vote:

AYES—37

Alpert	Cannella	Kuehl	Setencich
Archie-Hudson	Cortese	Lee	Sher
Baca	Davis	Machado	Speier
Bates	Ducheny	Martinez	Sweeney
Bowen	Figueroa	Mazzoni	Tucker
Brown, Valerie	Friedman	McDonald	Vasconcellos
Burton	Hannigan	Murray, Kevin	Villaraigosa
Bustamante	Isenberg	Murray, Willard	
Caldera	Katz	Napolitano	
Campbell	Knox	Richter	

NOES—33

Aguiar	Conroy	House	Pringle
Alby	Cunneen	Kaloogian	Rainey
Baldwin	Firestone	Knight	Rogan
Battin	Frusetta	Kuykendall	Takasugi
Boland	Goldsmith	McPherson	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	
Brewer	Hawkins	Olberg	
Brulte	Hoge	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER SHER TO AMEND ASSEMBLY BILL NO. 111—SET 84

At 1:12 p.m., further proceedings under the call of the Assembly were dispensed with.

The Sher motion to amend Assembly Bill No. 111—Set 84 carried by the following vote:

AYES—37

Alpert	Cannella	Knox	Richter
Archie-Hudson	Cortese	Kuehl	Sher
Baca	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Bowen	Figueroa	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Vasconcellos
Burton	Gallegos	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Campbell	Katz	Napolitano	

NOES—35

Aguiar	Conroy	House	Poochigian
Alby	Cunneen	Knight	Pringle
Baldwin	Firestone	Knowles	Rainey
Battin	Frusetta	Kuykendall	Rogan
Boland	Goldsmith	McPherson	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hawkins	Morrow	Woods
Brulte	Hoge	Olberg	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BOWEN TO AMEND ASSEMBLY BILL NO. 111—SET 79

At 1:13 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bowen motion to amend Assembly Bill No. 111—Set 79 lost by the following vote:

AYES—28

Baca	Campbell	House	Napolitano
Bates	Cannella	Isenberg	Richter
Bowen	Cortese	Katz	Sher
Brown, Valerie	Figueroa	Kuehl	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Mazzoni	Tucker
Caldera	Hannigan	Murray, Kevin	Villaraigosa

NOES—34

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Battin	Frusetta	McPherson	Rogan
Boland	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowler	Harvey	Morrow	Weggeland
Brewer	Hawkins	Murray, Willard	Woods
Brulte	Hoge	Olberg	
Conroy	Kaloogian	Poochigian	

Motion to Reconsider Bowen Amendments—Set 79 on Next Legislative Day

Assembly Member Burton moved to reconsider on the next legislative day the vote whereby the Bowen amendments—Set 79 to Assembly Bill No. 111 were this day refused adoption.

Bowen amendments—Set 79 to Assembly Bill No. 111 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON BALDWIN MOTION TO RECONSIDER SET 68 AMENDMENTS

At 1:14 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.

The Baldwin motion to reconsider whereby Set 68 amendments refused adoption lost by the following vote:

AYES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	McPherson	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

NOES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Cortese	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Bowen	Ducheny	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

FURTHER CONSIDERATION OF GOLDSMITH AMENDMENT PASSED AND RETAINED

Further consideration of proposed Goldsmith amendment—Set 65.1 was passed and retained.

Motion to Amend by Assembly Member Speier—Set 73

Assembly Member Speier moved the adoption of amendments.

Amendments read.

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, 1:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Can an amendment be placed in the Budget that is identical to a previously defeated bill in committee?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that such a question could be raised on any question before the Body.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 825

With the recommendation: Do pass.

PRINGLE, Chairman

Above bill ordered to second reading.

ASSEMBLY BILL NO. 825 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 825 without reference to file, for the purpose of reading the bill a second time.

ASSEMBLY BILL NO. 825—An act to add Section 41203.15 to the Education Code, relating to school finance.

Bill read second time and ordered to third reading.

CONSIDERATION OF ASSEMBLY BILL NO. 825 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 825, without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 825 (Ducheny)—An act to add Section 41203.15 to the Education Code, relating to school finance.

Bill read third time, and passed by the following vote:

AYES—52

Aguiar	Cunneen	Knight	Napolitano
Baca	Davis	Knox	Poochigian
Baldwin	Ducheny	Kuehl	Rainey
Bates	Figueroa	Kuykendall	Richter
Battin	Firestone	Machado	Rogan
Boland	Friedman	Martinez	Setencich
Bordonaro	Frusetta	Mazzoni	Sher
Bowler	Gallegos	McDonald	Sweeney
Brown, Valerie	Hannigan	McPherson	Takasugi
Brulte	Harvey	Morrissey	Tucker
Burton	Hawkins	Morrow	Villaraigosa
Cannella	House	Murray, Kevin	Woods
Cortese	Kaloogian	Murray, Willard	Mme. Speaker

NOES—9

Alby	Conroy	Knowles
Bowen	Hoge	Olberg
Caldera	Isenberg	Pringle

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER SPEIER TO AMEND ASSEMBLY BILL NO. 111—SET 73

At 1:31 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.

The Speier motion to amend Assembly Bill No. 111—Set 73 carried by the following vote:

AYES—61

Aguiar	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Friedman	Martinez	Speier
Bowen	Frusetta	Mazzoni	Sweeney
Brewer	Gallegos	McDonald	Takasugi
Brown, Valerie	Goldsmith	McPherson	Tucker
Brulte	Hannigan	Morrissey	Villaraigosa
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	
Campbell	Katz	Napolitano	
Cannella	Knight	Poochigian	

NOES—6

Alby	Bowler	Hoge
Bordonaro	Granlund	Kaloogian

ASSEMBLY BILL NO. 111 HELD AT THE DESK

Assembly Bill No. 111 was held at the Desk pending consideration of further amendments prior to the reprinting of the bill, pursuant to unanimous consent granted on June 19, 1995.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 531: Alby, Valerie Brown, Bustamante, Cortese, Lee, Machado, Kevin Murray, Willard Murray, Olberg, Poochigian, and Sher—Aye.

Assembly Bill No. 123, Concurrence: Alby, Valerie Brown, Cortese, Poochigian, and Weggeland—Aye.

Assembly Bill No. 167, Concurrence: Alby, Valerie Brown, Machado, Poochigian, and Weggeland—Aye.

Assembly Bill No. 419, Concurrence: Alby, Valerie Brown, Poochigian, and Weggeland—Aye.

Assembly Bill No. 441, Concurrence: Alby, Valerie Brown, Poochigian, and Weggeland—Aye.

Assembly Bill No. 520, Concurrence: Alby, Valerie Brown, Poochigian, and Weggeland—Aye.

Assembly Bill No. 522, Concurrence: Alby, Valerie Brown, Machado, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1029, Concurrence: Alby, Boland, Valerie Brown, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1087, Concurrence: Alby, Valerie Brown, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1222, Concurrence: Alby, Boland, Valerie Brown, Kaloogian, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1781, Concurrence: Bordonaro, Valerie Brown, Kuykendall, and Weggeland—Aye.

Assembly Bill No. 111, Bowen Amendments—Set 82: Willard Murray and Speier—Aye.

Assembly Bill No. 111, Olberg Amendments—Set 87: Poochigian—Aye; Speier—No.

Assembly Bill No. 111, Isenberg Amendments—Set 88: Alpert, Poochigian, and Sher—Aye.

Consent Calendar: Alpert and Davis—Aye.

Assembly Bill No. 111, Bowen Amendments—Set 78: Bordonaro—Aye.

Assembly Bill No. 111, Bowen Amendments—Set 79: Boland—No.

Assembly Bill No. 111, Speier Amendments—Set 73. Speier—Aye.

MOTION TO ADJOURN

At 1:31 p.m., Assembly Member Burton moved that the Assembly do now adjourn.

Assembly Member Tucker seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:32 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 40

And reports the same correctly enrolled, and presented to the Secretary of State on the 30th day of June, 1995, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 1:33 p.m., the Assembly adjourned until 7 a.m., Saturday, July 1, 1995, out of respect to the memory of Naomi Muse, on motion of Assembly Member Gallegos; out of respect to the memory of Elizabeth "Betty" Kelly, on motion of Assembly Member Hawkins; and out of respect to the memory of Angela Stevens, on motion of Assembly Member Sweeney.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 30, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

111 (Speier amendments—Set 73)
(Goldsmith amendments—Set 75)
(Goldsmith amendments—Set 76)
(Bowen amendments—Set 78)
(Sher amendments—Set 84)
(Olberg amendments—Set 87)
(Isenberg amendments—Set 88)
817
940

Assembly Constitutional Amendment

12

Senate Bills

3
36
38
60
162
287
320
338
341
394
401
428
454
457
467
523
534
561
574
581
709
712
791
821
1191
1247
1280
1284
1302
1307
1322

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

111 (Baldwin amendments—Set 68)
(Bowen amendments—Set 79)
(Bowen amendments—Set 81)
(Bowen amendments—Set 82)
(Setencich amendments—Set 83)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Saturday, July 1, 1995

ONE HUNDRED SECOND SESSION DAY

TWO HUNDRED NINTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Saturday, July 1, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba Howard reading.

ROLL CALL

The following were placed upon the morning roll call—53:

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Isenberg	Pringle
Archie-Hudson	Conroy	Katz	Rainey
Baca	Cortese	Knight	Richter
Baldwin	Davis	Knowles	Rogan
Bates	Ducheny	Kuykendall	Setencich
Battin	Figueroa	Lee	Tucker
Bordonaro	Firestone	Machado	Vasconcellos
Bowen	Frusetta	Mazzoni	Villaraigosa
Bowler	Gallegos	Morrissey	Woods
Brown, Valerie	Granlund	Murray, Kevin	Mme. Speaker
Brown, Willie	Hannigan	Murray, Willard	
Brulte	Harvey	Napolitano	
Bustamante	Hawkins	Olberg	

Quorum present.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alpert, Boland, Brewer, Burton, Caldera, Cunneen, Friedman, Goldsmith, Hauser, Hoge, Kaloogian, Knox, Kuehl, Margett, Martinez, McDonald, McPherson, Miller, Morrow, Sher, Speier, Takasugi, Thompson, and Weggeland.

On legislative business, and waiving per diem: Assembly Member Sweeney.

On personal business, and waiving per diem: Assembly Member Escutia.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 30, 1995

The Honorable Doris Allen
Speaker, State Assembly
State Capitol, Room 219
Sacramento, California

Dear Doris: I am writing to confirm that I will not be attending session tomorrow as I will be conducting legislative business in my district.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

June 30, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: This letter is to request to be excused from floor session July 1, 1995, as I will be in my district on legislative business.

Your immediate attention to this matter is appreciated.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

June 30, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I am respectfully requesting to be excused on July 1, 1995, due to legislative business in my district office.

Respectfully,

MARILYN C. BREWER, Assembly Member
Seventieth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from Session on Saturday, July 1, 1995. I will be attending a District legislative meeting that had been previously set and committed to, which I can not change.

Thank you for your consideration of this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

July 1, 1995

Speaker Doris Allen
California State Assembly
State Capitol
Sacramento, California

Dear Speaker Allen: I respectfully request to be excused from session on Saturday, July 1, 1995. I have legislative business in my district that requires my attention.

Thank you for your consideration of this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

June 30, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I would like to request that I be excused from floor session on Saturday, July 1, as I must be away from Sacramento on legislative business in my district, including long ago arranged meetings in my district office.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This letter is to respectfully request to be excused from session on Saturday, July 1, 1995, due to legislative business in my district. Thank you for your consideration of this request.

Sincerely,

BARBARA FRIEDMAN, Assembly Member
Fortieth District

June 30, 1995

Doris Allen
Speaker of the Assembly
California State Assembly
Sacramento, California

Dear Speaker Allen, I am respectfully requesting that I be excused from check-in session on Saturday, July 1, 1995. I will be in my district on legislative business.

Thank you for your consideration of this request.

Sincerely,

JAN GOLDSMITH, Assembly Member
Seventy-fifth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Due to prior commitments in my district, I will be unable to attend Saturday's Session, July 1. I ask to be excused from Session due to legislative business. If we do have a budget that has a chance of passage, please notify me and I will charter a flight back to Sacramento.

Sincerely,

DAN HAUSER, Assembly Member
First District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on committee business on Saturday, July 1, 1995.

Thank you for your consideration of this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

June 30, 1995

Honorable Doris Allen
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Madame Speaker, This letter is to seek permission of the House to be absent from the Capitol on Saturday July 1, 1995 and Monday, July 3, 1995. I will be attending to legislative business within the 74th Assembly District.

If your office seeks further clarification, please contact my Chief of Staff, Bob Wolfe. I thank you in advance for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This is to request that I be excused from session on Saturday, July 1st, 1995, due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

June 29, 1995

Honorable Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This letter is to request that I be excused from Session on Saturday, July 1, 1995. I will be in my district conducting legislative business.

If I can provide you additional information, please feel free to contact me.

Thank you for your cooperation.

Sincerely,

SHEILA JAMES KUEHL, Assembly Member
Forty-first District

June 29, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I would like to request permission to be excused from check-in session on Saturday, July 1, 1995, due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contract me if you have any questions or concerns.

Sincerely,

BOB MARGETT, Assembly Member
Fifty-ninth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from session on Saturday July 1, 1995, due to legislative business. I will be in my district attending meetings.

Thank you in advance for your consideration.

Warmest Regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

June 30, 1995

Honorable Doris Allen
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Speaker Allen: This is to inform you that I will not be in Session on Saturday, July 1 due to legislative business within my district.

Sincerely,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219

Dear Madame Speaker: Please excuse me from check-in session tomorrow, July 1, 1995. I will be attending to prior commitments and conducting legislative business in my district.

Thank you for your attention to this request.

Sincerely,

BRUCE McPHERSON, Assembly Member
Twenty-seventh District

June 29, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from session on Saturday, July 1, 1995 and the session that is on call for Monday, July 3, 1995. I will be in my district due to legislative business that was previously scheduled.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

June 29, 1995

The Honorable Doris Allen
Chairman, Rules Committee
State Capitol, Room 3016
Sacramento, California

Dear Ms. Allen, Please excuse me from session on July 1, 1995 as I have legislative business in my district.

Thank you for your consideration.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219
State Capitol

Dear Madam Speaker: Please excuse me on legislative business from session on Saturday, July 1, 1995, when I will be participating in a long-scheduled seminar and field trip.

Thank you for your consideration.

Sincerely,

BYRON D. SHER, Assembly Member
Twenty-first District

July 1, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request that I be excused from session today, Saturday, July 1, 1995 on legislative business.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

June 30, 1995

Hon. Doris Allen
Speaker of the Assembly
California State Legislature
State Capitol—Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from legislative session Saturday, July 1, 1995. I will be in my district conducting legislative business and waiving per diem.

Sincerely,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

June 29, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: This is to request that I be excused from session on Saturday, July 1, due to legislative business in my district.

Thank you for your consideration of my request.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

June 29, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from Session July 1, 1995. I have committed to attend the grand opening of DIX Development, Inc. and Barclay Heights from 10:00 am to 5:00 pm that day in my district. This is an important event for my district and I feel it my duty to attend. I have attached a copy of the invitation for your convenience and review.

Please know your assistance and consideration in this matter is greatly appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

June 30, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I request permission to spend Saturday, July 1, 1995 in my district office in Riverside. I wish to attend to legislative business for my district.

Thank you for your consideration in this matter.

Sincerely,

TED WEGGELAND, Assembly Member
Sixty-fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 30, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brooks Firestone to the Assembly Budget Committee to fill an existing vacancy, for the hearing on Wednesday, July 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 30, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Local Government Committee to fill an existing vacancy, for the hearing on Wednesday, July 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 30, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bruce McPherson and Trice Harvey to the Assembly Water, Parks and Wildlife Committee to fill existing vacancies, for the hearing on Wednesday, July 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 30, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Brulte to the Assembly Housing Committee to fill an existing vacancy for the hearing on Wednesday, July 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 30, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bernie Richter and Peter Frusetta to the Assembly Appropriations Committee to fill existing vacancies for the hearing on Wednesday, July 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 1, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Pursuant to Assembly Rule 9 (adopted on June 22, 1995), please be advised that the membership of the Assembly Committee on Labor and Employment has been decreased from nine members to seven members.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 1, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised of the following:

Assemblymember Michael Sweeney will no longer serve on the Assembly Appropriations Committee and that I have appointed Assemblymember Diane Martinez to this committee.

Assemblymember Diane Martinez will no longer serve on the Assembly Utilities and Commerce Committee and that I have appointed Assemblymember Joe Baca to serve as Chairman of this committee.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 817
Assembly Bill No. 940
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, July 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 12
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 1, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 899

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 899—An act to add Section 1656.7 to the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 1, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 848

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 848—An act to amend Section 14523 of the Government Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Transportation

Date of Hearing: June 19, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 46

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill ordered to second reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 5

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above resolution ordered to second reading.

Committee on Insurance

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 188
Senate Bill No. 1053
Senate Bill No. 1324

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

KNOWLES, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1157

With the recommendation: Do pass.

KNOWLES, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 416

With the recommendation: Do pass.

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.

KNOWLES, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1228

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary with the recommendation: To Consent Calendar.

KNOWLES, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 193

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

KNOWLES, Chairman

Above bill ordered to second reading.

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. 817 and **940,** ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 3, 320, 467, 1247, 287, and **394,** ordered to third reading;

Senate Bill No. 401, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 186—An act to amend Sections 50003, 50314, and 50320 of, and to add Section 50129 to, the Financial Code, relating to lending.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 538—An act to amend Section 1810.4 of, and to add Section 1810 to, the Civil Code, relating to civil law.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 740—An act to amend Sections 22314, 22315, 22454, and 22455 of the Financial Code, relating to loans.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 370—An act to add Section 14170.2 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1147—An act to add Section 14085.52 to the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 414—An act to add Section 97 to the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 487—An act to amend Section 14105.97 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 26—An act to amend Sections 4980.54, 4984.7, 4986.80, 4996.3, 4996.4, 4996.6, and 4996.18 of, and to add Sections 4994.1 and 4996.22 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 371—An act to amend Sections 1357 and 1357.03 of the Health and Safety Code, and to amend Sections 10700 and 10705 of the Insurance Code, relating to health insurance.

Bill read second time; amendments proposed by the Committee on Health 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. 125—An act to amend Sections 14503, 14504, 14504.2, 14505, and 41341 of the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1054—An act to amend Sections 45183, 45253, 45271, 45272, 45273, 45274, 45283, 45292, and 45300 of, and to repeal Sections 45105.1, 45257, and 45282 of, the Education Code, relating to school district employees.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 617—An act to add Section 14628 to the Government Code, and to amend Section 2807 of the Penal Code, relating to the Prison Industry Authority.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Higher Education.

SENATE BILL NO. 426—An act to repeal Sections 17508.5 and 17581 of, and to repeal and add Section 17580 of, the Business and Professions Code, relating to environmental advertising.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1277—An act to add Section 14669.15 to the Government Code, relating to public works, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1061—An act to amend Sections 7028, 7030, 7040, 7058.6, 7096, 7097, 7098, 7102, 7117.5, and 7125 of, to add Sections 7071.17 and 7076.2 to, to repeal Section 7109.2 of, and to repeal and add Sections 7071.6, 7076, 7125.1, and 7125.2 of, the Business and Professions Code, relating to contractors.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 464—An act to amend Section 677 of, and to add Sections 675.1 and 676.9 to, the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Insurance.

SENATE BILL NO. 1091—An act to add Chapter 1.5 (commencing with Section 1120) to Part 2 of Division 1 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Insurance.

SENATE BILL NO. 911—An act to amend Sections 422.75, 422.95, 1547, and 11413 of the Penal Code, relating to hate crimes.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 808—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be re-referred to the Committee on Environmental Safety and Toxic Materials.

SENATE BILL NO. 1308—An act to add Section 84307.5 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 82—An act to amend Section 7054, and to repeal Section 35174, of the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 75—An act to amend Section 2201 of the Elections Code, relating to voter registration.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 10:45 a.m., the Assembly adjourned until 1 p.m., Wednesday, July 5, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 1, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

26
75
82
125
186
370
371
414
426
464
487
538
617
740
808
848
899
911
1054
1061
1091
1147
1277
1308

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 5, 1995

ONE HUNDRED THIRD SESSION DAY

ONE HUNDRED THIRTEENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 5, 1995

The Assembly met at 1:05 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Firestone moved a quorum call of the Assembly.

Motion carried. Time, 1:06 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 2:28 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Escutia.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 30, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Judiciary Committee for the hearing on Wednesday, July 5, 1995 only.

Sincerely

DORIS ALLEN
Speaker of the Assembly

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 5, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 130, 800, 845, 1172, 1285, 283, 808, 1060, 1191, 1307, 562, 828, 1135, 1222.

BERNIE RICHTER

Assembly Chamber, July 5, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 925.

BRUCE McPHERSON

Above requests ordered transmitted to the Committee on Rules.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 32—Morrissey, Brewer, Harvey, Margett, Miller, and Richter, (Senators Haynes and Hurtt, coauthors). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 40—Alby. Relative to the California State Police.

AUTHOR'S AMENDMENTS

Committee on Transportation

July 5, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 503
Senate Bill No. 727
Senate Bill No. 1152

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 503—An act to amend Sections 1204.3, 1212, 1268, and 1596.95 of the health and Safety Code, and to amend Sections 27360, 27362, 27363.5, and 27364 of, and to add Section 27366 to, the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 727—An act to amend Section 98101 of the Public Utilities Code, to add Sections 941.6 and 954.6 to the Streets and Highways Code, and to add Section 40200.8 to the Vehicle Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1152—An act to add Section 130051.20 to, and to repeal and add Section 130051 of, the Public Utilities Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 5, 1995

The Committee on Health reports:

Senate Bill No. 849

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 849—An act to amend Section 1357.12 of the Health and Safety Code, and to amend Section 10714 of the Insurance Code, relating to health coverage.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 5, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 240
Senate Bill No. 498

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 240—An act to amend Sections 22658, 22851, and 25253 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 498—An act to amend Sections 44015, 44017, 44017.3, 44020, 44040, 44051, 44056, 44060, and 44062.1 of, and to add Section 44015.3 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

July 5, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 588

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 588—An act to amend Section 15036 of the Unemployment Insurance Code, relating to job training.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 5, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 508
Senate Bill No. 816

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 508—An act to amend Sections 206 and 237 of the Code of Civil Procedure, relating to juries.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 816—An act to amend Section 13964 of the Government Code, and to amend Sections 288.1, 1000.12, and 1203.066 of the Penal Code, relating to children.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 5, 1995

The Committee on Health reports:

Senate Bill No. 127

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 127—An act to add Part 5 (commencing with Section 1179) to Division 1 of the Health and Safety Code, relating to rural health care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 5, 1995

The Committee on Health reports:

Senate Bill No. 761
Senate Bill No. 1020

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 761—An act to amend Section 1373.621 of the Health and Safety Code, to amend Sections 10116.5 and 11512.03 of the Insurance Code, and to amend Section 2800.2 of, and to repeal Section 2807.5 of, the Labor Code, relating to health insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1020—An act to amend Section 1374.7 of, and to add Sections 1374.75 and 1374.9 to, the Health and Safety Code, and to amend Sections 10123.3, 10140, and 11512.95 of, and to add Sections 10123.31, 10123.35, 10140.5, 11512.96, and 11512.965 to, the Insurance Code, relating to insurance.

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

July 5, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 275
Senate Bill No. 1180
Senate Bill No. 962

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 275—An act to add Division 10.2 (commencing with Section 10200) to the Public Resources Code, and to add Sections 421.5 and 422.5 to the Revenue and Taxation Code, relating to agricultural land conservation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1180—An act to amend Section 21083.8 of, and to add Section 21083.8.1 to, the Public Resources Code, relating to environmental quality.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 962—An act to amend Section 40510 of the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 5, 1995

The Committee on Health reports:

Senate Bill No. 638

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 638—An act to add Section 1241.5 to the Business and Professions Code, relating to clinical laboratories.

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 Education

July 5, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 210
Senate Bill No. 765
Senate Bill No. 944

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 210—An act to amend Section 56361 of, and to repeal Section 48915.5 of, the Education Code, relating to special education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 765—An act to add Section 46207 to the Education Code, relating to school finance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 944—An act to add Sections 2550.5, 2550.6, and 2550.7 to the Education Code, relating to pupils.

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

July 5, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 901

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 901—An act to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 5, 1995

The Committee on Health reports:

Senate Bill No. 497

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 497—An act to amend Sections 1248.1 and 1248.15 of, and to add Section 1248.17 to, the Health and Safety Code, relating to health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

July 5, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1172

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1172—An act to amend Sections 4010.1, 4017, and 4019.10, and to add Section 4010.35 to, of the Health and Safety Code, relating to drinking water.

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 Elections, Reapportionment and Constitutional Amendments

July 5, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1200

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 1200—An act to amend Sections 16400, 16464, 16500, 16501, 16502, 16503, 16520, 16521, 16540, 16700, and 16741 of, to amend and renumber Sections 2552, 2601, 6005, 6489, 6490, and 27312 of, to add the heading of Division .5 (commencing with Section 1), to add the heading of Article 4 (commencing with Section 11381) to Chapter 4 of Division 11 of, and to repeal Section 16001 of, the Elections Code, and to repeal Section 5 of Chapter 79 of the Statutes of 1994, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

July 5, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 430

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 430—An act to add Chapter 5 (commencing with Section 60600) to Part 33 of the Education Code, relating to pupil testing.

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 Education

July 5, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 781

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 781—An act to add Section 52161.1 to the Education Code, relating to schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 5, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 991

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 991—An act to add Section 1099.3 to the Civil Code, and to amend Section 441 of, and to add Sections 408.5 and 487 to, the Revenue and Taxation Code, relating to real property.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 5, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 103
Senate Bill No. 527
Senate Bill No. 920
Senate Bill No. 989

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 103—An act to amend Section 3003 of, and to add Section 2717.9 to, the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 527—An act to add Sections 13100.1, 13100.2, and 13100.3 to, and to repeal Section 13125 of, the Penal Code, relating to criminal offender record information.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 920—An act to add Chapter 14 (commencing with Section 11652) to Division 10 of the Health and Safety Code, relating to the Statewide Integrated Narcotics System.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 989—An act relating to the Commission on Medical Services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 5, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 982

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 982—An act to add Section 755 to the Evidence Code, relating to evidence.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

July 5, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 746

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 746—An act to add Section 7721 to, and to add Article 7 (commencing with Section 7390) to Chapter 2 of Part 1 of Division 6 of, the Fish and Game Code, relating to commercial fishing.

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 Labor and Employment

July 5, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 443

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 443—An act to amend Sections 1288, 1308, 1308.3, 1309.6, and 1391 of the Labor Code, relating to employment.

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 Consumer Protection, Governmental Efficiency and Economic Development

July 5, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 142
Senate Bill No. 620
Senate Bill No. 735
Senate Bill No. 1077
Senate Bill No. 1088

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

SENATE BILL NO. 142—An act to add Article 2.8 (commencing with Section 17552) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 620—An act to add Section 14030.3 to the Corporations Code, and to add Chapter 13 (commencing with Section 15399.70) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 735—An act to amend Section 12606 of the business and Professions Code, relating to packaging.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1077—An act to repeal Chapter 20.6 (commencing with Section 9891) of Division 3 of the Business and Profession Code, and to add Title 2.93 (commencing with Section 1812.550) to Part 4 of Division 3 of the Civil Code, relating to tax preparers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1088—An act to amend Sections 10285 and 10285.1 of the Public Contract Code, relating to state contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 5, 1995

The Committee on Health reports:

Senate Bill No. 687

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 687—An act to amend Section 1358.20 of the Health and Safety Code, and to amend Sections 10194.8 and 10197.05 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

July 5, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 106
Senate Bill No. 954

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

SENATE BILL NO. 106—An act to amend Section 19596.2 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 954—An act to amend Section 19605.51 of, and to add Section 19603.5 to, the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 5, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 681

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 681—An act to amend Sections 17053.49 and 23649 of, to add Section 17211 to, and to repeal Section 17283 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

July 5, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 745

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

SENATE BILL NO. 745—An act to amend Section 6103 of the Government Code, relating to fees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Transportation

July 5, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 382

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 382—An act to add Section 40717.6 to the Health and Safety Code, relating to air pollution.

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 Education

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 699
Senate Bill No. 1185

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 118

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 27, 1995

The Committee on Health reports:

Senate Bill No. 30

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALLEN, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 199

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1244

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1087

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.

KNOWLES, Chairman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 267

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Banking and Finance with the recommendation: To Consent Calendar.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 305

With the recommendation: Do pass.

HAUSER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 533
Senate Bill No. 1015

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HAUSER, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 763

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

ALPERT, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 691

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 40

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Transportation.

ARCHIE-HUDSON, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 450
Senate Bill No. 1261

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bills ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1280

With the recommendation: Do pass, and be re-referred to the Committee on Revenue and Taxation.

CORTESE, Chairman

Above bill re-referred to the Committee on Revenue and Taxation.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 206

With the recommendation: Do pass, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

CORTESE, Chairman

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1108

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources with recommendation: To Consent Calendar.

CORTESE, Chairman

Above bill re-referred to the Committee on Natural Resources.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 935

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Employees, Retirement and Social Security.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 971

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BATES, Vice Chair

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 297

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 342

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

SPEIER, Chairwoman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Housing and Community Development on Wednesday, July 12, 1995 at 9 a.m. in Room 126;

Environmental Safety and Toxic Materials on Tuesday, July 18, 1995, (provided Assembly is in Session) or Tuesday, August 15, 1995.

MESSAGES FROM THE SENATE

Senate Chamber, July 3, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1263

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 3, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 217
Senate Bill No. 657

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 217—An act to amend Sections 18990 and 18992 of, and to repeal and add Section 18993 of, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 657—An act to amend Sections 75.31, 75.51, 75.60, 107, 110, 167, 212, 408, 441, 469, 1604, 1611.6, 1621, 2611.6, 4837.5, 5151, and 23154 of, and to add Section 480.6 to, the Revenue and Taxation Code, relating to taxation.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 186, 538, and **740,** ordered to third reading;

Senate Bill No. 371, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 46—An act to amend Section 53075.5 of the Government Code, to amend Section 5374 of, and to add Section 1032.1 to, the Public Utilities Code, and to amend Section 34520 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 5—Relative to the federal Clean Air Act.

Resolution read; amendments proposed by the Committee on Transportation read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 1157—An act to amend Section 1032 of the Unemployment Insurance Code, relating to unemployment compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 416—An act to amend Sections 1067.02 and 1067.09 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 1228—An act to amend Section 1879.2 of the Insurance Code, and to amend Section 550 of the Penal Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Judiciary.

SENATE BILL NO. 193—An act to add Sections 12376, 12389.5, and Article 3.8 (commencing with Section 12389.7) to Chapter 1 of Part 6 of Division 2 to the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:28 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Bowler, of the 10th Assembly District, introduced Helen Pappademos, of Moline, Illinois, mother of Assembly Chaplain Rev. Constantine C. Pappademos.

Assembly Member Conroy, of the 71st Assembly District, introduced Michael R. Houston, Southern Vice-Chairman, California College Republicans, accompanied by 16 students from Orange County.

ADJOURNMENT

At 2:28 p.m., the Assembly adjourned until 9 a.m., Thursday, July 6, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 5, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

781

Senate Bills

46
103
106
127
142
193
210
240
275
382
430
443
497
498
503
508
527
588
620
638
681
687
727
735
745
746
761
765
816
849
901
920
944
954
962
982
989
991
1020
1077
1088
1152
1172
1180
1200
1228

Senate Joint Resolution

5

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 6, 1995

ONE HUNDRED FOURTH SESSION DAY

TWO HUNDRED FOURTEENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 6, 1995

The Assembly met at 9 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Miller moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:31 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord and Master, Having just observed the anniversary of the birth of our great nation, we sing glory to You and we pray that You continue to pour out Your blessings upon this wonderful land. Gladden us mortals with Your loving-kindness and keep us safe within Your providence. And grant, O Lord, that we all be shown Your surpassing mercy.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Richter 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 Bowen, seconded by Assembly Member Napolitano.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Escutia.

CAUCUS ANNOUNCEMENTS

At 9:32 a.m., by unanimous consent, the Republican Caucus was permitted to meet in the Assembly Lounge, and the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 9:33 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 10:31 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 6, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 61	Assembly Bill No. 601
Assembly Bill No. 141	Assembly Bill No. 605
Assembly Bill No. 156	Assembly Bill No. 788
Assembly Bill No. 210	Assembly Bill No. 803
Assembly Bill No. 284	Assembly Bill No. 809
Assembly Bill No. 303	Assembly Bill No. 949
Assembly Bill No. 361	Assembly Bill No. 969
Assembly Bill No. 421	Assembly Bill No. 998
Assembly Bill No. 453	Assembly Bill No. 1114
Assembly Bill No. 578	Assembly Bill No. 1379

And reports the same correctly enrolled, and presented to the Governor at 10 a.m., July 6, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 6, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 781

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 6, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 174

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 174—An act to amend Section 12153 of the Public Contract Code, and to amend Sections 607, 14501, 18015, 19502, 40003, 40401, 40404, 40405, 40406, and 40410 of, to add Sections 14543 and 40400.5 to, to repeal and add Section 14510.5 of, to repeal Section 14510.6 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 Natural Resources

July 6, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 709

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 709—An act to add Section 43013.2 to the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 6, 1995

The Committee on Health reports:

Senate Bill No. 227

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 227—An act to amend Sections 5604, 5667, 5710, 5751.2, 5771, 5771.3, 5771.5, 5772, and 7276 of, and to add Section 7275.1 to, the Welfare and Institutions Code, relating to mental health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 6, 1995

The Committee on Health reports:

Senate Bill No. 1064

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 1064—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 6, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 452
Senate Bill No. 730
Senate Bill No. 795

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 452—An act to amend Section 1021.5 of the Code of Civil Procedure, and to amend Sections 11343.4 and 11350 of the Government Code, relating to administrative regulations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 730—An act to amend Section 39 of the Civil Code, and to amend Sections 1801, 3201, 3204, and 3208 of, and to add Sections 810, 811, 812, 813, and 1881 to, the Probate Code, relating to capacity.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 795—An act to amend Sections 8016, 8017, and 8025 of, and to add Section 8025.2 to, the Business and Professions Code, and to amend Section 2025 of the Code of Civil Procedure, relating to shorthand reporters.

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 Local Government

July 6, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 756
Senate Bill No. 1010

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 756—An act to amend Sections 56133, 56332, and 56382 of the Government Code, relating to local agency formation commissions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1010—An act to add Section 53087.5 to the Government Code, to add Section 55010 to the Health and Safety Code, and to amend Section 10100.2 of the Streets and Highways Code, relating to seismic safety.

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

July 6, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1065

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 1065—An act to amend Sections 25402.5, 25421, 25449.3, and 25449.4 of, and to add Sections 25417.5 and 25443.5 to, the Public Resources Code, relating to energy resources, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Labor and Employment

July 6, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 1049

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 1049—An act to amend Section 12940 of the Government Code, relating to employment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

July 6, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1222

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1222—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.6, 25200.3, 25200.14, 25205.7, and 25245.4 of, to add Sections 25200.15 and 25200.18 to, to repeal Sections 25155.5, 25155.6, 25155.7, and 25174.9 of, and to repeal and add Article 7.7 (commencing with Section 25179.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 6, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 219
Senate Bill No. 539
Senate Bill No. 775
Senate Bill No. 872
Senate Bill No. 888
Senate Bill No. 950
Senate Bill No. 1243
Senate Bill No. 53
Senate Bill No. 1025

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 219—An act to amend Sections 25216.1, 25216.2, and 25218.5 of the Health and Safety Code, relating to household hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 539—An act to repeal and add Section 1810.11 of the Civil Code, relating to credit.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 775—An act to add Section 2053.4 to, and to add and repeal Section 2053.2 of, the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 872—An act to amend Section 8670.7 of the Government Code, relating to oil spills.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 888—An act to amend Sections 14233, 14250, and 14260 of the Business and Profession Code, to amend, repeal, and add Section 2104 of the Code of Civil Procedure, to amend Section 9409 of, and to amend, repeal, and add Sections 9403, 9404, 9405, and 9406 of, the Commercial Code, to amend Section 17701 of the Corporations Code, and to amend Sections 12181, 12192, 12204, 12210, 12211, and 12214 of the Government Code, relating to fees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 950—An act to add Section 186.11 to the Penal Code, relating to crimes.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1243—An act to amend Section 2705 of the Public Utilities Code, relating to mutual water companies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 53—An act to amend Section 62.2 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1025—An act to add Article 3.5 (commencing with Section 789) to Chapter 4 of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

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 Education

July 6, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 729

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 729—An act to amend Sections 51225.3, 51226, 52300, 52302.5, 52322, 52335.4, 52335.6, and 52372.1 of, to add Sections 51226.1, 52314.8, and 52335.9 to, and to repeal Sections 52318, 52319, and 52335.7 of, the Education Code, relating to career education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 6, 1995

The Committee on Health reports:

Senate Bill No. 361
Senate Bill No. 889

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 361—An act to amend Sections 5370.2 and 5512 of, and to amend and repeal Section 5510 of, the Welfare and Institutions Code, relating to mental health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 889—An act to amend Section 304.8 of, and to add Section 304.21 to, the Health and Safety Code, relating to maternal and child health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 6, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 130
Senate Bill No. 283
Senate Bill No. 562
Senate Bill No. 800
Senate Bill No. 808
Senate Bill No. 828
Senate Bill No. 845
Senate Bill No. 925
Senate Bill No. 1060
Senate Bill No. 1135
Senate Bill No. 1172
Senate Bill No. 1191
Senate Bill No. 1222
Senate Bill No. 1285
Senate Bill No. 1307

AGUIAR, Alternate Chairman

Committee on Appropriations

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 157
Senate Bill No. 209
Senate Bill No. 252
Senate Bill No. 307
Senate Bill No. 321
Senate Bill No. 376
Senate Bill No. 651
Senate Bill No. 672
Senate Bill No. 810
Senate Bill No. 831
Senate Bill No. 1045
Senate Bill No. 1158
Senate Bill No. 1319

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 458
Senate Bill No. 572
Senate Bill No. 615
Senate Bill No. 787

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cannella was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Merced County Supervisor Anne Klinger.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Littleton, of Hayward; and Miriam Akimo, of Hayward.

Assembly Member Martinez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jessie Wyatt, of Newhall.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Peter Dawson, of Stockton.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James J. Kehoe, of San Mateo.

SENATE JOINT RESOLUTION NO. 18 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Conroy was granted unanimous consent that Senate Joint Resolution No. 18 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of amendment.

SENATE JOINT RESOLUTION NO. 18 (Lewis)—Relative to homebased business.

Resolution read.

Members Made Coauthors of Senate Joint Resolution No. 18

Assembly Member Conroy was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Joint Resolution No. 18 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Allen, Baca, Firestone, Frusetta, Granlund, Harvey, Hoge, Knight, Mazzoni, Morrissey, Pringle, Rainey, Richter, and Thompson.

Resolution ordered reprinted.

Resolution Returned to Consent Calendar

Assembly Member Conroy was granted unanimous consent that Senate Joint Resolution No. 18 be returned to the Consent Calendar.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 701, on request of Assembly Member Firestone.

REQUEST FOR UNANIMOUS CONSENT

Majority Speaker pro Tempore Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Vejraska, of Woodland.

Assembly Member Knowles was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Lou Mikula.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Baca was granted unanimous consent that Assembly Bill No. 1683 be withdrawn from the Committee on Utilities and Commerce and re-referred to the Committee on Transportation.

Assembly Member Isenberg was granted unanimous consent that Senate Bill No. 1228 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Public Safety.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1016

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1016—An act to amend Sections 629, 629.02, 629.06, 629.08, 629.10, 629.32, 629.38, 629.44, and 629.48 of, and to add and repeal Chapter 1.4 (commencing with Section 629.50) of Title 15 of Part 1 of, the Penal Code, relating to wiretapping.

SENATE BILL NO. 1016 REFERRED TO COMMITTEE

Assembly Member Aguiar was granted unanimous consent that Senate Bill No. 1016 be referred to the Committee on Public Safety.

JOINT RULE 62(a) WAIVED

Assembly Member Aguiar was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1016 for hearing in the Committee on Public Safety.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1258, on request of Assembly Member Harvey.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 289, on request of Assembly Member Takasugi.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 699—An act to add Section 35730.1 to the Education Code, relating to school district reorganization.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1185—An act to amend Sections 17850, 17882, and 17899.3 of, and to add Section 17899.4 to, the Education Code, relating to school facilities, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 118—An act to add Section 2052.5 to the Penal Code, relating to prisons.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 30—An act to add Chapter 1.7 (commencing with Section 24190) to Division 20 of the Health and Safety Code, relating to prostate cancer.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 199—An act to add Sections 40448.5.1 and 43022 to the Health and Safety Code, and to add Section 25225 to the Public Resources Code, relating to vehicles and fuels.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 1244—An act to add Section 248 to the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1087—An act to amend Sections 11664, 11751.35, and 11753.2 of the Insurance Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Insurance 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. 267—An act to add Sections 771.01 and 771.02 to the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Banking and Finance.

SENATE BILL NO. 305—An act to amend Section 17021.6 of the Health and Safety Code, relating to housing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 763—An act to amend Sections 17700, 17706, 17716, 17717, 17717.5, 17720, 17730.3, 17740, 17740.1, 17741.8, and 17742 of, to add Sections 17705.2, 17705.3, and 17727 to, to repeal and add Section 17740.3 of, to repeal Sections 17717.6, 17717.7, 17740.2, 17740.3, 17740.7, 17741.5, and 17741.6 of, the Education Code, and to amend Section 65995 of the Government Code, relating to school facilities funding.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 691—An act to amend Sections 44014 and 48980 of the Education Code, relating to school employees.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 40—An act to amend Section 82322 of, and to add Section 76361.5 to, the Education Code, and to amend Section 545.1 of the Vehicle Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Transportation.

SENATE BILL NO. 450—An act to add Section 71027 to the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1261—An act to amend Section 66181 of, and to add Section 66164 to, the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 935—An act to add and repeal Chapter 8.1 (commencing with Section 6110) to Title 7 of Part 3 of the Penal Code, relating to corrections.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Employees, Retirement and Social Security.

SENATE BILL NO. 971—An act to add Article 10 (commencing with Section 11530) to Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 297—An act to add Section 11019.6 to the Government Code, relating to government agencies.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Government Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 342—An act to amend Section 11010 of, and to add Article 20 (commencing with Section 53999) to Chapter 4 of Part 1 of Division 2 of Title 5 of, the Government Code, relating to fees.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted an to be re-referred to the Committee on Local Government.

REQUEST TO WAIVE JOINT RULE 62(a)

Assembly Member Takasugi requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Revenue and Taxation on Monday, July 10, 1995:

Assembly Bills Nos. 566, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; Assembly Joint Resolution No. 22; and Assembly Constitutional Amendment No. 13.

Assembly Member McDonald withheld unanimous consent.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Did Assembly Member Takasugi request unanimous consent to waive rules to set bills for reconsideration in committee?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Was reconsideration granted in committee based upon representation that the bills would become two-year bills?

Reply

The Majority Speaker pro Tempore deferred to Assembly Member Takasugi whereupon he replied that the bills had been reconsidered in committee; his request was to waive Joint Rule 62(a) to set the bills for vote only in committee, and further, that no representations were made that the bills were reconsidered with the intent of becoming two-year bills.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

As the bills are tax levies, are additional rule waivers unnecessary, other than Joint Rule 62(a) in order to hear the aforementioned bills?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Point of Information

Assembly Member Pringle arose to the following point of information:

If the vacancy on the Committee on Revenue and Taxation was filled today it would not be necessary for the committee to have a subsequent hearing and full debate on the reconsidered bills, as the new member would have the opportunity to read the bills and be prepared for vote only.

Parliamentary Inquiry

Assembly Member Hannigan arose to the following parliamentary inquiry:

What is the vote required to waive Joint Rule 62(a) as it relates to Assembly Member Takasugi's request?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that a majority of the 79 Member House (40 votes) is required to waive Joint Rule 62(a).

Further Consideration of Takasugi Request Passed Temporarily

By unanimous consent, further consideration of the request by Assembly Member Takasugi was passed temporarily.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 189 (Hauser)—An act to repeal and add Part 1.5 (commencing with Section 34000) of Division 24 of the Health and Safety Code, relating to redevelopment.

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—73

Aguiar	Campbell	Katz	Olberg
Alby	Cannella	Knight	Poochigian
Alpert	Conroy	Knowles	Rainey
Archie-Hudson	Cortese	Knox	Richter
Baca	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Setencich
Bates	Ducheny	Lee	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowen	Frusetta	Mazzoni	Thompson
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hawkins	Murray, Willard	
Caldera	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 431 (Hauser)—An act to amend Section 1797.2 of the Civil Code, to amend Sections 18062.8 and 18076 of, to amend, renumber, and add Section 18008 of, to add Section 18015.7 to, and to repeal Section 50082.5 of, the Health and Safety Code, relating to housing.

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

Aguiar	Caldera	Katz	Napolitano
Alby	Campbell	Knight	Poochigian
Alpert	Cannella	Knowles	Pringle
Archie-Hudson	Conroy	Knox	Rainey
Baca	Cortese	Kuehl	Richter
Baldwin	Cunneen	Kuykendall	Rogan
Bates	Davis	Lee	Setencich
Battin	Ducheny	Machado	Sher
Boland	Figueroa	Margett	Speier
Bordonaro	Firestone	Martinez	Sweeney
Bowen	Friedman	Mazzoni	Takasugi
Bowler	Frusetta	McDonald	Tucker
Brewer	Gallegos	McPherson	Villaraigosa
Brown, Valerie	Hauser	Miller	Weggeland
Brown, Willie	Hawkins	Morrissey	Woods
Brulte	House	Morrow	Mme. Speaker
Burton	Isenberg	Murray, Kevin	
Bustamante	Kaloogian	Murray, Willard	

NOES—4

Granlund	Harvey	Hoge	Thompson

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 40 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Assembly Concurrent Resolution No. 40, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 40—Relative to the California State Police.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 40

Assembly Member Alby was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 40 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Allen, Alpert, Baca, Baldwin, Bates, Battin, Boland, Bordonaro, Bowen, Bowler, Brewer, Valerie Brown, Willie Brown, Brulte, Burton, Bustamante, Caldera, Campbell, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Figueroa, Firestone, Friedman, Frusetta, Gallegos, Granlund, Hannigan, Harvey, Hauser, Hawkins, Hoge, House, Isenberg, Kaloogian, Katz, Knight, Knowles, Knox, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, Mazzoni, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Willard Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Rogan, Setencich, Sher, Speier, Sweeney, Takasugi, Thompson, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Alby was granted unanimous consent to take up Assembly Concurrent Resolution No. 40, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 40, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 40—Relative to the California State Police.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)

Motion to Reconsider Assembly Bill No. 111—Set 79 Amendments Lapsed

The motion to reconsider the vote on Assembly Bill No. 111—Bowen amendments—Set 79 lapsed.

Amendments Withdrawn

Without objection Assembly Member Katz withdrew amendments to Assembly Bill No. 111—Set 65.1.

Consideration of Further Amendments to Assembly Bill No. 111

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Machado—Set 89

Assembly Member Machado moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—37

Archie-Hudson	Cortese	Knox	Setencich
Baca	Davis	Lee	Sher
Bates	Ducheny	Machado	Speier
Bowen	Figueroa	Martinez	Sweeney
Brown, Valerie	Friedman	Mazzoni	Tucker
Brown, Willie	Frusetta	McDonald	Vasconcellos
Burton	Gallegos	Murray, Kevin	Villaraigosa
Bustamante	Hannigan	Murray, Willard	
Caldera	Hauser	Napolitano	
Cannella	Katz	Richter	

NOES—32

Aguiar	Conroy	Knowles	Poochigian
Alby	Cunneen	Kuykendall	Pringle
Battin	Goldsmith	Margett	Rainey
Boland	Granlund	McPherson	Rogan
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hoge	Morrissey	Thompson
Brewer	Kaloogian	Morrow	Weggeland
Brulte	Knight	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Machado—Set 89 to Assembly Bill No. 111: Assembly Member Frusetta, from "No" to "Aye".

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1435 (Willie Brown)—An act to amend Sections 6140, 6140.3, and 6140.4 of the Business and Professions Code, relating to the State Bar of California.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cortese	Knowles	Pringle
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Archie-Hudson	Ducheny	Kuykendall	Rogan
Baca	Figueroa	Lee	Setencich
Bates	Friedman	Machado	Sher
Battin	Frusetta	Margett	Speier
Boland	Gallegos	Martinez	Sweeney
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brown, Willie	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	Isenberg	Murray, Willard	Mme. Speaker
Campbell	Kaloogian	Napolitano	
Cannella	Katz	Olberg	
Conroy	Knight	Poochigian	

NOES—5

Baldwin	Brulte	House
Bowler	Harvey	

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 849

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on proposed amendments to Assembly Bill No. 111 be limited to two proponents and two opponents.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 111

Motion to Amend by Assembly Member Machado—Set 90

Assembly Member Machado moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—40

Alpert	Cannella	Hauser	Murray, Willard
Archie-Hudson	Cortese	Isenberg	Napolitano
Baca	Davis	Katz	Richter
Baldwin	Ducheny	Knox	Setencich
Bowen	Figueroa	Lee	Sher
Brown, Valerie	Friedman	Machado	Speier
Brown, Willie	Frusetta	Martinez	Sweeney
Burton	Gallegos	Mazzoni	Tucker
Bustamante	Goldsmith	McDonald	Vasconcellos
Caldera	Hannigan	Murray, Kevin	Villaraigosa

NOES—29

Aguiar	Cunneen	Kuykendall	Rainey
Alby	Granlund	Margett	Rogan
Battin	Harvey	Miller	Takasugi
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	Kaloogian	Olberg	
Brulte	Knight	Poochigian	
Conroy	Knowles	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Machado—Set 90 to Assembly Bill No. 111: Assembly Member Frusetta, from "No" to "Aye".

Motion to Amend by Assembly Member Machado—Set 91

Assembly Member Machado moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Martinez moved a call of the Assembly.

Motion carried. Time, 11:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Ducheny—Set 92

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Alpert	Cortese	Katz	Setencich
Archie-Hudson	Cunneen	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Figueroa	Machado	Takasugi
Brown, Valerie	Firestone	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Burton	Frusetta	McDonald	Villaraigosa
Bustamante	Gallegos	McPherson	Weggeland
Caldera	Goldsmith	Murray, Kevin	Mme. Speaker
Campbell	Hannigan	Murray, Willard	
Cannella	Hauser	Napolitano	

NOES—22

Baldwin	Hoge	Margett	Richter
Boland	House	Morrow	Rogan
Bordonaro	Isenberg	Olberg	Thompson
Bowler	Kaloogian	Poochigian	Woods
Brulte	Knowles	Pringle	
Harvey	Kuykendall	Rainey	

Motion to Amend by Assembly Member Knox—Set 93

Assembly Member Knox moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Knox moved a call of the Assembly.

Motion carried. Time, 12:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Speier—Set 94

Assembly Member Speier moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—71

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Machado	Setencich
Boland	Friedman	Margett	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Goldsmith	Mazzoni	Sweeney
Bowler	Granlund	McDonald	Takasugi
Brewer	Hannigan	McPherson	Thompson
Brown, Valerie	Harvey	Miller	Tucker
Brown, Willie	Hauser	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Burton	Hoge	Murray, Kevin	Woods
Bustamante	House	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	

NOES—1

Caldera

(NOTE: Later this day a motion to reconsider the above vote on Speier Amendments—Set 94 was offered by Assembly Member Kaloogian.)

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Speier—Set 94 to Assembly Bill No. 111: Assembly Member Boland, from "No" to "Aye".

Motion to Amend by Assembly Member Speier—Set 95

Assembly Member Speier moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—72

Aguiar	Conroy	Katz	Napolitano
Alby	Cortese	Knight	Olberg
Alpert	Cunneen	Knowles	Poochigian
Archie-Hudson	Davis	Knox	Pringle
Baca	Ducheny	Kuehl	Rainey
Baldwin	Figueroa	Kuykendall	Richter
Battin	Firestone	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowen	Goldsmith	Martinez	Speier
Bowler	Granlund	Mazzoni	Sweeney
Brewer	Hannigan	McDonald	Takasugi
Brown, Valerie	Harvey	McPherson	Thompson
Brown, Willie	Hawkins	Miller	Tucker
Brulte	Hoge	Morrissey	Villaraigosa
Burton	House	Morrow	Weggeland
Bustamante	Isenberg	Murray, Kevin	Woods
Cannella	Kaloogian	Murray, Willard	Mme. Speaker

NOES—2

Bates Hauser

Motion to Amend by Assembly Member Burton—Set 97

Assembly Member Burton moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—36

Alpert	Caldera	Hannigan	McDonald
Archie-Hudson	Campbell	Hauser	Murray, Kevin
Baca	Cannella	Isenberg	Murray, Willard
Bates	Cortese	Katz	Napolitano
Bowen	Davis	Kuehl	Sher
Brown, Valerie	Ducheny	Lee	Speier
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa

NOES—39

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mme. Speaker
Conroy	Kaloogian	Poochigian	

Motion to Amend by Assembly Member Burton—Set 96

Assembly Member Burton moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Burton moved a call of the Assembly.

Motion carried. Time, 12:22 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Baldwin—Set 98

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 12:27 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 12:27 p.m., Speaker Doris Allen, 67th District, presiding

RECESS

By unanimous consent, at 12:28 p.m., Speaker Allen declared the Assembly recessed to permit the introduction of a special guest.

Speaker Allen then appointed Assembly Members Miller, Willie Brown, House, Aguiar, McDonald, and Speier as a Select Committee to Escort the guest of the Assembly to the Rostrum.

Assembly Member Miller introduced Second Lieutenant Jack L. White II who successfully completed training at the United States Military Academy at West Point where he qualified for Dean's List honors each of his eight semesters. Lt. White's physical, military, and academic performance earned him the rank of Cadet Captain and gave him the honor of commanding a company in the United States Corps of Cadets, and for his performance as Company Commander, Lt. White was recognized as the best Commander for Academic Year 1995.

Assembly Member Miller introduced Lt. White's parents Jack and Ruby White, and sister, Corolar White.

He then presented a resolution to Lt. White congratulating him on the occasion of his graduation from the United States Military Academy at West Point. Lt. White then addressed the assemblage.

REASSEMBLED

At 12:33 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 832 (Kopp)—An act to amend Sections 703.140, 704.010, 704.030, 704.040, 704.060, 704.080, 704.100, 704.780, and 1174.3 of, and to add Section 1167.25 to, the Code of Civil Procedure, relating to debtor-creditor relations, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1080 (Leslie)—An act to add Section 16476.1 to the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 525 (Maddy)—An act to amend Section 19641 of the Business and Professions Code, relating to horseracing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 300 (Petris)—An act to amend Sections 1365, 1365.9, and 1368 of the Civil Code, relating to common interest developments.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 23 (Peace)—An act to amend Sections 12021, 12071, and 12072 of, and to repeal Section 12021.3 of, the Penal Code, relating to weapons.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 147 (Rogers)—An act to amend Section 1314 of, and to add Section 1314.5 to, the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 247 (Peace)—An act to amend Section 1872.83 of the Insurance Code, relating to insurance fraud.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 584 (Dills)—An act to add Section 23428.28 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 591 (Solis)—An act to amend Sections 2047, 6305, and 7720 of the Family Code, and to amend Section 13701 of the Penal Code, relating to domestic violence.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 605 (Mello)—An act to amend and repeal Section 42340 of the Public Resources Code, relating to solid waste.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 680 (Peace)—An act to amend Sections 11690 and 11715 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 682 (Peace)—An act to amend Section 1872.95 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 981 (Thompson)—An act to amend Section 19599 of the Business and Professions Code, relating to horseracing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 401 (Haynes)—An act to amend Section 146 of the Military and Veterans Code, relating to the state militia.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	

NOES—None

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member McPherson:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Elections, Reapportionment and Constitutional Amendments and Appropriations to meet, consider, and report Senate Bill No. 925 for further action.

By Assembly Member Richter:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Environmental Safety and Toxic Materials and Appropriations to meet, consider, and report Senate Bills Nos. 130, 800, 845, 1172, 1285, 283, 808, 1060, 1191, 1307, 562, 828, 1135, and 1222 for further action.

Resolutions read, and adopted by the following vote:

AYES—77

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member McDonald was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting on Wednesday, July 12, 1995, at 9 a.m.

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on Thursday, July 13, 1995, at 9 a.m., for the purpose of hearing any bills reported from the Committee on Revenue and Taxation, and stated that file notice would be submitted to the Daily File.

SENATE BILL NO. 672 REFERRED TO COMMITTEE

Assembly Member Knowles was granted unanimous consent that Senate Bill No. 672 be re-referred to the Committee on Insurance.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Speier was granted unanimous consent that Senate Bill No. 410 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Human Services.

JOINT RULE 62(a) WAIVED

Assembly Member Speier was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 410 for hearing in the Committee on Human Services.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER MACHADO TO AMEND ASSEMBLY BILL NO. 111—SET 91

At 12:43 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Machado motion to amend Assembly Bill No. 111—Set 91 lost by the following vote:

AYES—18

Bowen	Figueroa	Machado	Murray, Willard
Bustamante	Gallegos	Martinez	Napolitano
Caldera	Hannigan	Mazzoni	Villaraigosa
Cannella	Katz	McDonald	
Ducheny	Knox	Murray, Kevin	

NOES—53

Aguiar	Campbell	Knight	Richter
Alby	Conroy	Knowles	Rogan
Alpert	Cunneen	Kuehl	Setencich
Baca	Davis	Kuykendall	Sher
Baldwin	Friedman	Lee	Speier
Bates	Frusetta	Margett	Sweeney
Battin	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Olberg	Mme. Speaker
Brown, Valerie	House	Poochigian	
Brown, Willie	Isenberg	Pringle	
Brulte	Kaloogian	Rainey	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER KNOX TO AMEND ASSEMBLY BILL NO. 111—SET 93

At 12:43 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Knox motion to amend Assembly Bill No. 111—Set 93 lost by the following vote:

AYES—37

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Vasconcellos
Brown, Willie	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

NOES—39

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BURTON TO AMEND ASSEMBLY BILL NO. 111—SET 96

At 12:44 p.m., on motion of Assembly Member Burton, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Burton motion to amend Assembly Bill No. 111—Set 96 lost by the following vote:

AYES—38

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

NOES—39

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mme. Speaker
Conroy	Kaloogian	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY ASSEMBLY MEMBER BALDWIN TO AMEND ASSEMBLY BILL NO. 111—SET 98

At 12:44 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Baldwin motion to amend Assembly Bill No. 111—Set 98 carried by the following vote:

AYES—39

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	Mme. Speaker
Conroy	Kaloogian	Pringle	

NOES—38

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Tucker
Brown, Willie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

MOTION TO RECONSIDER ASSEMBLY BILL NO. 111, SPEIER AMENDMENTS—SET 94 ON NEXT LEGISLATIVE DAY

Assembly Member Kaloogian moved to reconsider on the next legislative day the vote whereby Speier amendments—Set 94 were this day adopted.

Speier amendments—Set 94 to Assembly Bill No. 111 ordered to the unfinished business file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Joint Resolution No. 18, Coauthors: Harvey and Hoge—Aye.

Assembly Bill No. 189, Concurrence: Takasugi and Tucker—Aye.

Assembly Bill No. 431, Concurrence: Tucker—Aye.

Assembly Concurrent Resolution No. 40, Coauthors: Valerie Brown, Lee, Poochigian, and Weggeland—Aye.

Assembly Bill No. 111, Machado Amendments—Set 89: Tucker—Aye; Woods—No.

Assembly Bill No. 1435, Concurrence: Bordonaro, Takasugi, and Tucker—Aye.

Assembly Bill No. 111, Machado Amendments—Set 90: Tucker—Aye; Aguiar, Bordonaro, and Woods—No.

Assembly Bill No. 111, Ducheny Amendments—Set 92: Frusetta and Takasugi—Aye.

Assembly Bill No. 111, Speier Amendments—Set 94: Miller and Weggeland—Aye.

Assembly Bill No. 111, Speier Amendments—Set 95: Weggeland—Aye.

Assembly Bill No. 111, Knox Amendments—Set 93: Mazzoni—Aye.

MOTION TO ADJOURN

At 12:44 p.m., Assembly Member Willard Murray moved that the Assembly do now adjourn.

Assembly Member Caldera seconded the motion.

Motion carried by the following vote:

AYES—37

Alpert	Campbell	Katz	Setencich
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Martinez	Vasconcellos
Brown, Valerie	Figueroa	Mazzoni	Villaraigosa
Brown, Willie	Friedman	McDonald	Mme. Speaker
Burton	Gallegos	Murray, Kevin	
Bustamante	Hannigan	Murray, Willard	
Caldera	Isenberg	Napolitano	

NOES—35

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Pringle
Battin	Frusetta	Kuykendall	Rainey
Boland	Goldsmith	Margett	Rogan
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brulte	House	Morrow	

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:46 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 41—Villaraigosa. Relative to Breastfeeding Awareness Week.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Senate Bill No.	*Committee*
217	P.E.,R. & S.S.
249	Rev. & Tax
564	L. Gov.
595	U. & C.
861	L. Gov.
864	L. Gov.
866	L. Gov.

Senate Joint Resolution No.	*Committee*
24	Rls.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

July 6, 1995

Mme. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1325

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HAUSER, Chairman

SENATE BILL NO. 1325—An act to amend Section 12927 of the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 6, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 32

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 32—An act to amend Section 190.2 of the Penal Code, relating to murder.

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 Insurance

July 6, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1138

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 1138—An act to add Section 1879.9 to the Insurance Code, relating to insurance.

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 Insurance

July 6, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 619

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 619—An act to amend Section 51769 of the Education Code, relating to vocational education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 6, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 781

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 781—An act to amend Section 1241 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Employees, Retirement and Social Security

July 6, 1995

Mme. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 159

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

SENATE BILL NO. 159—An act to amend Sections 20023, 20615, and 20615.5 of the Government Code, relating to public employees.

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 Local Government

July 6, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 614

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 614—An act to amend Sections 56475, 56837, 60373, and 61100 of, and to repeal Section 60357 of, the Government Code, to amend Section 13821 of, and to repeal Section 4704 of, the Health and Safety Code, to amend Section 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to add Section 30515 to the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 6, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 726

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 726—An act to amend Sections 11713, 12804.14, 13352, 21053, 23116, 24607, 25950, 34500, and 35400 of, to add Section 24611 to, and to repeal Section 4602.1 of, the Vehicle Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

July 6, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 562

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 562—An act to amend Sections 25297.1, 25299.37, and 25299.57 of, and to add Section 25299.62 to, the Health and Safety Code, relating to underground storage tanks.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 6, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 973

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BATES, Vice Chair

SENATE BILL NO. 973—An act to amend Sections 11004 and 11155.2 of, to add Sections 11155.3 and 11155.6 to, and to add and repeal Section 11155.4 of, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 6, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 69

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 69—An act to amend Section 798.61 of the Civil Code, to amend Sections 700.080 and 715.010 of the Code of Civil Procedure, and to amend Section 18005.8 of, and to add Section 18080.9 to, the Health and Safety Code, relating to mobilehomes, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

July 6, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 793

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 793—An act relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 6, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 87
Senate Bill No. 306
Senate Bill No. 907
Senate Bill No. 1051

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 87—An act to amend Section 11040 of the Government Code, and to amend Sections 1036 and 1064.2 of the Insurance Code, relating to the Attorney General.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 306—An act to amend Sections 663, 676, and 10164.2 of, to add Section 10113.7 to, and to repeal and add Section 666 of, the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 907—An act to add Section 12389.5 to the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1051—An act to amend Sections 11721 and 11759.1 of the Insurance Code, and to amend Section 62.7 of, and to add Section 6354.5 to, the Labor Code, relating to insurance.

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 Utilities and Commerce

July 6, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 1202

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BACA, Chairman

ASSEMBLY BILL NO. 1202—An act to amend Section 701.3 of the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 6, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1976

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BATES, Vice Chair

ASSEMBLY BILL NO. 1976—An act to amend Section 1568.03 of the Health and Safety Code, relating to residential care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

Committee on Human Services

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 732

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BATES, Vice Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: July 6, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 23

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

AGUIAR, Alternate Chair

Above resolution re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 501

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 803

With the recommendation: Do pass, and be re-referred to the Committee on Budget.

POOCHIGIAN, Chairman

Above bill re-referred to the Committee on Budget.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1694

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 383
Senate Bill No. 1011

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

CORTESE, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Local Government

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 149
Senate Bill No. 333

With the recommendation: Do pass.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 902

With the recommendation: Do pass, and be re-referred to the Committee on Transportation with recommendation: To Consent Calendar.

RAINEY, Chairman

Above bill re-referred to the Committee on Transportation.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 366
Senate Bill No. 602
Senate Bill No. 652

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1275

With the recommendation: Do pass.

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.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 479
Senate Bill No. 934

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 231
Senate Bill No. 1055

With the recommendation: Do pass.

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 49

With the recommendation: Do pass, and be re-referred to the Committee on Insurance.

ISENBERG, Chairman

Above bill re-referred to the Committee on Insurance.

Committee on Appropriations

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 840
Senate Bill No. 1264

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 60

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 558

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 936

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Housing and Community Development.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 357

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOLAND, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 204
Assembly Bill No. 526
Assembly Bill No. 598
Assembly Bill No. 640
Assembly Bill No. 664
Assembly Bill No. 891
Assembly Bill No. 946
Assembly Bill No. 1111
Assembly Bill No. 1120
Assembly Bill No. 1175
Assembly Bill No. 1344
Assembly Bill No. 1458
Assembly Bill No. 1476
Assembly Bill No. 1628
Assembly Bill No. 1635
Assembly Bill No. 1739
Assembly Bill No. 1836

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 6, 1995

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 11
Assembly Joint Resolution No. 26

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered to unfinished business file.

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 128
Assembly Bill No. 529
Assembly Bill No. 555
Assembly Bill No. 834
Assembly Bill No. 1071
Assembly Bill No. 1156
Assembly Bill No. 1196
Assembly Bill No. 1226
Assembly Bill No. 1324
Assembly Bill No. 1393
Assembly Bill No. 1481
Assembly Bill No. 1609
Assembly Bill No. 1616
Assembly Bill No. 1833

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 29
Senate Bill No. 266
Senate Bill No. 654
Senate Bill No. 947
Senate Bill No. 1106

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Constitutional Amendment No. 19

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 39
Senate Joint Resolution No. 26
Senate Joint Resolution No. 27

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 29—An act to authorize the creation of the Surprise Valley Groundwater Management District, relating to water, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 266—An act to amend Sections 10082 and 10084 of, and to add Sections 10086.6 and 10089.5 to, the Insurance Code, relating to earthquake insurance.

SENATE BILL NO. 654—An act relating to beaches and vessel facilities, and making an appropriation therefor.

SENATE BILL NO. 947—An act to repeal and add Section 2938 of, and to repeal Section 2938.1 of, the Civil Code, and to amend Section 564 of the Code of Civil Procedure, relating to real property.

SENATE BILL NO. 1106—An act to add Section 2954.11 to the Civil Code, relating to mortgages.

SENATE CONSTITUTIONAL AMENDMENT NO. 19—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 18.1 to Article VI thereof, relating to courts.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 39—Relative to Columbia State Historic Park.

SENATE JOINT RESOLUTION NO. 26—Relative to student aid.

SENATE JOINT RESOLUTION NO. 27—Relative to school lands.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 6, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 17

And reports the same correctly enrolled, and presented to the Secretary of State on the 6th day of July, 1995, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 6, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 123
Assembly Bill No. 167
Assembly Bill No. 419
Assembly Bill No. 441
Assembly Bill No. 520
Assembly Bill No. 522
Assembly Bill No. 1029
Assembly Bill No. 1087
Assembly Bill No. 1222
Assembly Bill No. 1388
Assembly Bill No. 1424
Assembly Bill No. 1610
Assembly Bill No. 1781
Assembly Bill No. 1879
Assembly Bill No. 1892
Assembly Bill No. 1945

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 6th, 1995.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION OF GUESTS

Assembly Member Gallegos, of the 57th Assembly District, introduced Juvenal Nunez, Student Intern, of El Monte.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 10 a.m., Friday, July 7, 1995, out of respect to the memory of Anne Klinger, on motion of Assembly Member Cannella; out of respect to the memory of John Littleton and Miriam Akimo, on motion of Assembly Member Sweeney; out of respect to the memory of Jessie Wyatt, on motion of Assembly Member Martinez; out of respect to the memory of Peter Dawson, on motion of Assembly Member Rogan; out of respect to the memory of Betty Lou Mikula, on motion of Assembly Member Knowles; out of respect to the memory of Michael Vejraska, on motion of Majority Speaker pro Tempore Setencich; and out of respect to the memory of James J. Kehoe, on motion of Assembly Member Speier.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 6, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

111 (Machado amendments—Set 89)
(Machado amendments—Set 90)
(Ducheny amendments—Set 92)
(Speier amendments—Set 95)
(Baldwin amendments—Set 98)

1202
1976

Senate Bills

30	539	907
32	562	935
40	614	950
53	619	971
69	691	973
87	699	1010
118	709	1025
159	726	1049
174	729	1051
199	730	1064
219	756	1065
227	763	1087
267	775	1138
297	781	1185
306	793	1222
342	795	1243
361	872	1244
450	888	1261
452	889	1325

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

111 (Machado amendments—Set 91)
(Knox amendments—Set 93)
(Burton amendments—Set 96)
(Burton Amendments—Set 97)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 7, 1995

ONE HUNDRED FIFTH SESSION DAY

TWO HUNDRED FIFTEENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 7, 1995

The Assembly met at 10 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Thompson moved a quorum call of the Assembly.

Motion carried. Time, 10:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:18 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O God, You are mighty and marvelous, steadfast in Your Covenant with those who love You. You give light to the blind and raise up the fallen; You love the righteous but pity the sinner. Out of darkness and death's shadow You have restored us to life. We pray this morning, O Lord, that You may impart Your grace to all us gathered here. And allow the light of Your knowledge to illumine our hearts.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Figueroa 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 Thompson, seconded by Assembly Member Frusetta.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and waiving per diem: Assembly Member Kaloogian.

On personal business, and waiving per diem: Assembly Members Escutia and Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 6, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Due to important legislative business in my district, I am unable to attend the Floor Session scheduled for Friday, July 7, 1995.

I request that my absence be noted in the Journal, and to waive per diem for the day. If necessary, I can be reached through my capitol staff at 445-2390.

Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Brooks Firestone will no longer serve on the Assembly Transportation Committee and that I have appointed him to the Assembly Natural Resources Committee to fill an existing vacancy.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember David Knowles to the Assembly Banking and Finance Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Elections, Reapportionment and Constitutional Amendments Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Governmental Organization Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Revenue and Taxation Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Peter Frusetta to the Assembly Transportation Committee to fill an existing vacancy for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Trice Harvey to the Assembly Utilities and Commerce Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Transportation Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 7, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Peter Frusetta to the Assembly Appropriations Committee to fill an existing vacancy.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 6, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Diane Martinez has been appointed to the Assembly Utilities and Commerce Committee to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1202
Assembly Bill No. 1976
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 7, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1190

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 1190—An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 7, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 717

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

SENATE BILL NO. 717—An act to add Chapter 2.92 (commencing with Section 7286.50) to Part 1.7 of Division 2 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 Environmental Safety and Toxic Materials

July 7, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1291

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1291—An act to amend Sections 25200.3, 25201, 25201.4, 25218.5, and 25250.1 of, and to add Sections 25200.16, 25200.17, 25201.16, and 25204.7 to, the Health and Safety Code, relating to hazardous waste, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 7, 1995

The Committee on Health reports:

Senate Bill No. 609

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 609—An act to amend Sections 125.9, 803.2, 803.5, 804, 2225.5, 2305, 2317, and 2416 of, and to amend and repeal Section 803 of, to add Section 802.1 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 7, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 351

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 351—An act to amend Section 769 of the Insurance Code, relating to insurance.

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 Insurance

July 7, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 245

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 245—An act to amend Section 3700.5 of the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Employees, Retirement and Social Security

July 7, 1995

Mme. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1209

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

SENATE BILL NO. 1209—An act to add Chapter 10 (commencing with Section 92800) to Part 57 of the Education Code, relating to the University of California.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

July 7, 1995

Mme. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 860

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

SENATE BILL NO. 860—An act to amend Section 47610 of, and to add Section 47611.5 to, the Education Code, to amend Sections 20950.1, 21101, 21251.13, 21251.147, 21296, 21364, 21373, 21382, 21382.2, 21382.4, 21382.5, and 21411 of, and to repeal Section 21385.7 of, the Government Code, relating to public employees.

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 Consumer Protection, Governmental Efficiency and Economic Development**~~

~~July 7, 1995~~

~~Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:~~

~~Senate Bill No. 325~~

~~With author's amendments with the recommendation: Amend, and re-refer to the committee.~~

~~SPEIER, Chairwoman~~

~~**SENATE BILL NO. 325**—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.~~

~~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.~~

(NOTE: On July 11, 1995, the action was rescinded whereby the above Report of the Committee on Consumer Protection, Governmental Efficiency and Economic Development relative to Senate Bill No. 325 was received and read in the Assembly, and whereby the bill was read a second time, author's amendments to the bill read and adopted, and the bill ordered reprinted and re-referred to the committee. See page 2623.)

AUTHOR'S AMENDMENTS

Committee on Judiciary

July 7, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 994

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 994—An act to amend Section 3262 of the Civil Code, relating to construction contracts.

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 Labor and Employment

July 7, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 443

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 443—An act to amend Section 49116 of the Education Code, and to amend Sections 1286, 1288, 1294.1, 1294.3, 1294.4, 1305, 1308, 1308.3, 1309.6, 1391, and 1393 of the Labor Code, relating to employment.

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 Labor and Employment

July 7, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 1112

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 1112—An act to amend Section 2675 of, and to add Section 2675.2 to, the Labor Code, relating to the garment industry.

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

July 7, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 39
Senate Bill No. 322
Senate Bill No. 1176

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 39—An act to amend and renumber Section 9025 of, to add Sections 9025 and 9025.2 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 322—An act to amend Sections 1745.11 and 10753 of the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1176—An act to amend Sections 8370 and 15907 of, to add Section 9025.2 to, and to add and repeal Section 9027 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

July 7, 1995

Mme. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 755

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 755—An act to add and repeal Chapter 3.2 (commencing with Section 3250) of Division 1 of Title 2 of the Government Code, relating to elections.

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 Education

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 429

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government with the recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1036

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HAUSER, Chairman

Above bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Harvey was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1916

July 5, 1995

E. Dotson Wilson
Chief Clerk
California State Assembly
State Capitol
Sacramento, California

Dear Dotson: This letter is to clarify the intent of my AB 1916 of this legislative session.

I introduced this measure on behalf of the Department of Fish and Game. When introduced, the bill made several technical changes affecting licensing and the Natural Diversity Data Base.

The bill was amended in the Senate at the Department's request to include the allowance of nonresident hunters to qualify for hunting licenses by providing a current hunting license from another state or province, or by proving completion of a hunter safety course in

another state or province. Hunter safety is required under current law for nonresidents to qualify for a nonresident hunting license.

Most states and provinces have hunter safety requirements. Therefore, this amendment is not expected to make hunting in California less safe. However, the Department of Fish and Game has asked me to express the intent of the amendments and to indicate that the Department will monitor the effects of this amendment on hunter safety over the next three years and will initiate its repeal if warranted.

Thank you for the opportunity to clarify the intent of these amendments to AB 1916.

Sincerely,

TRICE HARVEY, Assembly Member
Thirty-second District

SENATE BILL NO. 266 REFERRED TO COMMITTEE

Assembly Member Aguiar was granted unanimous consent that Senate Bill No. 266 be referred to the Committee on Insurance.

MOTION BY ASSEMBLY MEMBER HAWKINS

Assembly Member Hawkins moved that Assembly Rule 10, as contained in the rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

(e) No member may serve as chair or vice-chair of more than one standing committee, including the Committee on Rules.

Hawkins Motion Passed Temporarily

Without objection further consideration of the Hawkins motion was passed temporarily.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 1576.

JOE BACA

Above request ordered transmitted to the Committee on Rules.

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 51 (Haynes)—An act to amend Section 1036 of the Code of Civil Procedure, relating to inverse condemnation.

Bill read third time, and presented by Assembly Member Thompson.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bordonaro moved a call of the Assembly.

Motion carried. Time, 10:29 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE CONCURRENT RESOLUTION NO. 8 (Peace)—Relative to the creation of the Joint Committee on Coordination of Public Policy Research.

Resolution read, and presented by Assembly Member Ducheny.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ducheny moved a call of the Assembly.

Motion carried. Time, 10:31 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1095 (Marks)—An act to amend Section 11356.5 of the Health and Safety Code, and to amend Sections 186.22, 674, 1203.095, 1417.6, 2085.5, 4532, 12022, and 12022.5 of the Penal Code, relating to crimes.

Bill read third time.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the Consent Calendar by unanimous consent.

SENATE BILL NO. 105 (Kelley)—An act to repeal and add Section 62708.5 of the Food and Agricultural Code, relating to agriculture.

Bill read third time, and presented by Assembly Member Harvey.

Bill passed by the following vote:

AYES—69

Aguiar	Cannella	House	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Takasugi
Bowen	Frusetta	Margett	Thompson
Bowler	Gallegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Villaraigosa
Brown, Valerie	Granlund	McDonald	Weggeland
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mme. Speaker
Bustamante	Hauser	Morrissey	
Caldera	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 688 (Committee on Agriculture and Water Resources)—An act to amend Sections 26569.22 and 26569.30 of the Health and Safety Code, relating to agricultural commodities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Harvey.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Harvey moved a call of the Assembly.

Motion carried. Time, 10:41 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 820 (Russell)—An act to amend Section 17213.5 of the Financial Code, relating to escrow agents.

Bill read third time, and presented by Assembly Member McPherson.

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	Katz	Olberg
Alby	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 923 (Mello)—An act to amend Section 5108 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member McPherson.

Bill passed by the following vote:

AYES—51

Aguiar	Cannella	Harvey	Murray, Kevin
Alpert	Conroy	Hauser	Murray, Willard
Baca	Cortese	Hawkins	Napolitano
Baldwin	Cunneen	Knight	Poochigian
Battin	Davis	Knowles	Rainey
Boland	Ducheny	Kuykendall	Rogan
Bordonaro	Figueroa	Lee	Takasugi
Bowler	Firestone	Machado	Tucker
Brewer	Friedman	Margett	Vasconcellos
Brown, Valerie	Frusetta	Martinez	Villaraigosa
Brulte	Gallegos	McPherson	Weggeland
Burton	Goldsmith	Miller	Woods
Campbell	Granlund	Morrissey	

NOES—10

Bates	Hoge	Mazzoni	Sweeney
Bowen	Katz	Setencich	
Caldera	Kuehl	Speier	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 83 (O'Connell)—An act to add Section 39842 to the Education Code, relating to schoolbuses.

Bill read third time, and presented by Assembly Member Katz.

Bill passed by the following vote:

AYES—71

Aguiar	Conroy	Katz	Napolitano
Alby	Cortese	Knight	Olberg
Alpert	Cunneen	Knowles	Poochigian
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Cannella	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 208 (Solis)—An act to amend Sections 261.7 and 262 of the Penal Code, relating to spousal rape.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—69

Aguiar	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Cannella	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 232 (Hughes)—An act to amend Section 48902 of the Education Code, relating to pupils.

Bill read third time, and presented by Assembly Member Martinez.

Bill passed by the following vote:

AYES—63

Aguiar	Bustamante	Hauser	Murray, Willard
Alby	Cannella	Hawkins	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knox	Poochigian
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Sher
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowler	Frusetta	Mazzoni	Tucker
Brewer	Gallegos	McDonald	Vasconcellos
Brown, Valerie	Goldsmith	McPherson	Villaraigosa
Brown, Willie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrow	Woods
Burton	Harvey	Murray, Kevin	

NOES—4

Caldera	Hoge	Knowles	Rainey

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 232: Assembly Member Speier, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:49 a.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 145 (Rosenthal)—An act to amend Section 4850 of the Labor Code, relating to workers' compensation.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—45

Alpert	Cortese	Katz	Setencich
Archie-Hudson	Cunneen	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Figueroa	Machado	Takasugi
Brown, Valerie	Firestone	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Burton	Frusetta	McDonald	Villaraigosa
Bustamante	Gallegos	McPherson	Mme. Speaker
Campbell	Hannigan	Murray, Kevin	
Cannella	Hauser	Murray, Willard	
Conroy	House	Napolitano	

NOES—27

Aguiar	Brulte	Knight	Poochigian
Baldwin	Caldera	Knowles	Pringle
Battin	Goldsmith	Kuykendall	Rainey
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 128 (Kelley)—An act to amend Sections 13476, 13478, 13479, 13480, and 13482 of the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cortese.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mme. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 205 (Kelley)—An act to add Section 13274 to the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Cortese.

~~Bill passed by the following vote:~~

~~AYES—62~~

~~Aguiar~~	~~Cortese~~	~~House~~	~~Napolitano~~
~~Alby~~	~~Gunnoen~~	~~Knight~~	~~Olberg~~
~~Alpert~~	~~Davis~~	~~Knowles~~	~~Peechigian~~
~~Archie Hudson~~	~~Duchony~~	~~Kuehl~~	~~Pringle~~
~~Baca~~	~~Figueroa~~	~~Kuykendall~~	~~Rainey~~
~~Baldwin~~	~~Firestone~~	~~Lee~~	~~Regan~~
~~Battin~~	~~Friedman~~	~~Machado~~	~~Seteneich~~
~~Boland~~	~~Frusetta~~	~~Margett~~	~~Takasugi~~
~~Bordonaro~~	~~Gallegos~~	~~Martinez~~	~~Thompson~~
~~Bowler~~	~~Goldsmith~~	~~McDonald~~	~~Tucker~~
~~Brulte~~	~~Granlund~~	~~McPherson~~	~~Villaraigosa~~
~~Bustamante~~	~~Hannigan~~	~~Miller~~	~~Weggeland~~
~~Caldera~~	~~Harvey~~	~~Morrissey~~	~~Woods~~
~~Campbell~~	~~Hauser~~	~~Morrow~~	~~Mme. Speaker~~
~~Cannella~~	~~Hawkins~~	~~Murray, Kevin~~	
~~Conroy~~	~~Hoge~~	~~Murray, Willard~~	

~~NOES—7~~

~~Bowen~~	~~Burton~~	~~Sher~~	~~Sweeney~~
~~Brown, Valerie~~	~~Mazzoni~~	~~Speier~~	

~~Bill ordered transmitted to the Senate.~~

(NOTE: On August 24, 1995, the action was rescinded whereby Senate Bill No. 205 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3256.)

SENATE BILL NO. 733 (Lewis)—An act to amend Section 1192.95 of the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 961 (Watson)—An act to add Section 2342.5 to the Probate Code, relating to conservatorships.

Bill read third time, and presented by Assembly Member McPherson.

Bill passed by the following vote:

AYES—68

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Katz	Napolitano
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knox	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Richter
Bates	Figueroa	Lee	Rogan
Bordonaro	Friedman	Machado	Setencich
Bowen	Frusetta	Margett	Sher
Bowler	Gallegos	Martinez	Speier
Brewer	Goldsmith	Mazzoni	Sweeney
Brown, Valerie	Granlund	McDonald	Takasugi
Brulte	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Caldera	Hawkins	Morrow	Weggeland
Campbell	Hoge	Murray, Kevin	Mme. Speaker

NOES—4

Battin	Boland	Knowles	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 984 (Campbell)—An act to amend Sections 8205 and 8211 of the Government Code, and to amend Sections 4054, 4150, 4151, 4152, 4153, 4155, 4307, 4402, 4409, 4703, 4753, 4806, and 5204 of the Probate Code, relating to powers of attorney, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Morrow.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Aguiar	Campbell	Hoge	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Katz	Napolitano
Archie-Hudson	Cortese	Knight	Olberg
Baca	Cunneen	Knowles	Poochigian
Baldwin	Davis	Knox	Pringle
Bates	Ducheny	Kuehl	Rainey
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Aguiar	Campbell	Hoge	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Katz	Napolitano
Archie-Hudson	Cortese	Knight	Olberg
Baca	Cunneen	Knowles	Poochigian
Baldwin	Davis	Knox	Pringle
Bates	Ducheny	Kuehl	Rainey
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1082 (Leslie)—An act to add Section 96.25 to the Revenue and Taxation Code, relating to local government finance.

Bill read third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—69

Aguiar	Cannella	House	Poochigian
Alby	Conroy	Knight	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Rogan
Baldwin	Ducheny	Lee	Setencich
Bates	Figueroa	Machado	Sher
Battin	Firestone	Margett	Sweeney
Boland	Friedman	Mazzoni	Takasugi
Bordonaro	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brulte	Hannigan	Morrow	Woods
Burton	Harvey	Murray, Kevin	Mme. Speaker
Bustamante	Hauser	Murray, Willard	
Caldera	Hawkins	Napolitano	
Campbell	Hoge	Olberg	

NOES—1

Bowen

Bill ordered transmitted to the Senate.

SENATE BILL NO. 634 (Kopp)—An act to amend Section 17006.5 of, and to amend, repeal, and add Section 10850.3 of, the Welfare and Institutions Code, relating to public social services.

Bill read third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—61

Aguiar	Conroy	House	Poochigian
Alby	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Battin	Firestone	Kuykendall	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Weggeland
Brown, Valerie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Bustamante	Hauser	Murray, Kevin	
Caldera	Hawkins	Murray, Willard	
Cannella	Hoge	Olberg	

NOES—9

Archie-Hudson	Campbell	Mazzoni
Bates	Kuehl	Sher
Burton	Lee	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 634: Assembly Member Ducheny, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 61 (Kopp)—An act to amend Section 9255 of the Elections Code, relating to elections.

Bill read third time, and presented by Assembly Member Speier.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Speier moved a call of the Assembly.

Motion carried. Time, 11:14 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 469 (Kelley)—An act to amend Sections 1247, 1247.5, and 1247.6 of, and to repeal Section 1247.1 of, the Business and Professions Code, relating to clinical laboratory technology.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—72

Aguiar	Campbell	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knowles	Poochigian
Baca	Cunneen	Knox	Pringle
Baldwin	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 21 (Lewis)—An act to amend Section 24425 of the Health and Safety Code, relating to industrial containers, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Goldsmith.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Aguiar	Cannella	House	Poochigian
Alby	Conroy	Katz	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Frusetta	McDonald	Thompson
Bowen	Gallegos	McPherson	Tucker
Bowler	Goldsmith	Miller	Vasconcellos
Brewer	Granlund	Morrissey	Villaraigosa
Brown, Valerie	Hannigan	Morrow	Weggeland
Brown, Willie	Harvey	Murray, Kevin	Woods
Brulte	Hauser	Murray, Willard	Mme. Speaker
Bustamante	Hawkins	Napolitano	
Caldera	Hoge	Olberg	

NOES—6

Burton	Knight	Lee
Friedman	Kuehl	Mazzoni

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Aguiar	Cannella	House	Poochigian
Alby	Conroy	Katz	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Frusetta	McDonald	Thompson
Bowen	Gallegos	McPherson	Tucker
Bowler	Goldsmith	Miller	Vasconcellos
Brewer	Granlund	Morrissey	Villaraigosa
Brown, Valerie	Hannigan	Morrow	Weggeland
Brown, Willie	Harvey	Murray, Kevin	Woods
Brulte	Hauser	Murray, Willard	Mme. Speaker
Bustamante	Hawkins	Napolitano	
Caldera	Hoge	Olberg	

NOES—6

Burton	Knight	Lee
Friedman	Kuehl	Mazzoni

Bill ordered transmitted to the Senate.

SENATE BILL NO. 423 (Marks)—An act to amend Section 1201.6 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Conroy moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 3 (Thompson)—An act to add Section 6360.1 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Machado

Assembly Member Machado moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 186 (Maddy)—An act to amend Sections 50003, 50314, and 50320 of, and to add Section 50129 to, the Financial Code, relating to lending.

Bill read third time, and presented by Assembly Member Kuykendall.

Bill passed by the following vote:

AYES—75

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mme. Speaker
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 494 (Maddy)—An act to amend Section 107 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Willie Brown.

~~Bill passed by the following vote:~~

~~**AYES—49**~~

~~Aguiar~~	~~Cortese~~	~~Knowles~~	~~Pringle~~
~~Alby~~	~~Cunneen~~	~~Kuykendall~~	~~Rainey~~
~~Baca~~	~~Davis~~	~~Machado~~	~~Richter~~
~~Baldwin~~	~~Ducheny~~	~~Margett~~	~~Rogan~~
~~Battin~~	~~Firestone~~	~~Martinez~~	~~Setencich~~
~~Boland~~	~~Frusetta~~	~~McPherson~~	~~Takasugi~~
~~Bordonaro~~	~~Goldsmith~~	~~Miller~~	~~Thompson~~
~~Bowler~~	~~Granlund~~	~~Morrissey~~	~~Weggeland~~
~~Brewer~~	~~Harvey~~	~~Morrow~~	~~Woods~~
~~Brown, Willie~~	~~Hawkins~~	~~Murray, Kevin~~	~~Mme. Speaker~~
~~Brulte~~	~~Hoge~~	~~Murray, Willard~~	
~~Cannella~~	~~House~~	~~Olberg~~	
~~Conroy~~	~~Knight~~	~~Poochigian~~	

~~**NOES—18**~~

~~Alpert~~	~~Caldera~~	~~Lee~~	~~Speier~~
~~Archie-Hudson~~	~~Gallegos~~	~~Mazzoni~~	~~Sweeney~~
~~Bowen~~	~~Hauser~~	~~McDonald~~	~~Villaraigosa~~
~~Brown, Valerie~~	~~Katz~~	~~Napolitano~~	
~~Burton~~	~~Kuehl~~	~~Sher~~	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 494: Assembly Member Valerie Brown, from "Aye" to "No".

~~Bill ordered transmitted to the Senate.~~

(NOTE: On June 27, 1996, the action was rescinded whereby Senate Bill No. 494 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7624.)

SENATE BILL NO. 422 (Thompson)—An act to add Section 1797.195 to the Health and Safety Code, relating to emergency medical services.

Bill read third time, and presented by Assembly Member Hauser.

Bill passed by the following vote:

AYES—47

Aguiar	Bustamante	Hawkins	Poochigian
Alby	Cannella	Hoge	Pringle
Alpert	Conroy	House	Rainey
Baca	Davis	Knight	Richter
Baldwin	Ducheny	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Frusetta	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	Miller	Weggeland
Brewer	Hannigan	Morrissey	Woods
Brown, Valerie	Harvey	Morrow	Mme. Speaker
Brulte	Hauser	Olberg	

NOES—22

Archie-Hudson	Gallegos	Mazzoni	Speier
Bates	Katz	McDonald	Sweeney
Brown, Willie	Knox	Murray, Kevin	Tucker
Burton	Kuehl	Murray, Willard	Villaraigosa
Caldera	Lee	Napolitano	
Campbell	Martinez	Sher	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 740 (Lewis)—An act to amend Section 22314 of the Financial Code, relating to loans.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—61

Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Goldsmith	McPherson	Vasconcellos
Bowler	Granlund	Miller	Villaraigosa
Brewer	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Napolitano	Mme. Speaker
Bustamante	Hawkins	Olberg	
Caldera	Hoge	Poochigian	
Cannella	House	Pringle	

NOES—5

Brown, Valerie	Martinez	Murray, Willard
Lee	Murray, Kevin	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1157 (Mountjoy)—An act to amend Section 1032 of the Unemployment Insurance Code, relating to unemployment compensation.

Bill read third time, and presented by Assembly Member Battin.

Bill passed by the following vote:

AYES—59

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Murray, Willard
Alpert	Cortese	Knight	Olberg
Baca	Cunneen	Knowles	Poochigian
Baldwin	Davis	Knox	Pringle
Battin	Ducheny	Kuehl	Rainey
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	

NOES—11

Archie-Hudson	Friedman	McDonald	Speier
Bates	Katz	Napolitano	Sweeney
Caldera	Lee	Sher	

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 849 (Vasconcellos)—An act to make an appropriation in augmentation of Items 9840-001-001, 9840-001-494, 9840-001-988, and 9840-011-001 of Section 2.00 of the Budget Act of 1994, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Vasconcellos moved a call of the Assembly.

Motion carried. Time, 11:43 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 204 (Cannella)—An act to amend Sections 8589.7 and 51018 of the Government Code, and to amend Sections 25270.8 and 25359.4 of the Health and Safety Code, relating to disasters.

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

Aguiar	Caldera	Hawkins	Napolitano
Alby	Campbell	Hoge	Olberg
Alpert	Cannella	House	Poochigian
Archie-Hudson	Conroy	Katz	Pringle
Baca	Cortese	Kuehl	Rainey
Baldwin	Cunneen	Kuykendall	Rogan
Bates	Davis	Lee	Setencich
Battin	Ducheny	Machado	Sher
Boland	Figueroa	Margett	Speier
Bordonaro	Firestone	Martinez	Sweeney
Bowen	Friedman	Mazzoni	Thompson
Bowler	Frusetta	McDonald	Tucker
Brewer	Gallegos	McPherson	Villaraigosa
Brown, Valerie	Goldsmith	Miller	Weggeland
Brown, Willie	Granlund	Morrissey	Woods
Brulte	Hannigan	Morrow	Mme. Speaker
Burton	Harvey	Murray, Kevin	
Bustamante	Hauser	Murray, Willard	

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 526, on request of Assembly Member Sher.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 664 (Brulte)—An act to add Section 830.61 to the Penal Code, relating to peace officers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Aguiar	Caldera	Hawkins	Napolitano
Alby	Campbell	Hoge	Olberg
Alpert	Cannella	Katz	Poochigian
Archie-Hudson	Conroy	Knowles	Pringle
Baca	Cortese	Kuehl	Rainey
Baldwin	Cunneen	Kuykendall	Rogan
Bates	Davis	Lee	Setencich
Battin	Ducheny	Machado	Sher
Boland	Figueroa	Margett	Speier
Bordonaro	Firestone	Martinez	Sweeney
Bowen	Friedman	Mazzoni	Takasugi
Bowler	Frusetta	McDonald	Thompson
Brewer	Gallegos	McPherson	Tucker
Brown, Valerie	Goldsmith	Miller	Villaraigosa
Brown, Willie	Granlund	Morrissey	Weggeland
Brulte	Hannigan	Morrow	Woods
Burton	Harvey	Murray, Kevin	Mme. Speaker
Bustamante	Hauser	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 891 (Rogan)—An act to add Sections 5006, 5413, and 5816 to the Labor Code, relating to workers' compensation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Katz	Pringle
Alpert	Conroy	Knowles	Rainey
Archie-Hudson	Cortese	Kuehl	Richter
Baca	Cunneen	Kuykendall	Rogan
Baldwin	Davis	Lee	Setencich
Bates	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Friedman	Mazzoni	Takasugi
Bowen	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brown, Willie	Hannigan	Morrow	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Caldera	Hoge	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 946 (Caldera)—An act to amend Sections 2194, 3691, 3694, 3729, 3731, and 4920 of, to add Sections 3776 and 5103 to, and to add Part 7.5 (commencing with Section 4501) to Division 1 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1111 (Rogan)—An act to add Section 992 to the Penal Code, relating to criminal procedure.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Cannella	Katz	Poochigian
Alby	Conroy	Knowles	Pringle
Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Rogan
Baldwin	Ducheny	Lee	Setencich
Bates	Figueroa	Machado	Sher
Battin	Firestone	Margett	Speier
Boland	Friedman	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Takasugi
Bowen	Gallegos	McDonald	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Villaraigosa
Brown, Valerie	Hannigan	Morrissey	Weggeland
Brown, Willie	Harvey	Morrow	Woods
Brulte	Hauser	Murray, Kevin	Mme. Speaker
Burton	Hawkins	Murray, Willard	
Bustamante	Hoge	Napolitano	
Caldera	House	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1120 (Kuykendall)—An act to add Section 1471 to the Civil Code, relating to real property.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Caldera	Hawkins	Murray, Willard
Alby	Campbell	Hoge	Napolitano
Alpert	Cannella	House	Olberg
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cortese	Knowles	Pringle
Baldwin	Cunneen	Kuehl	Rainey
Bates	Davis	Kuykendall	Richter
Battin	Ducheny	Lee	Rogan
Boland	Figueroa	Machado	Setencich
Bordonaro	Firestone	Margett	Sher
Bowen	Friedman	Martinez	Speier
Bowler	Frusetta	Mazzoni	Sweeney
Brewer	Gallegos	McDonald	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brown, Willie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1175 (Morrissey)—An act to amend Sections 12009 and 12211 of the Business and Professions Code, relating to weights and measures.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Murray, Kevin	Mme. Speaker
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1344 (Sweeney)—An act to amend Section 626.6 of, and to add Section 626.7 to, the Penal Code, relating to crimes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Katz	Pringle
Alpert	Conroy	Knox	Rainey
Archie-Hudson	Cortese	Kuehl	Richter
Baca	Cunneen	Kuykendall	Rogan
Baldwin	Davis	Lee	Setencich
Bates	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Friedman	Mazzoni	Takasugi
Bowen	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brown, Willie	Hannigan	Morrow	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Caldera	Hoge	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1458 (Granlund)—An act to amend Sections 12085, 12085.5, 12086, 12087, 12088, 12090, 12091, 12781, and 12803 of, to amend the heading of Article 8 (commencing with Section 12085) of Chapter 1 of Part 2 of Division 3 of Title 2 of, and to repeal Section 12089 of, the Government Code, relating to community services and development.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—52

Aguiar	Cortese	Hoge	Olberg
Alby	Cunneen	House	Poochigian
Alpert	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuykendall	Richter
Boland	Firestone	Machado	Rogan
Bordonaro	Frusetta	Margett	Setencich
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Thompson
Brown, Valerie	Granlund	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Bustamante	Hauser	Murray, Kevin	Woods
Cannella	Hawkins	Murray, Willard	Mme. Speaker

NOES—14

Archie-Hudson	Burton	Lee	Sher
Bates	Caldera	Martinez	Speier
Bowen	Friedman	Mazzoni	
Brown, Willie	Kuehl	McDonald	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1458: Assembly Members Archie-Hudson and McDonald, from "Aye" to "No"; Assembly Member Baca, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1476 (Cannella)—An act to amend Sections 33704, 36801, 36802, 36803, 36805, 36806, 36808, and 37401 of, to add Sections 33704.7 and 33704.8 to, and to repeal Article 4 (commencing with Section 36921) of Chapter 2 of Part 3 of Division 15 of, the Food and Agriculture Code, and to amend Section 49 of Chapter 95 of the Statutes of 1994, relating to milk products.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Setencich
Bates	Ducheny	Lee	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowen	Frusetta	Mazzoni	Thompson
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Murray, Kevin	Mme. Speaker
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1635 (Gallegos)—An act to amend Section 1803.2 of the Civil Code, relating to contracts, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	
Campbell	House	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1739 (Bordonaro)—An act to amend Sections 5028, 5311, and 6301 of, and to add Section 6301.1 to, the Food and Agricultural Code, relating to agriculture.

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

Aguiar	Campbell	Hoge	Napolitano
Alby	Cannella	House	Olberg
Alpert	Conroy	Katz	Poochigian
Baca	Cortese	Knowles	Pringle
Baldwin	Cunneen	Knox	Rainey
Bates	Davis	Kuehl	Richter
Battin	Ducheny	Kuykendall	Rogan
Boland	Figueroa	Lee	Setencich
Bordonaro	Firestone	Machado	Sher
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McPherson	Thompson
Brown, Willie	Granlund	Miller	Tucker
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker
Caldera	Hawkins	Murray, Willard	

NOES—1

Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1739: Assembly Member Villaraigosa, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 11 (Aguiar)—Relative to disabled access.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Concurrent Resolution No. 11: Assembly Member Harvey, from "No" to "Aye".

Above resolution ordered enrolled.

REQUEST FOR DEMOCRATIC CAUCUS

At 11:53 a.m., Assembly Member Caldera requested unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

Request Withdrawn

Assembly Member Caldera withdrew his request for a Democratic Caucus.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY JOINT RESOLUTION NO. 26 (Rainey)—Relative to private activity bonds.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aguiar	Caldera	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Kuehl	Rainey
Baca	Cunneen	Kuykendall	Richter
Baldwin	Davis	Lee	Rogan
Battin	Ducheny	Machado	Setencich
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown, Valerie	Hannigan	Miller	Woods
Brown, Willie	Harvey	Morrissey	Mme. Speaker
Brulte	Hauser	Morrow	
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	

NOES—2

Sher	Speier

Above resolution ordered enrolled.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 371 (Rosenthal)—An act to amend Section 1357 of the Health and Safety Code, and to amend Section 10700 of the Insurance Code, relating to health insurance.

~~**Bill read third time, passed, and ordered transmitted to the Senate.**~~

~~*(For the vote on the above bill, see this day's Consent Calendar roll call.)*~~

(NOTE: On July 1, 1996, the action was rescinded whereby Senate Bill No. 371 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7677.)

SENATE BILL NO. 416 (Lewis)—An act to amend Sections 1067.02 and 1067.09 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 18 (Lewis)—Relative to homebased business.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1836 (Figueroa)— An act to amend Section 11166 of the Penal Code, and to amend Section 15630 of the Welfare and Institutions Code, relating to abuse.

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**~~

~~Aguiar~~	~~Caldera~~	~~House~~	~~Olberg~~
~~Alby~~	~~Cannella~~	~~Katz~~	~~Poochigian~~
~~Alpert~~	~~Conroy~~	~~Knox~~	~~Rainey~~
~~Archie-Hudson~~	~~Cortese~~	~~Kuehl~~	~~Richter~~
~~Baca~~	~~Cunneen~~	~~Kuykendall~~	~~Rogan~~
~~Baldwin~~	~~Davis~~	~~Lee~~	~~Setencich~~
~~Bates~~	~~Ducheny~~	~~Machado~~	~~Speier~~
~~Battin~~	~~Figueroa~~	~~Margett~~	~~Sweeney~~
~~Boland~~	~~Firestone~~	~~Martinez~~	~~Takasugi~~
~~Bordonaro~~	~~Friedman~~	~~Mazzoni~~	~~Thompson~~
~~Bowen~~	~~Frusetta~~	~~McDonald~~	~~Tucker~~
~~Bowler~~	~~Gallegos~~	~~McPherson~~	~~Vasconcellos~~
~~Brewer~~	~~Goldsmith~~	~~Miller~~	~~Villaraigosa~~
~~Brown, Valerie~~	~~Granlund~~	~~Morrissey~~	~~Weggeland~~
~~Brown, Willie~~	~~Hannigan~~	~~Morrow~~	~~Woods~~
~~Brulte~~	~~Harvey~~	~~Murray, Kevin~~	~~Mme. Speaker~~
~~Burton~~	~~Hauser~~	~~Murray, Willard~~	
~~Bustamante~~	~~Hawkins~~	~~Napolitano~~	

~~**NOES—None**~~

~~Above bill ordered enrolled.~~

(NOTE: On July 28, 1995, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1836 and whereby the bill was ordered enrolled. See page 3012.)

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 51

At 12:01 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 51 passed by the following vote:

AYES—47

Aguiar	Cannella	Hoge	Poochigian
Alby	Conroy	House	Pringle
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Knowles	Richter
Battin	Ducheny	Kuykendall	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Takasugi
Bowler	Goldsmith	McPherson	Thompson
Brewer	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hawkins	Olberg	

NOES—23

Alpert	Campbell	Kuehl	Sher
Archie-Hudson	Davis	Lee	Speier
Bates	Figueroa	Martinez	Sweeney
Bowen	Hauser	Mazzoni	Vasconcellos
Brown, Valerie	Katz	McDonald	Villaraigosa
Caldera	Knox	Napolitano	

Motion to Reconsider Senate Bill No. 51 on Next Legislative Day

Assembly Member Caldera moved to reconsider on the next legislative day the vote whereby Senate Bill No. 51 was this day passed.

Senate Bill No. 51 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE CONCURRENT RESOLUTION NO. 8

At 12:02 p.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Concurrent Resolution No. 8 adopted by the following vote:

AYES—50

Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Rogan
Baldwin	Ducheny	Lee	Setencich
Bates	Figueroa	Machado	Sher
Bowen	Friedman	Margett	Speier
Brown, Valerie	Frusetta	Martinez	Sweeney
Brown, Willie	Gallegos	Mazzoni	Tucker
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	McPherson	Woods
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Campbell	Hawkins	Murray, Willard	
Cannella	Katz	Napolitano	

NOES—22

Aguiar	Brewer	House	Olberg
Alby	Brulte	Knight	Takasugi
Battin	Conroy	Knowles	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	
Bowler	Hoge	Morrow	

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 688

At 12:02 p.m., on motion of Assembly Member Harvey, 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. 688 adopted by the following vote:

AYES—63

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Richter
Bates	Firestone	Lee	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	McDonald	Thompson
Bowler	Hannigan	McPherson	Tucker
Brewer	Harvey	Miller	Weggeland
Brown, Valerie	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—10

Burton	Friedman	Napolitano	Villaraigosa
Caldera	Katz	Sher	
Figueroa	Mazzoni	Sweeney	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Richter
Bates	Firestone	Lee	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	McDonald	Thompson
Bowler	Hannigan	McPherson	Tucker
Brewer	Harvey	Miller	Weggeland
Brown, Valerie	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—10

Burton	Friedman	Napolitano	Villaraigosa
Caldera	Katz	Sher	
Figueroa	Mazzoni	Sweeney	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 688, and on passage of the bill: Assembly Member Bowen, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 61

At 12:03 p.m., on motion of Assembly Member Speier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 61 passed by the following vote:

AYES—44

Aguiar	Bustamante	Hannigan	McDonald
Alpert	Caldera	Harvey	McPherson
Archie-Hudson	Campbell	Hauser	Napolitano
Baca	Cannella	Hoge	Pringle
Bates	Cortese	Katz	Rainey
Battin	Cunneen	Knox	Setencich
Boland	Davis	Kuehl	Sher
Bowen	Figueroa	Kuykendall	Speier
Brown, Valerie	Firestone	Machado	Vasconcellos
Brown, Willie	Friedman	Margett	Woods
Burton	Granlund	Martinez	Mme. Speaker

NOES—28

Alby	Frusetta	Lee	Poochigian
Baldwin	Gallegos	Mazzoni	Rogan
Bordonaro	Goldsmith	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	House	Morrow	Tucker
Brulte	Knight	Murray, Kevin	Villaraigosa
Conroy	Knowles	Murray, Willard	Weggeland

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 61: Assembly Member Boland, from "No" to "Aye"; Assembly Member Ducheny, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 849

At 12:03 p.m. on motion of Assembly Member Vasconcellos, 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. 849 by the following vote:

AYES—54

Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Bates	Davis	Kuykendall	Sher
Bowen	Ducheny	Lee	Speier
Brewer	Figueroa	Machado	Sweeney
Brown, Valerie	Firestone	Margett	Takasugi
Brown, Willie	Friedman	Martinez	Tucker
Brulte	Gallegos	Mazzoni	Vasconcellos
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	McPherson	Weggeland
Caldera	Harvey	Murray, Kevin	Mme. Speaker
Campbell	Hauser	Murray, Willard	
Cannella	Hawkins	Napolitano	

NOES—21

Aguiar	Bowler	Miller	Setencich
Alby	Frusetta	Morrissey	Thompson
Baldwin	Granlund	Morrow	Woods
Battin	Hoge	Olberg	
Boland	House	Pringle	
Bordonaro	Knowles	Rogan	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 849: Assembly Member Setencich, from "Aye" to "No"; Assembly Member Conroy, from "No" to "Aye".

Above bill ordered enrolled.

MOTION REFERRED TO COMMITTEE

The Hawkins motion relative to Assembly Rule 10 was referred to the Committee on Rules.

ASSEMBLY BILL NO. 1415 WITHDRAWN FROM ENROLLMENT

Assembly Member Aguiar was granted unanimous consent that Assembly Bill No. 1415 be withdrawn from enrollment and that the bill be returned to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 773 (Brulte)—An act to amend Sections 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Katz—Set 2

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Motion to Table Katz Amendments—Set 2 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Katz to Assembly Bill No. 773—Set 2 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Katz moved a call of the Assembly.

Motion carried. Time, 12:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Alpert—Set 1

Assembly Member Alpert moved the adoption of amendments.

Amendments read.

Motion to Table Alpert Amendments—Set 1 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Alpert—Set 1 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 12:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Katz—Set 3

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Motion to Table Katz Amendments—Set 3 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Katz—Set 3 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

Point of Order

Assembly Member Hannigan arose to the following point of order:

That Assembly Member Goldsmith spoke prior to making the motion to table and is, therefore, out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Motion to Table Katz Amendments—Set 3 to Assembly Bill No. 773

Assembly Member Brulte moved that the amendments offered by Assembly Member Katz—Set 3 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Morrissey seconded the motion.

Motion carried by the following vote:

AYES—37

Aguiar	Figueroa	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Friedman	Margett	Setencich
Battin	Frusetta	Miller	Takasugi
Boland	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Weggeland
Bowler	Harvey	Olberg	Woods
Brewer	Hawkins	Poochigian	
Brulte	Hoge	Pringle	
Conroy	House	Rainey	

NOES—35

Alpert	Caldera	Katz	Murray, Willard
Archie-Hudson	Campbell	Knox	Napolitano
Baca	Cannella	Kuehl	Sher
Bates	Cortese	Lee	Speier
Bowen	Davis	Machado	Sweeney
Brown, Valerie	Ducheny	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Bustamante	Hauser	Murray, Kevin	

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 773
Katz Amendments—Set 3

July 7, 1995

Mr. E. Dotson Wilson
Chief Clerk, California Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: When the roll call vote was taken on July 7, 1995, on the motion to table Katz's amendments, set #3, to Assembly Bill 773, I inadvertently voted "aye". Although it was my original intent to change my vote, my "no" vote could not be recorded as it would have changed the outcome of this measure. I would like to have the record clearly reflect my intention to be a "no" vote on this matter.

Respectfully,

LIZ FIGUEROA, Assembly Member
Twentieth District

Explanation of Vote—Assembly Bill No. 773
Katz Amendments—Set 3

July 7, 1995

Mr. E. Dotson Wilson
Chief Clerk, California Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: When the roll call vote was taken on July 7, 1995, on the motion to table Assemblyman Katz's amendments, set #3, to Assembly Bill 773, I inadvertently voted "aye". Although it was my original intent to change my vote, my "no" vote could not be recorded as it would have changed the outcome of this measure. I would like to have the record clearly reflect my intention to be a "no" vote on this matter.

Respectfully,

BARBARA FRIEDMAN, Assembly Member
Fortieth District

Motion to Amend by Assembly Member Bustamante—Set 4

Assembly Member Bustamante moved the adoption of amendments.

Amendments read.

Motion to Table Bustamante Amendments—Set 4 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Bustamante—Set 4 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 12:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Archie-Hudson—Set 5

Assembly Member Archie-Hudson moved the adoption of amendments.

Amendments read.

Motion to Table Archie-Hudson Amendments—Set 5 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Archie-Hudson—Set 5 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Pringle seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 12:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member Bowen—Set 6

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments—Set 6 to Assembly Bill No. 773

Assembly Member Pringle moved that the amendments offered by Assembly Member Bowen—Set 6 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 12:23 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member McDonald—Set 7

Assembly Member McDonald moved the adoption of amendments.

Amendments read.

Motion to Table McDonald Amendments—Set 7 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member McDonald—Set 7 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McDonald moved a call of the Assembly.

Motion carried. Time, 12:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Amend by Assembly Member McDonald—Set 8

Assembly Member McDonald moved the adoption of amendments.

Amendments read.

Motion to Table McDonald Amendments—Set 8 to Assembly Bill No. 773

Assembly Member Goldsmith moved that the amendments offered by Assembly Member McDonald—Set 8 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McDonald moved a call of the Assembly.

Motion carried. Time, 12:26 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 MOTION TO TABLE KATZ AMENDMENTS—SET 2 TO ASSEMBLY BILL NO. 773

At 12:26 p.m., on motion of Assembly Member Katz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Katz amendments—Set 2 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE ALPERT AMENDMENTS—SET 1 TO ASSEMBLY BILL NO. 773

At 12:26 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Alpert amendments—Set 1 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE BUSTAMANTE AMENDMENTS—SET 4 TO ASSEMBLY BILL NO. 773

At 12:27 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Bustamante amendments—Set 4 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE ARCHIE-HUDSON AMENDMENTS—SET 5 TO ASSEMBLY BILL NO. 773

At 12:27 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Archie-Hudson amendments—Set 5 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE BOWEN AMENDMENTS—SET 6 TO ASSEMBLY BILL NO. 773

At 12:27 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Bowen amendments—Set 6 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE McDONALD AMENDMENTS—SET 7 TO ASSEMBLY BILL NO. 773

At 12:27 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table McDonald amendments—Set 7 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE McDONALD AMENDMENTS—SET 8 TO ASSEMBLY BILL NO. 773

At 12:27 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table McDonald amendments—Set 8 to Assembly Bill No. 773 carried by the following vote:

AYES—38

Aguiar	Cunneen	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	McPherson	Setencich
Battin	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hawkins	Olberg	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Knowles	Rainey	

NOES—37

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 773

ASSEMBLY BILL NO. 773 (Brulte)—An act to amend Sections 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Demand for Previous Question

Assembly Members Thompson, Bates, Knowles, Miller, and House demanded the previous question. Demand for previous question lost by the following vote:

AYES—31

Aguiar	Burton	House	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	McPherson	Thompson
Bowler	Goldsmith	Miller	Weggeland
Brewer	Granlund	Morrissey	Woods
Brulte	Hawkins	Poochigian	

NOES—37

Alpert	Cortese	Kuehl	Olberg
Archie-Hudson	Davis	Kuykendall	Sher
Baca	Figueroa	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown, Valerie	Gallegos	Martinez	Tucker
Brown, Willie	Hannigan	Mazzoni	Vasconcellos
Bustamante	Harvey	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Katz	Murray, Willard	
Cannella	Knox	Napolitano	

Point of Order

Assembly Member Burton arose to the following point of order:

That Assembly Member Bowler limit debate to the merits of Assembly Bill No. 773 and that his remarks be addressed to the Body.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

That Assembly Member Archie-Hudson limit debate to the merits of Assembly Bill No. 773.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Brulte arose to the following point of order:

That Assembly Member Sher has inaccurately represented the Governor's position in his debate relative to Assembly Bill No. 773.

Point of Order

Assembly Member Willie Brown arose to the following point of order:

That Assembly Member Brulte's remarks are not a point of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order by Assembly Member Willie Brown well-taken.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

That pursuant to Mason's Manual of Legislative Procedure, Section 752, Assembly Member Sher's reference to the Governor is not in order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Aguiar arose to the following point of order:

That Assembly Member Caldera limit debate to the merits of Assembly Bill No. 773.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Pringle arose to the following point of order:

That Assembly Member Burton observe rules of decorum in debate.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

That Assembly Member Burton observe decorum in debate as it relates to Mason's Manual, Section 124.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the points of order well-taken, that Members should confine remarks to the question before the Body, and refrain from mentioning the names of Members during the course of debate.

Demand for Previous Question

Assembly Members Aguiar, Willie Brown, Knox, Davis, and Ducheny 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 Brulte moved a call of the Assembly.

Motion carried. Time, 1:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Senate has requested that Assembly Members designate Senate Floor authors for Assembly bills on third reading in the Senate.

REQUEST TO WITHDRAW AND RE-REFER BILL

On behalf of Assembly Member Knowles, Assembly Member Rogan requested unanimous consent that Senate Bill No. 1020 be withdrawn from the Committee on Health and re-referred to the Committee on Insurance.

Assembly Member Caldera withheld unanimous consent.

Request to Waive Joint Rule 62(a)

On behalf of Assembly Member Knowles, Assembly Member Rogan requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1020 and 266; and Assembly Bills Nos. 1106, 1394, and 1650 for hearing in the Committee on Insurance.

Assembly Member Caldera withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1694—An act to amend Section 6404 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 1244, ordered to third reading;

(NOTE: Later this day Senate Bill No. 1244 was re-referred to the Committee on Appropriations.)

Senate Bill No. 1087, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 157—An act to add Article 4 (commencing with Section 6450) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, relating to grass carp, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 209—An act to amend Section 18804 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 252—An act to amend Section 99268.17 of the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 307—An act to amend Section 14610.5 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 321—An act to add Section 11404.2 to the Welfare and Institutions Code, relating to foster care, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 376—An act to amend Section 12962 of, to add Section 12962.5 to, and to repeal Section 12960 of, the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 651—An act to amend, repeal, and add Section 25198 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 810—An act to amend Sections 6027.5, 6029, 12848.6, 12848.7, 12848.8, and 13149 of the Food and Agricultural Code, relating to pest control, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 831—An act to add Chapter 24 (commencing with Section 78601) to Division 22 of the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1045—An act to amend Section 903.8 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1158—An act to add and repeal Article 13 (commencing with Section 18841) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1319—An act to amend Section 25395 of the Health and Safety Code, relating to hazardous substances, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 458—An act to amend Sections 7704, 8576, and 8757 of the Fish and Game Code, relating to fish.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 572—An act to amend Section 13263 of the Water Code, relating to water.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 615—An act to amend Section 1596.792 of the Health and Safety Code, and to amend Sections 1174.2, 1174.4, 6225, and 6228 of, and to add Section 1174.9 to, the Penal Code, relating to sentencing.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 787—An act to amend Sections 30301 and 30514 of the Public Resources Code, relating to the California Coastal Commission, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 732—An act to amend and repeal Section 1569.697 of, and to add Article 6.6 (commencing with Section 1569.698) to Chapter 3.2 of Division 2 of, the Health and Safety Code, relating to residential care for the elderly.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 501—An act to amend Sections 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, and to amend Section 4000.6 of the Vehicle Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 149—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, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 333—An act to amend Section 65009 of the Government Code, relating to land use.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1275—An act to amend Sections 6588 and 6591 of, and to add Sections 6590.1, 6590.2, 6591.1, 6592.5, and 6599.1 to, the Government Code, relating to local governmental finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 479—An act to amend Section 1280.1 of the Code of Civil Procedure, relating to arbitrators.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 934—An act to amend Section 411.35 of the Code of Civil Procedure, relating to civil liability.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 231—An act to repeal and add Article 8 (commencing with Section 1263.710) of Chapter 9 of Title 7 of Part 3 of the Code of Civil Procedure, relating to eminent domain.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1055—An act to add Article 1.9 (commencing with Section 26639.5) to Chapter 2 of Part 3 of Division 2 of Title 3 of the Government Code, relating to county officers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 840—An act to amend Sections 3041 and 3041.5 of, and to add and repeal Section 977.2 of, the Penal Code, relating to criminal procedure.

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. 1264—An act to relating to park and open-space lands, 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. 558—An act to add Section 3022.5 to the Family Code, relating to child abuse.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 936—An act to amend Sections 65582, 65583.1, and 65584.5 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Housing and Community Development.

SENATE BILL NO. 357—An act to amend Sections 12071, 12072, 12080, and 12316 of, and to add Section 12004 to, the Penal Code, and to amend Section 8101 of the Welfare and Institutions Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 1244.

JOINT RULE 62(a) WAIVED

Assembly Member Baca was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 595 and 1142 for hearing in the Committee on Utilities and Commerce on July 10, 1995.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 111—SET 94 AMENDMENTS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 111—Set 94 amendments was continued until the next legislative day.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 773

At 1:49 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 773 refused passage by the following vote:

AYES—37

Aguiar	Cunneen	Kuykendall	Rainey
Alby	Firestone	Machado	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mme. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	
Conroy	Knowles	Pringle	

NOES—34

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Sher
Baca	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Burton	Gallegos	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

Unanimous Consent Withheld

Assembly Member Kuykendall withheld unanimous consent on any requests for vote adds or changes to the roll call vote taken on Assembly Bill No. 773.

Motion to Reconsider Assembly Bill No. 773 on Next Legislative Day

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 773 was this day refused passage.

Assembly Bill No. 773 ordered to the unfinished business file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Bill No. 105: Cortese, Friedman, Goldsmith, Granlund, Hoge, Knowles, Martinez, McDonald, Kevin Murray, Poochigian, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 820: Cannella, Cortese, Friedman, Goldsmith, Granlund, Hoge, Knowles, McDonald, Poochigian, and Tucker—Aye.

Senate Bill No. 923: Valerie Brown, Friedman, Goldsmith, Granlund, Harvey, Napolitano, Poochigian, and Tucker—Aye; Hoge—No.

Senate Bill No. 83: Friedman, Goldsmith, Granlund, Hoge, McDonald, Poochigian, and Tucker—Aye.

Senate Bill No. 208: Friedman, Goldsmith, Granlund, Hoge, McDonald, Poochigian, and Tucker—Aye.

Senate Bill No. 232: Brulte, Friedman, Goldsmith, Granlund, McDonald, Morrow, and Poochigian—Aye; Hoge—No.

Senate Bill No. 145: Friedman, Frusetta, Setencich, and Takasugi—Aye; Boland, Granlund, Hoge, and Weggeland—No.

Senate Bill No. 128 and Urgency: Boland, Brulte, Friedman, Granlund, Hoge, Lee, Machado, McDonald, and Weggeland—Aye.

Senate Bill No. 205: Alby, Bordonaro, Brulte, Friedman, Granlund, Hoge, Lee, Machado, McDonald, Napolitano, Rainey, and Weggeland—Aye; Valerie Brown and Speier—No.

Senate Bill No. 961: Alby, Friedman, and Granlund—Aye.

Senate Bill No. 984 and Urgency: Friedman and Granlund—Aye.

Senate Bill No. 1082: Brulte, Friedman, Granlund, and Sher—Aye.

Senate Bill No. 634: Valerie Brown, Brulte, Friedman, Granlund, and Speier—Aye.

Senate Bill No. 469: Alby, Bowen, Valerie Brown, Brulte, Granlund, Martinez, and Sher—Aye.

Senate Bill No. 21 and Urgency: Alby, Brulte, Granlund, and Martinez—Aye; Friedman and Lee—No.

Senate Bill No. 186: Bowen, Granlund, and Martinez—Aye.

Senate Bill No. 494: Granlund—Aye; Lee—No.

Senate Bill No. 422: Valerie Brown, Goldsmith, and Weggeland—Aye; Sher—No.

Senate Bill No. 740: Bustamante, Davis, Ducheny, Mazzoni, and Speier—Aye; Valerie Brown and Lee—No.

Senate Bill No. 1157: Bowen, Valerie Brown, Ducheny, Figueroa, and Goldsmith—Aye.

Assembly Bill No. 204, Concurrence: Brulte and Goldsmith—Aye.

Assembly Bill No. 664, Concurrence: Bustamante and Goldsmith—Aye.

Assembly Bill No. 891, Concurrence: Aguiar and Weggeland—Aye.

Assembly Bill No. 1458, Concurrence: Valerie Brown—Aye; Mazzoni—No.

Assembly Bill No. 1476, Concurrence: McDonald—Aye.

Assembly Bill No. 1635, Concurrence: Brulte—Aye.

Assembly Joint Resolution No. 26, Concurrence: Valerie Brown and Lee—Aye.

Consent Calendar: Burton and Kuehl—Aye.

Assembly Bill No. 1836, Concurrence: Martinez—Aye.

Senate Bill No. 51: Valerie Brown and McDonald—No.

Senate Concurrent Resolution No. 8: McDonald—Aye; Weggeland—No.

Senate Bill No. 688 and Urgency: Valerie Brown—Aye.

Senate Bill No. 61: Kuykendall—Aye; Weggeland—No.

Assembly Bill No. 849, Concurrence: Frusetta—No.

MOTION TO ADJOURN

At 1:50 p.m., Speaker Emeritus Brown moved that the Assembly do now adjourn.

Assembly Member Tucker seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members McDonald and Goldsmith arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Speaker Emeritus Brown that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:53 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 127, 564, 745, 861, 864, 866, and 1299.

RICHARD RAINEY

Assembly Chamber, July 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 206.

BERNIE RICHTER

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 7, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 705

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 705—An act to amend Section 4497.34 of the Penal Code, relating to juvenile facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

July 7, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 780

Assembly Bill No. 781

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 780—An act to add Chapter 17 (commencing with Section 43100) to Part 24 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 781—An act to add Section 52161.1 to the Education Code, relating to schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 7, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 993

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BACA, Chairman

ASSEMBLY BILL NO. 993—An act to add Section 452.6 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 7, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 31
Senate Bill No. 1034

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 31—An act to amend Section 1714 of the Civil Code, relating to negligence.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1034—An act to amend Section 2031 of the Code of Civil Procedure, and to amend Section 250 of the Evidence Code, relating to evidence.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 7, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 621

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BACA, Chairman

SENATE BILL NO. 621—An act to add Section 7901.1 to the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 7, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 1102—An act to amend Sections 73391.5, 73393, 73395, 73399.3, 74020, 74021, and 74641 of, to add Sections 74020.1, 74021.1, 74031, 74640.1, 74640.2, 74641.2, and 74641.3 to, and to repeal and add Section 74640 of, the Government Code, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 7, 1995

The Committee on Health reports:

Senate Bill No. 445
Senate Bill No. 689

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALLEN, Chairwoman

SENATE BILL NO. 445—An act to add Article 11 (commencing with Section 1399.70) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 689—An act to amend Sections 1356, 1369, and 1380 of, and to add Sections 1368.01, 1368.02, and 1368.03 to, the Health and Safety Code, relating to health care service plans.

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

July 7, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1163

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 1163—An act to amend Sections 40122, 40191, 40192, 42164, 43501, 43600, 43602, 43610, 44106, 45301, and 45302 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 Judiciary

July 7, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 509
Senate Bill No. 1322
With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 509—An act to amend Sections 4320 and 4330 of, and to add Section 4304 to, the Family Code, relating to family law.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1322—An act to amend Sections 1216, 1353, 1420, 1756, 1758, 1759, 1760, 1762, 1763, 1764, 1765, 1766, 2766, 3731, 3740, 5251, and 5257 of, to add Section 1756.2 to, and to repeal and add Sections 1757 and 1761 of, the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 7, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1121
With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 1121—An act to amend Sections 8205, 8206, 8213, 8213.5, and 8214.1 of, and to add Section 8213.6 to, the Government Code, relating to notary public.

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 Insurance

July 7, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 590
With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 590—An act to amend Section 5406.5 of the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 7, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 882

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 882—An act to add and repeal Chapter 8.9 (commencing with Section 10089.7) of Part 1 of Division 2 of the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 822

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 424

With amendments with the recommendation: Amend, and re-refer to the Committee on Insurance.

KNOWLES, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 191
Senate Bill No. 391
Senate Bill No. 486
Senate Bill No. 664

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
July 7, 1995

To the Members of the Assembly:

Assembly Bill 849, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 849 as an emergency measure.

Cordially,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 849

And reports the same correctly enrolled, and presented to the Governor at 5 p.m., July 7, 1995.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 5 p.m., the Assembly adjourned until 11 a.m., Monday, July 10, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 7, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

705
780
781
993
1190

Senate Bills

3	558	994
31	590	1034
39	609	1095
245	621	1102
322	689	1112
~~325~~ *	717	1121
351	732	1163
357	733	1176
423	755	1209
443	840	1264
445	860	1291
501	882	1322
509	936	

* Adoption of amendments rescinded.

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

773 (Alpert amendments—Set 1, laid upon the table)
(Katz amendments—Set 2, laid upon the table)
(Katz amendments—Set 3, laid upon the table)
(Bustamante amendments—Set 4, laid upon the table)
(Archie-Hudson amendments—Set 5, laid upon the table)
(Bowen amendments—Set 6, laid upon the table)
(McDonald amendments—Set 7, laid upon the table)
(McDonald amendments—Set 8, laid upon the table)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 10, 1995

ONE HUNDRED SIXTH SESSION DAY

TWO HUNDRED EIGHTEENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 10, 1995

The Assembly met at 11:08 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Sweeney moved a quorum call of the Assembly.

Motion carried. Time, 11:09 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 11:15 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Reverend Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Mighty and Most High God, Whom all creation worships, the fountainhead of wisdom, the fathomless depth of goodness and boundless sea of loving-kindness, You, loving Master, are the God of everlasting wonders. Look upon us servants and hear us; and in whatever we may do and accomplish, may our effort receive the gift of Your grace and the blessing of Your right hand.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Cannella then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Escutia.

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

July 10, 1995

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Liz Figueroa will no longer serve on the Assembly Environmental Safety and Toxic Materials Committee.

Sincerely,

WILLIE L. BROWN, JR.

July 10, 1995

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised of the following changes:

Assemblymember Kerry Mazzoni will no longer serve on the Assembly Housing Committee. I have appointed her to the Assembly Environmental Safety and Toxic Materials Committee as Vice Chairwoman.

Assemblymember Joe Baca will no longer chair the Assembly Utilities and Commerce Committee, but will continue to serve as a member. Assemblywoman Diane Martinez will serve as Chair of the Assembly Utilities and Commerce Committee.

I have appointed Assemblymember Joe Baca to serve on the Assembly Appropriations Committee. Assemblymember Diane Martinez will no longer serve on the Assembly Appropriations Committee.

Sincerely,

WILLIE L. BROWN, JR.

CAUCUS ANNOUNCEMENTS

At 11:16 a.m., by unanimous consent, the Republican Caucus was permitted to meet in the Assembly Lounge, and the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:16 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:58 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

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 Hawkins, seconded by Assembly Member Speier.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 10, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 780
Assembly Bill No. 781
Assembly Bill No. 993
Assembly Bill No. 1190

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Senate Bill No.	*Committee*
29	L. Gov. and W.,P. & W.
654	W.,P. & W. and Nat. Res.
657	Rev. & Tax.
947	Jud.
1106	B. & F.

Senate Constitutional Amendment No.	*Committee*
19	Jud.

Senate Joint Resolution No.	*Committee*
26	Rls.
27	Rls.

Senate Concurrent Resolution No. 39 ———————— *Committee* Rls.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 10, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 1066.

RICHARD K. RAINEY

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Education

July 10, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1235

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 1235—An act to amend Section 51202 of, to add Sections 51207 and 51207.5 to, and to repeal Section 51221 of, the Education Code, relating to schools.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 10, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 566

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 566—An act to add Section 6385.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 10, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 874

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 874—An act relating to the court of appeal.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 10, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 100

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 100—An act to amend, repeal, and add Section 19610.5 of the Business and Professions Code, relating to horseracing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 10, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 206
Senate Bill No. 564
Senate Bill No. 861
Senate Bill No. 864
Senate Bill No. 866

AGUIAR, Alternate Chair

Committee on Governmental Organization

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1059

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

TUCKER, Chairman

Above bill re-referred to the Committee on Public Safety.

Committee on Judiciary

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1148

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.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 34
Assembly Joint Resolution No. 35

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolutions ordered on file.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 1359

With the recommendation: Do pass.

AGUIAR, Alternate Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 106
Senate Bill No. 136

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

TUCKER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 408
Senate Bill No. 646

With the recommendation: Do pass.

TUCKER, Chairman

Above bills ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 398

With the recommendation: Do pass.

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.

TUCKER, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1070
Senate Bill No. 1315

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 10, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 806

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 10, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 40

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, July 10, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 23

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 10, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 17

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 17—An act relating to the payment of judgments and settlement claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Isobel Heely, daughter of Jon and Lauri Heely, of Burbank.

Request for Unanimous Consent

Speaker Emeritus Brown was granted unanimous consent that all rules be dispensed with to permit all Budget trailer bills to be taken up without reference to file, today and subsequent days until all Budget trailer bills have been taken up for consideration.

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 Bill No. 663 for hearing in the Committee on Higher Education on July 11, 1995.

Assembly Member McDonald was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 216 for hearing in the Committee on Revenue and Taxation on Wednesday, July 12, 1995.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member McDonald announced that the Committee on Revenue and Taxation would meet today, 1 hour after adjournment of Floor session.

SENATE BILL NO. 458 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Kuykendall was granted unanimous consent that Senate Bill No. 458 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. 458 (Beverly)—An act to amend Sections 7704, 8576, and 8757 of the Fish and Game Code, relating to fish.

Bill read third time.

Motion to Amend

Assembly Member Kuykendall moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Sher announced that the Committee on Natural Resources would meet today, upon adjournment of Floor session.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Geoffrey Sackett, of Novato.

MOTION BY ASSEMBLY MEMBER BORDONARO

Assembly Member Bordonaro moved that the following language be substituted for Assembly Rule 10, as contained in the rule adopted by the Assembly by motion on June 5, 1995:

10. (a) The Speaker shall appoint the Chair of each standing committee, including the Committee on Rules, each of whom shall be of the same party as the Speaker.

(b) The Floor Leader of the other party shall appoint the vice-chairs of each standing committee, including the Committee on Rules.

(c) No member may serve as chair or vice-chair of more than one standing committee, including the Committee on Rules.

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is Assembly Member Bordonaro's motion considered an amendment to the rules?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Point of Order

Assembly Member Burton arose to the following point of order:

Under the rules, an amendment to the rules must be introduced at the Desk in resolution form, and referred to the appropriate committee.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken; that an amendment to the rules must be introduced at the Desk in resolution form, and referred to the appropriate committee; whereupon he referred the Bordonaro motion to the Committee on Rules.

Motion to Appeal from the Decision of the Chair

Assembly Member Bordonaro moved to appeal from the decision of the Chair.

Assembly Member Thompson seconded the motion.

The question being: Shall the decision of the Chair that the Bordonaro motion be referred to the Committee on Rules as it was not introduced at the Desk in resolution form, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—33

Aguiar	Conroy	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Takasugi
Boland	Granlund	Margett	Thompson
Bordonaro	Harvey	McPherson	Weggeland
Bowler	Hawkins	Miller	
Brewer	Hoge	Morrissey	
Brulte	House	Olberg	

NOES—41

Alpert	Cortese	Knox	Setencich
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Brown, Willie	Goldsmith	McDonald	Villaraigosa
Burton	Hannigan	Murray, Kevin	Mme. Speaker
Bustamante	Hauser	Murray, Willard	
Caldera	Isenberg	Napolitano	
Campbell	Katz	Richter	

MOTION BY ASSEMBLY MEMBER BALDWIN

Assembly Member Baldwin moved that Assembly Rule 17 be added to the rules adopted by the Assembly by motion on June 5, 1995, to read as follows:

17. (a) The Speaker may create committees other than standing committees, including subcommittees.

(b) The Speaker shall appoint the Chair of these committees, each of whom shall be of the same party as the Speaker and shall not be a Chair of a Standing Committee.

(c) The membership of each of these committees shall have one more member of the majority party than the minority party. The term "majority" party for purposes of these rules means the party with the greater number of Members in the Assembly as determined by party registration.

(d) The Floor Leader of the other party shall select the vice-chair of these committees.

Assembly Member Hawkins seconded the motion.

Motion Referred to Committee

Majority Speaker pro Tempore Setencich referred the motion to the Committee on Rules as the motion to amend the rules was not introduced at the Desk in resolution form.

Motion to Appeal from the Decision of the Chair

Assembly Member Baldwin moved to appeal from the decision of the Chair.

Assembly Member Hawkins seconded the motion.

The question being: Shall the decision of the Chair that the Baldwin motion to amend the rules be referred to the Committee on Rules as it was not introduced at the Desk in resolution form, be overruled?

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baldwin moved a call of the Assembly.

Motion carried. Time, 2:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION BY ASSEMBLY MEMBER HAWKINS

Assembly Member Hawkins moved that Assembly Rule 10, as contained in the rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

(e) No member may serve as chair or vice-chair of more than one standing committee, including the Committee on Rules.

Assembly Member Morrissey seconded the motion.

Motion Referred to Committee

Majority Speaker pro Tempore Setencich referred the Hawkins motion to amend the rules to the Committee on Rules as it was not introduced at the Desk in resolution form.

Motion to Appeal from the Decision of the Chair

Assembly Member Hawkins moved to appeal from the decision of the Chair.

Assembly Member Morrissey seconded the motion.

The question being: Shall the decision of the Chair that the Hawkins motion to amend the rules be referred to the Committee on Rules as it was not introduced at the Desk in resolution form be overruled?

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hawkins moved a call of the Assembly.

Motion carried. Time, 2:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Knowles was granted unanimous consent that Senate Bill No. 1020 be withdrawn from the Committee on Health and re-referred to the Committee on Insurance.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Knowles was granted unanimous consent that Senate Bill No. 672, be withdrawn from the Committee on Insurance and placed on the second reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Knowles was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 266 and 1020 for hearing in the Committee on Insurance.

Assembly Member Villaraigosa was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 691 for hearing in the Committee on Public Safety on July 11, 1995.

ASSEMBLY CONCURRENT RESOLUTION NO. 41 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Villaraigosa was granted unanimous consent to take up Assembly Concurrent Resolution No. 41, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 41—Relative to Breastfeeding Awareness Week.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 41

Assembly Member Villaraigosa was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 41 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Allen, Alpert, Archie-Hudson, Baca, Battin, Bowen, Valerie Brown, Willie Brown, Burton, Bustamante, Caldera, Cannella, Cortese, Cunneen, Davis, Ducheny, Figueroa, Firestone, Friedman, Frusetta, Gallegos, Hannigan, Harvey, Hauser, Hoge, Isenberg, Katz, Knowles, Knox, Kuehl, Lee, Machado, Martinez, Mazzoni, McDonald, Kevin Murray, Willard Murray, Napolitano, Setencich, Sher, Speier, Sweeney, and Vasconcellos.

Request for Unanimous Consent

Assembly Member Villaraigosa was granted unanimous consent to take up Assembly Concurrent Resolution No. 41, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 41, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 41—Relative to Breastfeeding Awareness Week.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 2:16 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Bowler and Alby introduced California State Police Chief Duane Lowe, Sgt. Larry Seals, Officer Ralph Martin, and Melanie Schultz, Coordinator, California State Police. In recognition of July 10, 1995 as the last day of independent operation of the California State Police, Assembly Members Bowler and Alby presented a resolution to Chief Duane Lowe expressing appreciation for the years of dedicated service of the California State Police.

Chief Duane Lowe then addressed the assemblage.

REASSEMBLED

At 2:20 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Assembly Concurrent Resolution No. 40, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY CONCURRENT RESOLUTION NO. 40 (Alby)—Relative to the California State Police.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Setencich
Bordonaro	Frusetta	Machado	Sher
Bowen	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brewer	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Thompson
Brown, Willie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Cannella	House	Murray, Willard	

NOES—None

Above resolution ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eva Ritchie, of San Diego.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 840, 1264, and **558** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 429—An act to amend Sections 20111, 20113, 20114, 20116, 20651, 20654, 20655, and 20657 of, and to repeal Section 20651.5 of, the Public Contract Code, relating to local agency contracts.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 1036—An act to amend Section 33492.71 of the Health and Safety Code, relating to redevelopment.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 822—An act to amend Sections 628.1, 628.2, 628.4, 628.5, and 628.6 of the Penal Code, relating to school crimes, 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. 424—An act to add Section 676.9 to the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Insurance.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1413 (Sher)—An act to amend Section 5093.547 of, to add Section 5093.70 to, and to repeal Section 5093.548 of, the Public Resources Code, relating to wild and scenic rivers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aguiar	Campbell	Knight	Olberg
Alby	Cannella	Knowles	Poochigian
Alpert	Conroy	Knox	Pringle
Archie-Hudson	Cortese	Kuehl	Rainey
Baca	Cunneen	Kuykendall	Richter
Bates	Davis	Lee	Rogan
Battin	Ducheny	Machado	Sher
Bordonaro	Figueroa	Margett	Speier
Bowen	Firestone	Martinez	Sweeney
Bowler	Friedman	Mazzoni	Takasugi
Brewer	Frusetta	McDonald	Tucker
Brown, Valerie	Gallegos	McPherson	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Isenberg	Murray, Willard	
Caldera	Katz	Napolitano	

NOES—8

Baldwin	Goldsmith	Hoge	Miller
Boland	Granlund	Kaloogian	Thompson

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Sher was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1413

July 10, 1995

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol—Room 3196

Dear Mr. Wilson: I respectfully request that this letter be inserted in the Assembly Journal.

It is my intent, as author of AB 1413, to exclude the lower reaches of both Mill and Deer Creeks from the provisions of the bill because the Mill and Deer Creek Watershed Conservancies have assured me that existing water rights decrees make it virtually impossible and unlikely that new dams, diversions or water impoundment facilities will ever be constructed along these stream segments.

I also agreed to exclude the lower reaches on both creeks because of voluntary efforts undertaken by the landowners to provide water to aid migration of Spring-run chinook salmon. Landowners in the Mill Creek watershed have already entered into a contractual agreement whereby the State of California provides groundwater to farmers in exchange for farmers' leaving an equal amount of natural flow in the stream during critical periods of the spring migration of Spring-run chinook salmon.

Water rights holders on Deer Creek are currently cooperating with the Departments of Water Resources, and Fish and Game, to similarly develop alternative water resources and provide fishery flows during the spawning season for Spring-run chinook salmon. The Deer Creek Irrigation District and Stanford-Vina Ranch Irrigation Company have cooperated in making voluntary flow releases at the request of the Department of Fish and Game (DFG) for the past five years. Efforts are underway to formalize the availability of fish migration flows through a water exchange agreement between DFG, the Department of Water Resources and the two water agencies.

For these reasons, I have deferred to the wishes of the affected landowners by limiting the provisions of AB 1413 to the upper reaches of both Mill and Deer Creeks.

Sincerely,

BYRON D. SHER, Assembly Member
Twenty-first District

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 640 (Weggeland)—An act to amend Sections 118, 307, 308, 317, 510, 910, 1201, 1600, 2115, 5015, 5211, 5225, 5238, 5819, 7211, 7225, 7237, 7819, and 9211 of the Corporations Code, relating to corporations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aguiar	Campbell	Kaloogian	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hoge	Morrow	Weggeland
Bustamante	House	Murray, Kevin	Woods
Caldera	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1628 (Olberg)—An act to amend Sections 1010 and 1011 of the Military and Veterans Code, relating to veterans.

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

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McDonald	Thompson
Brown, Willie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Burton	Hauser	Morrissey	Villaraigosa
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

Assembly Member Kaloogian was granted unanimous consent that the motion to reconsider the vote on Speier amendments—Set 94 to Assembly Bill No. 111 be continued until Thursday, July 13, 1995.

Assembly Member Caldera was granted unanimous consent that the motion to reconsider the vote on Senate Bill No. 51 be continued until Thursday, July 13, 1995.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 773

In compliance with a motion given on a previous day, Assembly Member Brulte moved that the vote be reconsidered whereby Assembly Bill No. 773 was refused passage.

Assembly Bill No. 773 reconsidered by the following vote:

AYES—41

Aguiar	Firestone	Kuykendall	Richter
Alby	Frusetta	Machado	Rogan
Baldwin	Goldsmith	Margett	Setencich
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Cunneen	Knowles	Rainey	

NOES—34

Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on Assembly Bill No. 773 be limited to two proponents and two opponents.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 773

ASSEMBLY BILL NO. 773 (Brulte)—An act to amend Sections 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—41

Aguiar	Firestone	Kuykendall	Richter
Alby	Frusetta	Machado	Rogan
Baldwin	Goldsmith	Margett	Setencich
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Cunneen	Knowles	Rainey	

NOES—37

Alpert	Campbell	Isenberg	Napolitano
Archie-Hudson	Cannella	Katz	Sher
Baca	Cortese	Knox	Speier
Bates	Davis	Kuehl	Sweeney
Bowen	Ducheny	Lee	Tucker
Brown, Valerie	Figueroa	Martinez	Vasconcellos
Brown, Willie	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

Request to Transmit Bill to Senate Immediately

Assembly Member Brulte requested unanimous consent that Assembly Bill No. 773 be transmitted to the Senate immediately.

Assembly Member Burton withheld unanimous consent.

Motion to Transmit to Senate Immediately

Assembly Member Brulte moved that Assembly Bill No. 773 be transmitted to the Senate immediately.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caldera moved a call of the Assembly.

Motion carried. Time, 2:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Dispense with Call of the Assembly

Assembly Member Brulte moved that the Call of the Assembly as it relates to his motion on Assembly Bill No. 773 be dispensed with.

Motion carried by the following vote:

AYES—40

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker

NOES—36

Alpert	Caldera	Hauser	Murray, Kevin
Archie-Hudson	Campbell	Isenberg	Murray, Willard
Baca	Cannella	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TRANSMIT ASSEMBLY BILL NO. 773 TO SENATE IMMEDIATELY

At 2:45 p.m., further proceedings under the call of the Assembly were dispensed with.

The motion to transmit Assembly Bill No. 773 to the Senate immediately carried by the following vote:

AYES—41

Aguiar	Firestone	Kuykendall	Richter
Alby	Frusetta	Machado	Rogan
Baldwin	Goldsmith	Margett	Setencich
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Cunneen	Knowles	Rainey	

NOES—34

Alpert	Caldera	Katz	Napolitano
Archie-Hudson	Campbell	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Figueroa	Lee	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Brown, Willie	Hannigan	McDonald	Villaraigosa
Burton	Hauser	Murray, Kevin	
Bustamante	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate immediately.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 982 (Firestone)—An act to amend, repeal, and add Section 6366 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—51

Aguiar	Conroy	House	Poochigian
Alby	Cunneen	Kaloogian	Pringle
Alpert	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Margett	Thompson
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown, Willie	Harvey	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Campbell	Hoge	Olberg	

NOES—11

Caldera	Isenberg	Kuehl	Napolitano
Hannigan	Katz	Martinez	Sher
Hauser	Knox	Mazzoni	

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1671 BY UNANIMOUS CONSENT

Assembly Member Takasugi was granted unanimous consent to take up Assembly Bill No. 1671, out of order.

ASSEMBLY BILL NO. 1671 (Takasugi)—An act to amend Section 24358 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Takasugi moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST TO TAKE UP ASSEMBLY BILL NO. 940, OUT OF ORDER

Assembly Member Knight requested unanimous consent to take up Assembly Bill No. 940, out of order.

Assembly Member Bustamante withheld unanimous consent.

Consideration of Assembly Bill No. 940

ASSEMBLY BILL NO. 940 (Knight)—An act to add Sections 15819.90 and 15819.95 to the Government Code, and to amend Sections 1010 and 1011 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

Bill read third time.

Point of Order

Assembly Member Bustamante arose to the following point of order:

That he had raised objection to consideration of Assembly Bill No. 940, out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Further Consideration of Assembly Bill No. 940, by Unanimous Consent

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Aguiar	Cannella	Kaloogian	Murray, Willard
Alby	Conroy	Katz	Napolitano
Alpert	Cortese	Knight	Olberg
Archie-Hudson	Cunneen	Knox	Poochigian
Baca	Davis	Kuehl	Pringle
Baldwin	Ducheny	Kuykendall	Rainey
Bates	Firestone	Lee	Richter
Battin	Frusetta	Machado	Rogan
Boland	Gallegos	Margett	Setencich
Bordonaro	Goldsmith	Martinez	Sweeney
Bowler	Granlund	McDonald	Takasugi
Brewer	Harvey	McPherson	Thompson
Brown, Valerie	Hauser	Miller	Tucker
Brulte	Hawkins	Morrissey	Weggeland
Burton	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker

NOES—9

Bowen	Hannigan	Sher
Brown, Willie	Isenberg	Speier
Caldera	Mazzoni	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 940: Assembly Member Cunneen, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 397—Passed on file.

UNANIMOUS CONSENT WITHHELD

Assembly Member Pringle announced that he would withhold unanimous consent on any requests to pass and retain bills on this day's file.

CONSIDERATION OF SENATE BILL NO. 493 BY UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 493, out of order.

SENATE BILL NO. 493 (Wright)—An act to amend Section 25673.1 of the Health and Safety Code, relating to radiologic technology.

Bill read third time.

Motion to Amend

Assembly Member Isenberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 493, as Amended, by Unanimous Consent

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 493, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 493 (Maddy)—An act to add and repeal Article 3.8 (commencing with Section 349.100) of Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, to amend, repeal, and add Section 30124 of the Revenue and Taxation Code, to repeal Sections 14148.95, 14148.96, and 14148.97 of the Welfare and Institutions Code, and to amend Section 54 of Chapter 195 of the Statutes of 1994, relating to health care, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Isenberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Campbell	Hawkins	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—4

Bowen	Hoge	Katz	Pringle

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Campbell	Hawkins	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—4

Bowen	Hoge	Katz	Pringle

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bill

SENATE BILL NO. 1095 (Marks)—An act to amend Section 11356.5 of the Health and Safety Code, and to amend Sections 186.22, 674, 1203.095, 1417.6, 2085.5, 4532, 12022, 12022.5, and 12316 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—78

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Rainey:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bills Nos. 564, 861, 864, and 866 for further action.

By Assembly Member Richter:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Environmental Safety and Toxic Materials and Appropriations to meet, consider, and report Senate Bill No. 206 for further action.

Resolutions read, and adopted by the following vote:

AYES—78

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—None

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Katz announced that the Committee on Transportation would meet today at 4 p.m. in Room 4202.

JOINT RULE 62(a) WAIVED

Assembly Member McDonald was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 657 and Assembly Bill No. 217 for hearing in the Committee on Revenue and Taxation on Wednesday, July 12, 1995, at 9 a.m.

Assembly Member Villaraigosa was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1059 for hearing in the Committee on Public Safety on Tuesday, July 11, 1995.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

On behalf of Assembly Member Ducheny, Assembly Member Brulte was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1298

July 10, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully submit this letter in an effort to clarify the meaning of recent amendments to my Assembly Bill 1298. I do so in order to address confusion expressed about how my bill would impact school districts, community college districts, county offices of education and their respective employees which are subject to coverage by this legislation.

Sections 1 through 15, inclusive, of the May 30th version of the bill simply are intended to clarify the existing eligibility requirements for membership in the existing Defined Benefit Plan provided and

administered by the State Teachers Retirement System (STRS) pursuant to Education Code Section 22000 et seq. It has never been my intent to expand the current membership eligibility requirements of the existing STRS Defined Benefit Plan. In addition, the sponsors of this measure, the State Teachers Retirement System, have assured me that in proposing this legislation they do not intend to expand membership eligibility of the STRS Defined Benefit Plan. I believe that AB 1298, as amended May 30, 1995, neither expands nor restricts membership eligibility under the existing Defined Benefit Plan and is consistent with current law. The purpose of Sections 1 through 15, inclusive, of AB 1298 is to make membership eligibility subject to a functional definition as opposed to restricting membership eligibility by exclusion based upon enumerated positions.

As amended May 30th, Section 16 of the bill, which proposes to establish the STRS' Cash Balance Plan, is designed to ensure that the governing boards of school districts, community college districts and county offices of education make the decision as to whether or not that educational entity will offer the Cash Balance Plan to its part-time employees. This section, however, does not specify how the governing boards go about making their decision, ie. does not require or preclude the decision from being made as part of any collective bargaining process, nor does it preclude a board from offering other part-time employee retirement benefit options along with the Cash Balance Plan. The recent amendment to proposed Section 26000 of Part 14 governing the STRS' Cash Balance Plan provides that if such an educational entity decides not to offer the STRS' Cash Balance Plan, then the provisions of AB 1298's Section 16 are not applicable to that educational entity and have no impact on its employees. These amendments can only be interpreted to make the STRS' Cash Balance Plan an option for school districts, community college districts and county offices of education.

Amendments to Section 16 relating to the proposed employer and participant responsibilities governing the STRS' Cash Balance Plan ensures that when a governing board of a school district, community college district, or county office of education elects by formal action to provide the STRS' Cash Balance Plan, that any individual subject to coverage of that plan has the right following commencement of his or her employment to choose between the STRS' Cash Balance Plan and an alternative retirement plan, if offered by the educational entity. The intent of these amendments is to provide choice to such employees in those instances where the educational entity has decided to provide competing options for those employees.

While AB 1298 is a complex bill, I am carrying the measure in order to benefit part-time employees of school districts, community college districts, and county offices of education. It is my hope that AB 1298 puts forward a viable, attractive and competitive part-time employee retirement benefit.

I trust that this clarification, regarding both the current STRS' Defined Benefit Plan and my proposed STRS' Cash Balance Plan, will alleviate any confusion as to my, or my sponsors, intent with this legislation. Thank you for allowing me this opportunity to address these matters.

Respectfully submitted,

DENISE MORENO DUCHENY, Assembly Member
Seventy-ninth District

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Weggeland announced that the Committee on Banking and Finance would meet today at 4 p.m. in Room 126, instead of Room 447.

JOINT RULE 62(a) WAIVED

Assembly Member Poochigian was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 156 for hearing in the Committee on Appropriations on July 12, 1995.

REQUEST TO WAIVE JOINT RULE 62(a)

Assembly Member Poochigian requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting bills for hearing in the Committee on Appropriations pending re-referral from the Committee on Revenue and Taxation.

Assembly Member Caldera withheld unanimous consent.

JOINT RULE 62(a) WAIVED

Assembly Member Rainey was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 429 for hearing in the Committee on Local Government on Wednesday, July 12, 1995.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO APPEAL FROM DECISION OF THE CHAIR

At 3:17 p.m., on motion of Assembly Member Baldwin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The decision of the Chair as it relates to the Baldwin motion was sustained by the following vote:

AYES—34

Alby	Cunneen	Knowles	Pringle
Baldwin	Firestone	Kuykendall	Rainey
Battin	Frusetta	Margett	Rogan
Boland	Harvey	McPherson	Takasugi
Bordonaro	Hawkins	Miller	Thompson
Bowler	Hoge	Morrissey	Weggeland
Brewer	House	Morrow	Woods
Brulte	Kaloogian	Olberg	
Conroy	Knight	Poochigian	

NOES—41

Alpert	Cortese	Knox	Setencich
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Brown, Willie	Goldsmith	McDonald	Villaraigosa
Burton	Hannigan	Murray, Kevin	Mme. Speaker
Bustamante	Hauser	Murray, Willard	
Caldera	Isenberg	Napolitano	
Campbell	Katz	Richter	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO APPEAL FROM THE DECISION OF THE CHAIR

At 3:18 p.m., on motion of Assembly Member Hawkins, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The decision of the Chair as it relates to the Hawkins motion was sustained by the following vote:

AYES—36

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baldwin	Firestone	Knowles	Pringle
Battin	Frusetta	Kuykendall	Rainey
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Weggeland
Brulte	House	Morrow	Woods

NOES—42

Alpert	Cannella	Katz	Richter
Archie-Hudson	Cortese	Knox	Setencich
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	Mme. Speaker
Caldera	Hauser	Murray, Willard	
Campbell	Isenberg	Napolitano	

COMMITTEE MEETING ANNOUNCEMENTS AND JOINT RULE 62(a) WAIVER

Assembly Member Knowles announced that the Committee on Insurance would meet tomorrow at 8 a.m., instead of 9 a.m. and was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be. heard in the Committee on Insurance:

Assembly Bill No. 341; Senate Bills Nos. 58, 87, 306, 351, 354, 425, 455, 542, 590, 619, 658, 672, 781, 879, 907, 1051, 1138, 1179, 1327, 1328, 245, 395, 424, 464, 882, and 1091.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Bordonaro Motion to Appeal the Decision of the Chair: McPherson—Aye; Bustamante and Kuehl—No.

Assembly Concurrent Resolution No. 41, Coauthors: Kuehl—Aye.

Assembly Concurrent Resolution No. 40, Concurrence: Aguiar, Boland, Cunneen, and Kuehl—Aye.

Assembly Bill No. 1413, Concurrence: Aguiar and Kuehl—Aye; Boland and Goldsmith—No.

Assembly Bill No. 640, Concurrence: Aguiar and Kuehl—Aye.

Assembly Bill No. 1628, Concurrence: Aguiar and Kuehl—Aye.

Assembly Bill No. 773, Motion to Reconsider: Kuehl—No.

Assembly Bill No. 773: Kuehl—No.

Assembly Bill No. 982: Ducheny, Goldsmith, Poochigian, and Villaraigosa—Aye; Kuehl—No.

Assembly Bill No. 940: Katz—Aye; Bowen—No.

Senate Bill No. 493 and Urgency: Valerie Brown—Aye; Hoge—No.

MOTION TO ADJOURN

At 3:19 p.m., Assembly Member Brulte moved that the Assembly do now adjourn.

Assembly Member Brewer seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:19 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 10, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 128	Assembly Bill No. 1196
Assembly Bill No. 189	Assembly Bill No. 1226
Assembly Bill No. 431	Assembly Bill No. 1324
Assembly Bill No. 529	Assembly Bill No. 1435
Assembly Bill No. 555	Assembly Bill No. 1481
Assembly Bill No. 834	Assembly Bill No. 1609
Assembly Bill No. 1071	Assembly Bill No. 1616
Assembly Bill No. 1156	Assembly Bill No. 1833

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 10, 1995.

E. DOTSON WILSON, Chief Clerk

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I will no longer serve as Chairwoman of the Assembly Health Committee but will remain a member of this committee. I have also appointed Assemblymember Brett Granlund to serve as Chairman to the Assembly Health Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Cunneen to the Assembly Consumer Protection, Governmental Efficiency, and Economic Development Committee to fill an existing vacancy for the hearing on Tuesday, July 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Public Safety Committee to serve as Chairman for the hearing on Tuesday, July 11, 1995 only. I have also appointed Assemblymember Paula Boland to this committee to fill an existing vacancy for the hearing on Tuesday, July 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Insurance Committee to fill an existing vacancy for the hearing on Tuesday, July 11, 1995 only. I have also appointed Assemblymember Tom Woods to the Assembly Higher Education Committee to fill an existing vacancy for the hearing on Tuesday, July 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gary Miller to the Assembly Health Committee to fill an existing vacancy for the hearing on Tuesday, July 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bob Margett and Bruce McPherson to the Assembly Water, Parks and Wildlife Committee to fill existing vacancies for the hearing on Tuesday, July 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

INTRODUCTION OF GUESTS

Assembly Member Battin, of the 80th Assembly District, introduced the following members of the Mulberry-Magnolia 4-H Club of Imperial County: Sarah Gaudi, Loren Schaffner, Robby Turner, Emily Johnson, Gina Wells, Yvette Ihidoy, Laura Daniels, Scott Wright, Kyle Lynch, Shanna Mamer, Elisha Smith, Jessica Hamby, Marique Hamby, Eric Hamby, Stephanie Mainas, Jack Shropshire, Freddy Miranda, Rachel Nilson, Carie Hamby; and their chaperones Leslie Mamer and Linda Hamby.

Assembly Member Figueroa, of the 20th Assembly District, introduced her son Aaron Bloom, and friends Jason Oppenheim and Robbie Lanam; and Kelly Doyle and Jeff Barbosa, of Fremont.

Assembly Member Valerie Brown, of the 7th Assembly District, introduced Michele Cadden and Devon Halliday, of Piner High School.

ADJOURNMENT

At 3:20 p.m., pursuant to the motion by Assembly Member Brulte, the Assembly adjourned until 7 a.m., Tuesday, July 11, 1995, out of respect to the memory of Geoffrey Sackett, on motion of Assembly Member Mazzoni; out of respect to the memory of Eva Ritchie, on motion of Assembly Member Davis; and in honor of the birth of Isobel Heely, on motion of Assembly Member Rogan.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 10, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

566
1671

Senate Bills

100
424
429
458
493
822
874
1036
1235

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 11, 1995

ONE HUNDRED SEVENTH SESSION DAY

TWO HUNDRED NINETEENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 11, 1995

The Assembly met at 7 a.m.
Hon. Jim Morrissey, Assembly Member, 69th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—77:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

Quorum present.

At 1:30 p.m., Hon. Dede Alpert, 78th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Members Escutia and Richter.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I will serve on the Assembly Water, Parks and Wildlife Committee for today's hearing only. Assemblymember Bruce McPherson will not serve on the Assembly Water, Parks and Wildlife Committee for the hearing today.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Howard Kaloogian will no longer serve on the Assembly Revenue and Taxation Committee. Assemblymembers Bob Margett and Bruce McPherson have been appointed to this committee to fill existing vacancies for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember James Brulte to the Assembly Public Employees, Retirement and Social Security Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Cunneen to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Judiciary Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Howard Kaloogian to the Assembly Human Services Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steven Kuykendall to the Assembly Housing and Community Development Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Education Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Weggeland to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

Marijuana. Initiative Statute

Referred by the Speaker to the Committee on Judiciary.

REPORTS

The following reports were presented by the Chief Clerk:

California Environmental Resources Evaluation System (CERES)—Data Quality Report, June 1995 (Pursuant to the Supplemental Report of the 1994 Budget Act, Item 0540-001-001)

Above transmitted report, together with letter of transmittal from Douglas P. Wheeler, Secretary for Resources, Resources Agency of California, Sacramento, referred by the Speaker to the Committee on Budget.

Population Management and Facilities Master Plan, 1995–2000

Above transmitted report, together with letter of transmittal from Francisco J. Alarcon, Chief Deputy Director, Department of the Youth Authority, Sacramento, dated June 22, 1995, referred by the Speaker to the Committee on Public Safety.

Underground Storage Tank Cleanup Fund, Legislative Annual Report (Pursuant to Health and Safety Code Section 25299.81(d), Chapter 6.75, Article 9)

Above transmitted report, together with letter of transmittal from Walt Pettit, Executive Director, State Water Resources Control Board, Sacramento, dated June 3, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Underground Storage Tank Cleanup Fund, Financial Responsibility Long Term Study (Pursuant to Health and Safety Code Section 25299.80, Chapter 6.75, Article 8)

Above transmitted report, together with letter of transmittal from Walt Pettit, Executive Director, State Water Resources Control Board, Sacramento, dated June 3, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

An Assessment of the Regulatory Oversight of Aboveground Storage of Hazardous Materials in California (Pursuant to the Aboveground Petroleum Storage Act of 1989)

Above transmitted report, together with letter of transmittal from Walt Pettit, Executive Director, State Water Resources Control Board, Sacramento, dated June 29, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Commission on Health and Safety and Workers' Compensation, 1994–95 Annual Report (Pursuant to Labor Code Section 77(a))

Above transmitted report, together with letter of transmittal from Christine Baker, Executive Officer, Commission on Health and Safety and Workers' Compensation, Department of Industrial Relations, Sacramento, dated July 1, 1995, referred by the Speaker to the Committee on Insurance.

Annual Railroad Safety Report to the Legislature (Pursuant to Public Utilities Code Sections 765.5(b) and 7711)

Above transmitted report, together with letter of transmittal from William R. Schulte, Director, Safety and Enforcement Division, Public Utilities Commission, San Francisco, dated June 30, 1995, referred by the Speaker to the Committee on Transportation.

San Diego Hospice, Special Hospital: Hospice Pilot Project (Pursuant to Assembly Bill 15, (Killea), 1990)

Above transmitted report, together with letter of transmittal from Virginia S. Mackey, President/CEO, San Diego Hospice, San Diego, dated June 28, 1995, referred by the Speaker to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 11, 1995

Mme. Speaker: Pursuant to your instruction, the Chief Clerk has examined:

Assembly Bill No. 1671

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, July 11, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 34
Assembly Joint Resolution No. 35

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, July 11, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 566
Assembly Bill No. 705

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 41—Bordonaro, Alby, Boland, Bowler, Brewer, Conroy, Firestone, Harvey, House, Knight, Morrissey, Rainey, Richter, Speier, and Takasugi (Senators Haynes, O'Connell, and Rogers, coauthors). Relative to the National Spaceport Act.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 11, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 277.

RICHARD POLANCO

Assembly Chamber, July 11, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 704.

BRUCE McPHERSON

Above requests ordered transmitted to the Committee on Rules.

ACTION RESCINDED ON SENATE BILL NO. 325

By unanimous consent, the action was rescinded whereby on July 7, 1995 (Assembly Journal, page 2521), the Report of the Committee on Consumer Protection, Governmental Efficiency and Economic Development relative to Senate Bill No. 325, was received and read in the Assembly, and whereby author's amendments to the bill were read and adopted, and the bill was reprinted and re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Local Government

July 11, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 614
Senate Bill No. 756

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 614—An act to amend Section 18342 of the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462 and 2244.5 to, and to repeal Section 4704 of, the Health and Safety Code, to add Section 1023.5 to the Military and Veterans Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 756—An act to amend Sections 56133, 56332, 56382, 56384, and 57004 of the Government Code, relating to local agency formation commissions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 11, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 693

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Vice Chair

SENATE BILL NO. 693—An act to add Section 8315 to the Government Code, to add Section 11370.15 to the Health and Safety Code, to amend Section 1203 and 11106 of, to add Sections 186.22b, 245.4, 247.6, 247.7, 247.8, 667.61, 667.63, 667.71, 667.76, 667.11, 667.12, 671, 675, 677, 678.5, 832.11, 832.12, 832.13, and 832.14 to, to add Title 2.5 (commencing with Section 12470) to Part 4 of, to add and repeal Section 676 of, and to repeal and add Title 2 (commencing with Section 12000) of Part 4 of, the Penal Code, and to amend Sections 8100, 8101, and 8103 of the Welfare and Institutions Code, relating to weapons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 11, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1029

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 1029—An act to add Section 1375 to the Civil Code, relating to civil law.

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 Utilities and Commerce

July 11, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 496
Senate Bill No. 595

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 496—An act to amend Section 1190 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 595—An act to add Sections 737.3, 737.4, 737.5, 737.6, and 737.7 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 11, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 46
Senate Bill No. 520
Senate Bill No. 1324

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 46—An act to amend Section 53075.5 of the Government Code, to amend Section 5374 of, and to add Sections 1032.1 and 120269 to, the Public Utilities Code, and to amend Section 34520 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 520—An act to add Section 10606.1 to the Welfare and Institutions Code, relating to records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1324—An act to add Section 10113.6 to the Insurance Code, relating to insurance.

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 Education

July 11, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1170

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 1170—An act to add Sections 8801.1, 8804.3, 8804.4, and 8805.1 to the Education Code, relating to teenage pregnancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 11, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 53
Senate Bill No. 137
Senate Bill No. 338

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 53—An act to amend Section 62.2 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 137—An act to amend Section 9882 of, and to add Article 10.5 (commencing with Section 9889.5) to Chapter 20.3 of Division 3 to the Business and Professions Code, relating to automobile repair.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 338—An act to add Section 13332.18 to the Government Code, relating to state funds.

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 Education

July 11, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 782
Assembly Bill No. 783
Assembly Bill No. 784

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 782—An act to add Chapter 14 (commencing with Section 53050) to Part 28 of the Education Code, relating to educational technology, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 783—An act to add Section 52377 to the Education Code, relating to vocational education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 784—An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school districts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Utilities and Commerce

July 11, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 1890

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

ASSEMBLY BILL NO. 1890—An act to add Section 702.1 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Local Government

July 11, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 11

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 11—An act to add Sections 17501 and 17575.7 to the Government Code, relating to state-mandated local programs.

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 Local Government

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 863

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 245

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

KNOWLES, Chairman

Above bill re-referred to the Committee on Public Safety.

Committee on Public Safety

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 123

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Vice Chair

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 411

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WEGGELAND, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1683

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 379
Senate Bill No. 1313

With the recommendation: Do pass, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

McPHERSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 755

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 726
Senate Bill No. 893

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

KATZ, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1020

With the recommendation: Do pass, and be re-referred to the Committee on Health.

KNOWLES, Chairman

Above bill re-referred to the Committee on Health.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 524

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1326

With the recommendation: Do pass.

WEGGELAND, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 382
Senate Bill No. 574
Senate Bill No. 772

With the recommendation: Do pass.

KATZ, Chairman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 163
Senate Bill No. 836

With the recommendation: Do pass, and be re-referred to the Committee on Transportation.

SHER, Chairman

Above bills re-referred to the Committee on Transportation.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Joint Resolution No. 21

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 660
Senate Bill No. 1302

With the recommendation: Do pass, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 372
Senate Bill No. 1065
Senate Bill No. 1187

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1943

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 962
Senate Bill No. 1299

With the recommendation: Do pass, and be re-referred to the Committee on Local Government.

SHER, Chairman

Above bills re-referred to the Committee on Local Government.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 220

With the recommendation: Do pass.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Joint Resolution No. 5

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

SHER, Chairman

Above resolution ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Joint Resolution No. 2

With the recommendation: Be adopted.

SHER, Chairman

Above resolution ordered to third reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 27, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 325

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

MESSAGE FROM THE GOVERNOR CONCERNING PAROLE REVIEW DECISIONS

To the Members of the Senate and Assembly of the State of California:

In accordance with the provisions of article V, section 8(b) of the California Constitution, I hereby submit to you a report on my review of parole decisions involving persons sentenced to indeterminate terms for murder. The report includes actions taken by me between January 1, 1994, and December 31, 1994.

Respectfully submitted,

PETE WILSON
Governor

Above report referred to the Committee on Public Safety.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 822, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1148—An act to amend Sections 4652, 4701, and 4702 of the Probate Code, relating to durable powers of attorney for health care.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file, to be placed upon the Consent Calendar.

SENATE BILL NO. 1359—An act to amend Sections 8501, 8521.5, 8543, 8544.5, 9141, and 66621 of the Government Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 408—An act to add Section 25503.20 to, and to add and repeal Section 23817.7 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 646—An act to amend and repeal Section 23817.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 398—An act to amend Section 19414 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 1070—An act to amend Section 1936 of the Civil Code, relating to rental vehicles.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1315—An act to add Section 3508.4 to the Civil Code, relating to motion pictures.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 672—An act to amend Section 11628 of, and to repeal Section 11627.5 of, the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 245 for hearing in the Committee on Public Safety on July 11, 1995.

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 962 for hearing in the Committee on Local Government on Wednesday, July 12, 1995.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 11, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 11
Assembly Joint Resolution No. 26

And reports the same correctly enrolled, and presented to the Secretary of State on the 11th day of July, 1995, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 11, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 204
Assembly Bill No. 664
Assembly Bill No. 891
Assembly Bill No. 946
Assembly Bill No. 1111
Assembly Bill No. 1120
Assembly Bill No. 1175
Assembly Bill No. 1344
Assembly Bill No. 1458
Assembly Bill No. 1476
Assembly Bill No. 1635
Assembly Bill No. 1739
~~Assembly Bill No. 1836~~

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 11th, 1995.

E. DOTSON WILSON, Chief Clerk

(NOTE: On July 28, 1995, the action was rescinded whereby Assembly Bill No. 1836 was reported correctly enrolled and presented to the Governor. See page 3012.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 12, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 11, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

782
783
784
1890

Senate Bills

11
46
53
137
338
496
520
595
614
693
756
1029
1070
1148
1170
1315
1324

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 12, 1995

ONE HUNDRED EIGHTH SESSION DAY

TWO HUNDRED TWENTIETH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 12, 1995

The Assembly met at 7 a.m.
Hon. Jim Morrissey, Assembly Member, 69th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—77:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

Quorum present.

At 2:55 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Members Escutia and Richter.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 11, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Curt Pringle to the Assembly Public Employees, Retirement and Social Security Committee in place of Assemblymember Bernie Richter for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 12, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Bob Margett will serve on the Assembly Local Government Committee instead of Assemblymember Jim Cunneen to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only. Assemblymember Jim Cunneen will serve on the Assembly Education Committee instead of Assemblymember Bob Margett to fill an existing vacancy for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 12, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Education Committee in place of me for the hearing on Wednesday, July 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 12, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brooks Firestone to the Assembly Utilities and Commerce Committee to fill an existing vacancy for the hearing on Thursday, July 13, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 12, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Phil Hawkins to the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee to fill an existing vacancy for the hearing on Thursday, July 13, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 12, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Weggeland to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Thursday, July 13, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 12, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 640
Assembly Bill No. 1413
Assembly Bill No. 1628

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., July 12, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 12, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 40

And reports the same correctly enrolled, and presented to the Secretary of State on the 12th day of July, 1995, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 12, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 782 Assembly Bill No. 784
Assembly Bill No. 783 Assembly Bill No. 1890

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 12, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 288.

RICHARD K. RAINEY

Above request ordered transmitted to the Committee on Rules.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 295 for hearing in the Committee on Human Services on Wednesday, July 12, 1995.

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 38, 173, 183, and 1280 for hearing in the Committee on Revenue and Taxation on Wednesday, July 12, 1995.

AUTHOR'S AMENDMENTS

Committee on Health

July 12, 1995

Mme. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 326

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

ASSEMBLY BILL NO. 326—An act to amend Section 14007.5 of the Welfare and Institutions Code, and to repeal Section 1 of Chapter 1441 of the Statutes of 1988, relating to health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 295

With the recommendation: Do pass, and be re-referred to the Committee on Human Services.

SETENCICH, Chairman

Above bill re-referred to the Committee on Human Services.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 844

With the recommendation: Do pass.

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.

SPEIER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 112

With the recommendation: Do pass.

SPEIER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 639

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety with recommendation: To Consent Calendar.

SPEIER, Chairwoman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 745

With the recommendation: Do pass, and be re-referred to the Committee on Local Government.

SPEIER, Chairwoman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 735

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

SPEIER, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 290
Senate Bill No. 974

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Higher Education

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 695

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 32
Senate Bill No. 34
Senate Bill No. 121
Senate Bill No. 187
Senate Bill No. 215
Senate Bill No. 557
Senate Bill No. 561
Senate Bill No. 670
Senate Bill No. 671
Senate Bill No. 691
Senate Bill No. 778
Senate Bill No. 920
Senate Bill No. 1016
Senate Bill No. 1204
Senate Bill No. 1224

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 2
Senate Bill No. 198
Senate Bill No. 203
Senate Bill No. 221
Senate Bill No. 360
Senate Bill No. 400
Senate Bill No. 433
Senate Bill No. 539
Senate Bill No. 656
Senate Bill No. 679
Senate Bill No. 762
Senate Bill No. 768
Senate Bill No. 775
Senate Bill No. 872
Senate Bill No. 1062
Senate Bill No. 1153

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 298
Senate Bill No. 420
Senate Bill No. 681
Senate Bill No. 714
Senate Bill No. 722
Senate Bill No. 887
Senate Bill No. 991
Senate Bill No. 1105

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 712
Senate Bill No. 716
Senate Bill No. 718
Senate Bill No. 719
Senate Bill No. 723
Senate Bill No. 724

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

McDONALD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 364

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 28

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 412
Senate Bill No. 521
Senate Bill No. 668
Senate Bill No. 889

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 633

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

McDONALD, Chairwoman

Above bill re-referred to the Committee on Public Safety.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 903

With amendments with the recommendation: Amend, and do pass, as amended.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 227
Senate Bill No. 268
Senate Bill No. 396
Senate Bill No. 687
Senate Bill No. 988
Senate Bill No. 1109
Senate Bill No. 1151

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

GRANLUND, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 39

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

CORTESE, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1176

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1243

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1228
Senate Bill No. 1230

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

SETENCICH, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Concurrent Resolution No. 20

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 717
Senate Bill No. 821

With the recommendation: Do pass.

McDONALD, Chairwoman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 727

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 503

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 9

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 478
Senate Bill No. 535
Senate Bill No. 579

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

GRANLUND, Chairman

Above bills ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 713

With the recommendation: Do pass.

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.

McDONALD, Chairwoman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 431

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TUCKER, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 612

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 240

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.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1257

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 103
Senate Bill No. 182
Senate Bill No. 734
Senate Bill No. 824

With the recommendation: Do pass.

SETENCICH, Chairman

Above bills ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 816
Senate Bill No. 1069

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

SETENCICH, Chairman

Above bills ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1143

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1162

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 954

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TUCKER, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 760

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1059

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 640

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 817

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 296

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 941

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 547

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 127

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government with the recommendation: To Consent Calendar.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 208
Assembly Bill No. 546
Assembly Bill No. 556
Assembly Bill No. 566
Assembly Bill No. 604
Assembly Bill No. 743
Assembly Bill No. 744
Assembly Bill No. 913
Assembly Bill No. 1186
Assembly Bill No. 1446
Assembly Bill No. 1502
Assembly Bill No. 1759
Assembly Bill No. 1905

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1098

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 13

With the recommendation: Be adopted, and be re-referred to the Committee on Local Government.

McDONALD, Chairwoman

Above resolution re-referred to the Committee on Local Government.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Joint Resolution No. 22

With the recommendation: Be adopted.

McDONALD, Chairwoman

Above resolution ordered to third reading.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 341

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KNOWLES, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 38
Senate Bill No. 657

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1280

With the recommendation: Do pass, and be re-referred to the Committee on Water, Parks and Wildlife

McDONALD, Chairwoman

Above bill re-referred to the Committee on Water, Parks and Wildlife.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1070 and **1315,** ordered to third reading;

Senate Bill No. 1148, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 863—An act to amend Sections 24306 and 26980 of, and to add Sections 27000.6, 27000.7, 27000.8, and 27000.9 to, the Government Code, relating to county offices.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted; bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 123—An act to add Sections 715, 12012, and 12013 to the Fish and Game Code, relating to fish and wildlife.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 524—An act to amend Sections 82002 and 86104 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1326—An act to add Section 2955.1 to the Civil Code, relating to secured obligations, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 382—An act to add Section 40717.6 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 574—An act to amend, repeal, and add Section 40802 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 772—An act to amend Section 40454 of the Health and Safety code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 220—An act to add Section 4554.5 to the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 325—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Appropriations on Thursday, July 13, 1995:

Assembly Bills Nos. 208, 546, 556, 566, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657.

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 620, 910, 1088, and 1286 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development on July 13, 1995.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Utilities and Commerce be permitted to hold a special meeting on July 13, 1995, at 3 p.m., in Room 447, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 25, 184, 207, 256, 448, 496, 585, 595, 621, 960, 1003, 1048, 1090, 1139, and 1141; and Assembly Bills Nos. 993, 1123, 1202, 1852, and 1890.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office Sacramento
July 11, 1995

To the Members of the Assembly:

Assembly Bill 1393, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 1393 as an emergency measure.

Cordially,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 12, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1393

And reports the same correctly enrolled, and presented to the Governor at 4 p.m., July 12, 1995

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 4 p.m., the Assembly adjourned until 9:30 a.m., Thursday, July 13, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 12, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

326

Senate Bills

123
325
524
863

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 13, 1995

ONE HUNDRED NINTH SESSION DAY

TWO HUNDRED TWENTY-FIRST 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 13, 1995

The Assembly met at 9:30 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Rainey moved a quorum call of the Assembly. Motion carried. Time, 9:31 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:48 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Loving Master, We thank You this day, for Your strength and guidance in our work. Look down from Your holy sanctuary on high, and at this hour, draw us together under the sheltering grace of Your divine providence. Abide in us who draw near in faith. Accept us in Your compassion and preserve us all the days of our lives. For it is Yours to offer mercy and salvation, and to You we give glory, now and forevermore.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Granlund 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 Kuehl, seconded by Assembly Member Thompson.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Members Escutia and Richter.

Because of illness in his family: Assembly Member Margett.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 13, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Public Safety Committee to serve as Chairman and fill an existing vacancy for the hearing on Friday, July 14, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 13, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 326
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 13, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk.

Above resolution ordered to third reading.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 22—Bustamante. Relative to the Prison Industry Authority.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to Committee:

Senate Bill No.	*Committee*
17	Budget

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 13, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 127
Senate Bill No. 704
Senate Bill No. 745
Senate Bill No. 1299

AGUIAR, Alternate Chair

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

July 13, 1995

Mme. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 576

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

SENATE BILL NO. 576—An act to amend Sections 19230, 19231, 19232, and 19233 of the Government Code, relating to state employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 13, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 846

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 846—An act to add Section 8300.5 to, to add Article 6 (commencing with Section 8420) to Chapter 4 of Part 2 of Division 5 of, and to add Chapter 25 (commencing with Section 15000) to Division 7 of, the Water Code, relating to water and providing for the issuance and sale of bonds of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 306

With the recommendation: Do pass.

KNOWLES, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 590
Senate Bill No. 781
Senate Bill No. 907

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

KNOWLES, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 39

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 705

With the recommendation: Do pass.

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Joint Resolution No. 10

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 16

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 4
Senate Bill No. 179
Senate Bill No. 219
Senate Bill No. 352
Senate Bill No. 406
Senate Bill No. 477
Senate Bill No. 549
Senate Bill No. 648
Senate Bill No. 685
Senate Bill No. 779
Senate Bill No. 1025
Senate Bill No. 1068
Senate Bill No. 1121
Senate Bill No. 1174

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 784

With the recommendation: Do pass.

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.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 354
Senate Bill No. 395
Senate Bill No. 658
Senate Bill No. 882
Senate Bill No. 1328

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KNOWLES, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1051

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

KNOWLES, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 31
Senate Bill No. 994

With the recommendation: Do pass.

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 69
Senate Bill No. 1102

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

ISENBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1276

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 443
Senate Bill No. 488

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

KNOX, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 644

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 830
Senate Bill No. 1232

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1296

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.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1030

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 11

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 1360

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 40

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 210
Senate Bill No. 729

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 277

With the recommendation: Do pass, and be re-referred to the Committee on Higher Education.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Higher Education.

Committee on Local Government

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 369
Senate Bill No. 1010

With the recommendation: Do pass.

RAINEY, Chairman

Above bills ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 120
Senate Bill No. 770
Senate Bill No. 793
Senate Bill No. 972
Senate Bill No. 1233

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 1977

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 181

With the recommendation: Do pass.

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.

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 980

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Concurrent Resolution No. 27

With the recommendation: Be adopted and re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BREWER, Chairwoman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1976

With the recommendation: Do pass.

BREWER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 410
Senate Bill No. 815

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BREWER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 217
Senate Bill No. 935

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CANNELLA, Vice Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 159
Senate Bill No. 226
Senate Bill No. 541
Senate Bill No. 860

With the recommendation: Do pass, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

CANNELLA, Vice Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 527

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 275

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 662

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 82

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 303

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 508

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1108

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 841

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1283

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 474, on request of Assembly Member Sweeney.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Samuel Weissman, of Santa Monica.

Assembly Member Caldera was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard M. Neustadt, former aide to President Carter.

Assembly Members Olberg and Sweeney were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul Hastings, of Hayward.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 817, on request of Assembly Member Vasconcellos.

CONSIDERATION OF SENATE BILL NO. 149 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Senate Bill No. 149, out of order.

SENATE BILL NO. 149 (Johannessen)—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, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

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 Susan Schoettler of Los Angeles.

HOUSE RESOLUTION NO. 19 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent to take up House Resolution No. 19, without reference to committee or file.

HOUSE RESOLUTION NO. 19—Relative to Atomic Veterans Day.

Resolution read.

Members Made Coauthors of House Resolution No. 19

Assembly Member Woods was granted unanimous consent that all Assembly Members voting "Aye" be placed upon House Resolution No. 19 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Alby, Allen, Alpert, Baca, Baldwin, Battin, Boland, Bowler, Brulte, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Harvey, Hauser, Hawkins, Hoge, House, Kaloogian, Knight, Kuykendall, Mazzoni, McPherson, Miller, Morrissey, Kevin Murray, Willard Murray, Olberg, Poochigian, Pringle, Rainey, Setencich, Takasugi, Thompson, Villaraigosa, and Weggeland.

Request for Unanimous Consent

Assembly Member Woods was granted unanimous consent to take up House Resolution No. 19, as amended, without reference to print or file.

Consideration of House Resolution No. 19, as Amended

HOUSE RESOLUTION NO. 19—Relative to Atomic Veterans Day.

Resolution read, as amended, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Bowler was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

July 5, 1995

Hon. Dotson Wilson
Clerk of the State Assembly
State Capitol
Sacramento, California

Re: AB 175

Dear Dotson: A question has arisen as to the exact procedures that are to be used in transferring firearms, pursuant to the provisions of AB 175, from a law enforcement agency to the family of the deceased officer. While the legislation requires that any firearm that is transferred be rendered inoperable, the firearm still has a frame or receiver which would make the firearm subject to numerous sections of the Penal Code.

As you know, California Penal Code Section 12070 requires that any one who sells, loans, or transfers a firearm (including the frame or receiver of a firearm) needs a state firearm dealer's license.

At the same time, section 12070 contains numerous exemptions from the licensing requirement.

In addition, Penal Code section 12072(d) provides that the sale, loan, or transfer of a firearm (including the frame or receiver of a firearm) must be conducted through a state licensed firearm dealer or a local sheriff's department.

As with Penal Code section 12070, section 12078 also exempts numerous firearm transactions from dealer processing or local sheriff's department processing if various conditions are complied with.

Among the transactions exempted from dealer licensing, as well as the normal firearm processing requirements, are so-called "operation of law" transactions. (See Penal Code section 12070(b)(1) and (c)(2), and Penal Code section 12078(i) and (t)(2).)

Section 12078(i) exempts "operation of law transactions" from dealer/law enforcement processing if the person receiving the firearm is not prohibited by Section 12021 or 12021.1 of this code, or Section 8100 or 8103 of the Welfare and Institutions Code, from possessing firearms.

In addition, in the case of pistols, revolvers, or other firearms capable of being concealed on the person, the person receiving the firearm (within 30 days of taking possession) must forward (by prepaid mail or personal delivery) to the Department of Justice, a report containing information regarding the individual taking possession of the firearm, how title or possession was obtained and from whom, as well as a description of the firearm in question.

"Operation of law transactions" include, but are not limited to, dispositions of firearms where a person receives title of a firearm as part of an estate proceeding, or the firearm is received by the surviving spouse. However, the list is not exclusive.

It is my understanding, and intention, that the firearm transactions covered by AB 175 are "operation of law" transactions. As such, if the procedures set forth in Section 12070(b)(1) AND 12078(i) are complied with, then both the employing agency, and the family member of the deceased officer receiving the firearm, are in full compliance with Penal Code section 12070 and 12072(d).

In addition, AB 175 exempts these transactions from the basic firearm safety certificate requirement. Although certain "operation of law" transactions require the receiver to obtain this safety certificate, the exemption contained in AB 175 is designed to obviate the need for a certificate since the firearm has been rendered inoperable.

Please be assured, that should there be a need for further, clarifying legislation to make the foregoing clear, I will be happy to carry such legislation next year.

Sincerely,

LARRY BOWLER, Assembly Member
Tenth District

CONSIDERATION OF SENATE BILL NO. 1018 BY UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 1018, out of order.

SENATE BILL NO. 1018 (Costa)—An act to add Section 3556.5 to the Family Code, relating to family law.

Bill read third time.

Motion to Amend

Assembly Member Isenberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 1247 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 1247, out of order.

SENATE BILL NO. 1247 (Thompson)—An act to add Article 4.5 (commencing with Section 50090) to Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, relating to police protection.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Samuel Baughn of San Bruno, and George Michael Vargas of Daly City.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Figueroa announced her intention to request that Senate Bill No. 289 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sam Levine and Keith Konopasek, of Fremont.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 364—An act to add and repeal Sections 17053.12 and 23608 of the Revenue and Taxation Code, relating to agriculture, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

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. 863, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 844—An act to amend Section 11550 of the Government Code, and to amend Sections 62, 74, 79, and 86 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 112—An act to amend Section 7124.6 of the Business and Professions Code, and to amend Section 6254 of the Government Code, relating to records.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 695—An act to amend Sections 94301, 94312, 94316.5, 94318.5, 94319.16, 94323, 94343, and 94346 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2—An act to amend Sections 1006, 35107, and 72103 of the Education Code, and to amend Sections 25000 and 36502 of, and to add Section 53077 to, the Government Code, relating to governing bodies.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 198—An act to amend Sections 91007, 91008, and 91009 of, to add Section 91004.5 to, and to add Article 5 (commencing with Section 84501) to Chapter 4 of Title 9 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 203—An act to amend Section 97.38 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 221—An act to amend Section 679.02 of the Penal Code, relating to crime victims' rights.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 360—An act to amend Section 50786.5 of the Health and Safety Code, relating to mobilehome parks, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 400—An act to add Article 7 (commencing with Section 66080) to Chapter 2 of Part 40 of the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 433—An act to amend Section 15379.21 of the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 539—An act to repeal and add Section 1810.11 of the Civil Code, relating to credit.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 656—An act to add Section 2827 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 679—An act to add and repeal Chapter 3.3 (commencing with Section 8256) of Division 1 of Title 2 of the Government Code, relating to displaced homemakers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 762—An act to amend Section 14089 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 768—An act to amend Sections 229.19, 229.281, and 229.29 of, and to add Section 229.282 to, the Streets and Highways Code, relating to highways.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 775—An act to add Section 2053.4 to, and to add and repeal Section 2053.2 of, the Penal Code, and to add Section 1120.1 to the Welfare and Institutions Code, relating to corrections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 872—An act to amend Section 8670.7 of the Government Code, relating to oil spills.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1062—An act to add Section 92208 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1153—An act to add and repeal Article 7.5 (commencing with Section 18781) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxpayer contributions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 28—An act to amend Sections 2786, 2787, 4800, and 4801 of the Fish and Game Code, and to amend Section 8 of the California Wildlife Protection Act of 1990, relating to wildlife.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 903—An act to amend Section 65850 of the Government Code, relating to adult entertainment.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1243—An act to amend Sections 2705 and 2706 of the Public Utilities 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 717—An act to add Chapters 2.92 (commencing with Section 7286.50) and 2.94 (commencing with Section 7286.55) to Part 1.7 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 821—An act to amend Section 51 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 727—An act to add Sections 130051.20, 130051.21, and 13043 to the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 503—An act to amend Sections 1204.3, 1212, 1268, and 1596.95 of the Health and Safety Code, and to amend Sections 27360, 27362, 27363.5, and 27364 of, and to add Section 27366 to, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 9—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 478—An act to amend Sections 1367.3 and 1367.35 of the Health and Safety Code, and to amend Sections 10123.5, 10123.55, 11512.17, and 11512.173 of the Insurance Code, relating to health insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 535—An act to amend Section 14132.47 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 579—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 713—An act to amend Section 441 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 431—An act to amend Section 19807 of the Business and Professions Code, relating to gaming.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 612—An act to add Section 7275.5 to the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 240—An act to amend Section 3068.1 of, and to repeal and add Section 3074 of, the Civil Code, and to amend Sections 14607.6, 22658, 22851, and 25253 of, and to repeal and add Section 22851.12 of, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation 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. 1257—An act to amend and renumber Sections 1947.7, 1947.8, 1947.10, and 1947.11 of, and to add Chapter 2.7 (commencing with Section 1954.50) to Title 5 of Part 4 of Division 3 of, the Civil Code, relating to rent control.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 103—An act to amend Section 3003 of, and to add Section 2717.9 to, the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 182—An act relating to the Foreign Prosecution Program.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 734—An act to amend Section 801.5 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 824—An act to amend Section 904.6 of, and to repeal Section 904.4 of, the Penal Code, relating to grand juries.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 816—An act to amend Section 13964 of the Government Code, and to amend Sections 288.1, 1000.12, and 1203.066 of the Penal Code, relating to children.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1069—An act to add and repeal Section 8053 of the Penal Code, relating to corrections.

Bill read second time, and ordered to Consent Calendar.

(NOTE: Later this day Senate Bill No. 1069 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 1143—An act to amend Section 6250 of, and to add Article 4 (commencing with Section 6600) to Chapter 2 of Part 2 of Division 6 of, the Welfare and Institutions Code, relating to sexual predators.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1162—An act to amend Sections 23170 and 23175 to the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 954—An act to amend Section 19605.51 of, and to add Section 19603.5 to, the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 760—An act to amend Section 17 of, to add Section 3057.3 to, and to add Article 2 (commencing with Section 1171) to Chapter 4.5 of Title 7 of Part 2 of, the Penal Code, to amend Section 7102 of the Revenue and Taxation Code, and to add Section 1736.5 to the Welfare and Institutions Code, relating to corrections, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 1059—An act to amend Section 6254 of the Government Code, relating to public records.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 640—An act to add Chapter 5.45 (commencing with Section 2546) to Division 2 of the Business and Professions Code, relating to prescription lenses.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 817—An act to amend Sections 1337.6, 1337.7, 1596.871, and 1736.3 of, and to repeal and add Section 1736.2 of, the Health and Safety Code, relating to health and child day care services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 296—An act to amend Section 1607 of the Health and Safety Code, relating to human blood.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 941—An act to add and repeal Article 3.55 (commencing with Section 330.10) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to child health, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 547—An act to add Chapter 15 (commencing with Section 9800) to Part 1 of Division 8.5 of the Welfare and Institutions Code, relating to long-term care.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 127—An act to amend Sections 16809, 16809.3, and 16809.4 of the Welfare and Institutions Code, relating to health care.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 1069.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1620 (McDonald)—An act to amend Sections 1637 and 4831 of, and to amend, repeal, and add Section 1621 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Rainey
Baca	Davis	Knight	Rogan
Baldwin	Ducheny	Knowles	Setencich
Battin	Figueroa	Knox	Sher
Boland	Firestone	Kuehl	Speier
Bordonaro	Friedman	Kuykendall	Sweeney
Bowen	Frusetta	Lee	Takasugi
Bowler	Gallegos	Machado	Thompson
Brewer	Goldsmith	Martinez	Tucker
Brown, Valerie	Granlund	Mazzoni	Vasconcellos
Brulte	Hannigan	McDonald	Villaraigosa
Burton	Harvey	McPherson	Weggeland
Bustamante	Hauser	Miller	Woods
Caldera	Hawkins	Morrissey	Mme. Speaker
Campbell	Hoge	Morrow	

NOES—None

Above bill ordered enrolled.

MOTION TO RECONSIDER
ASSEMBLY BILL NO. 111—SET 94 AMENDMENTS CONTINUED

Assembly Member Kaloogian was granted unanimous consent that the motion to reconsider the vote on Assembly Bill No. 111—Set 94 amendments be continued until the next legislative day.

MOTION TO RECONSIDER SENATE BILL NO. 51 WAIVED

Assembly Member Caldera waived his motion to reconsider the vote whereby Senate Bill No. 51 was passed.

Senate Bill No. 51 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1671 (Takasugi)—An act to add Section 6369.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knowles	Rogan
Baca	Ducheny	Knox	Setencich
Baldwin	Figueroa	Kuehl	Sher
Battin	Firestone	Kuykendall	Speier
Boland	Friedman	Lee	Sweeney
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 397 (Bustamante)—An act to add Section 17008.7 to, and to add Chapter 14.5 (commencing with Section 50860) to Part 2 of Division 31 of, the Health and Safety Code, and to add and repeal Sections 17053.13, 17053.14, 23608.1, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to housing, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read third time.

Point of Order

Assembly Member Bustamante arose to the following point of order:

That the amendments pending at the Desk by Assembly Members Brewer and Morrissey to Assembly Bill No. 397 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments pending at the Desk by Assembly Members Brewer and Morrissey to Assembly Bill No. 397 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Brewer moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that amendments at the Desk offered by Assembly Members Brewer and Morrissey to Assembly Bill No. 397 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—34

Aguiar	Cunneen	Knight	Pringle
Baldwin	Firestone	Knowles	Rainey
Battin	Goldsmith	Kuykendall	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—38

Alpert	Cannella	Katz	Setencich
Archie-Hudson	Cortese	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	Mme. Speaker
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Katz	Rainey
Alpert	Davis	Knight	Setencich
Archie-Hudson	Ducheny	Knox	Sher
Baca	Figueroa	Kuehl	Speier
Baldwin	Firestone	Kuykendall	Sweeney
Bates	Friedman	Lee	Takasugi
Battin	Frusetta	Machado	Thompson
Boland	Gallegos	Martinez	Tucker
Bowen	Goldsmith	Mazzoni	Vasconcellos
Bowler	Granlund	McDonald	Villaraigosa
Brown, Valerie	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mme. Speaker
Campbell	Hawkins	Morrow	
Cannella	House	Murray, Kevin	
Conroy	Isenberg	Murray, Willard	

NOES—2

Hoge	Knowles

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 397: Assembly Member Rogan, from "No" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 1694 (Johnson)—An act to amend Section 6404 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—50

Aguiar	Cortese	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baca	Ducheny	Knowles	Rogan
Baldwin	Firestone	Kuehl	Setencich
Battin	Frusetta	Kuykendall	Takasugi
Boland	Gallegos	Mazzoni	Thompson
Bordonaro	Goldsmith	McPherson	Tucker
Bowler	Granlund	Miller	Villaraigosa
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	Mme. Speaker
Cannella	House	Olberg	
Conroy	Isenberg	Poochigian	

NOES—20

Alpert	Caldera	Hauser	Martinez
Bates	Davis	Katz	Murray, Willard
Bowen	Figueroa	Knox	Sher
Burton	Friedman	Lee	Speier
Bustamante	Hannigan	Machado	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1694: Assembly Member Burton, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 22 (Morrissey)—Relative to social security.

Resolution read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Morrissey moved a call of the Assembly.

Motion carried. Time, 10:38 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 119 (Costa)—An act relating to adult education.

Bill read third time, and presented by Assembly Member Bustamante.

Bill passed by the following vote:

AYES—52

Aguiar	Cortese	Katz	Olberg
Alpert	Cunneen	Knox	Poochigian
Archie-Hudson	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Bowen	Firestone	Machado	Speier
Brown, Valerie	Friedman	Martinez	Sweeney
Brulte	Frusetta	Mazzoni	Takasugi
Burton	Gallegos	McDonald	Tucker
Bustamante	Goldsmith	McPherson	Villaraigosa
Caldera	Hannigan	Morrissey	Weggeland
Campbell	Harvey	Murray, Kevin	Woods
Cannella	Hauser	Murray, Willard	Mme. Speaker

NOES—19

Alby	Bowler	House	Morrow
Baldwin	Brewer	Kaloogian	Pringle
Battin	Conroy	Knight	Rogan
Boland	Granlund	Knowles	Thompson
Bordonaro	Hoge	Miller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 119: Assembly Member Bordonaro, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 7 (Hayden)—Relative to violence and crime at family planning clinics.

Resolution read, and presented by Assembly Member Alpert.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 10:50 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 733 (Lewis)—An act to amend Section 1192.95 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Knowles.

Bill passed by the following vote:

AYES—63

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Knight	Olberg
Archie-Hudson	Cunneen	Knowles	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Battin	Firestone	Kuykendall	Rogan
Boland	Frusetta	Lee	Setencich
Bordonaro	Gallegos	Machado	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McDonald	Villaraigosa
Brulte	Harvey	McPherson	Weggeland
Burton	Hauser	Miller	Woods
Bustamante	Hawkins	Morrissey	Mme. Speaker
Caldera	Hoge	Morrow	

NOES—4

Isenberg	Sher	Speier	Sweeney

Bill ordered transmitted to the Senate.

SENATE BILL NO. 353 (Alquist)—An act to amend Section 170.9 of the Code of Civil Procedure, relating to judges.

Bill read third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—66

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Kuehl	Rogan
Bates	Ducheny	Kuykendall	Setencich
Battin	Figueroa	Lee	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 311 (O'Connell)—An act to add Section 6363.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Firestone.

Bill passed by the following vote:

AYES—72

Aguiar	Campbell	Hoge	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Isenberg	Olberg
Archie-Hudson	Cortese	Kaloogian	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 432 (Hughes)—An act to amend Section 7159 of the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Assembly Member Kuykendall.

Bill passed by the following vote:

AYES—45

Alpert	Cunneen	Knox	Setencich
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Kuykendall	Speier
Bates	Figueroa	Lee	Sweeney
Bowen	Firestone	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Goldsmith	McDonald	Weggeland
Caldera	Hannigan	McPherson	Mme. Speaker
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	
Cortese	Katz	Poochigian	

NOES—25

Aguiar	Conroy	Knight	Rainey
Baldwin	Granlund	Knowles	Rogan
Battin	Harvey	Miller	Takasugi
Boland	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	
Brewer	House	Olberg	
Brulte	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1027 (Marks)—An act to amend Section 5810 of the Business and Professions Code, relating to interior designers.

Bill read third time, and presented by Assembly Member Firestone.

Bill passed by the following vote:

AYES—58

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Firestone	Lee	Takasugi
Battin	Frusetta	Machado	Tucker
Boland	Gallegos	Mazzoni	Vasconcellos
Bordonaro	Goldsmith	McDonald	Villaraigosa
Bowler	Granlund	McPherson	Weggeland
Brown, Valerie	Hannigan	Miller	Woods
Burton	Harvey	Morrissey	Mme. Speaker
Bustamante	Hauser	Morrow	
Campbell	Hawkins	Murray, Kevin	

NOES—10

Bowen	Caldera	Katz	Speier
Brewer	Hoge	Pringle	
Brulte	Isenberg	Sher	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1028 (Marks)—An act to amend Section 5800 of the Business and Professions Code, relating to interior designers.

Bill read third time, and presented by Assembly Member Firestone.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Firestone moved a call of the Assembly.

Motion carried. Time, 11:05 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 3 (Thompson)—An act to add Section 6360.1 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Baca.

Bill passed by the following vote:

AYES—73

Aguiar	Campbell	House	Olberg
Alby	Cannella	Isenberg	Poochigian
Alpert	Conroy	Kaloogian	Pringle
Archie-Hudson	Cortese	Katz	Rainey
Baca	Cunneen	Knight	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Sweeney
Bordonaro	Friedman	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brown, Willie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mme. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 320 (Petris)—An act to amend Sections 1761 and 1770 of the Civil Code, relating to unfair trade practices.

Bill read third time, and presented by Assembly Member Kuykendall.

Bill passed by the following vote:

AYES—43

Alpert	Cannella	Hauser	McPherson
Archie-Hudson	Cortese	Isenberg	Murray, Kevin
Baca	Cunneen	Katz	Murray, Willard
Bates	Davis	Knox	Setencich
Bowen	Ducheny	Kuehl	Sher
Brown, Valerie	Figueroa	Kuykendall	Speier
Brown, Willie	Firestone	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Goldsmith	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	

NOES—28

Aguiar	Brewer	Kaloogian	Poochigian
Alby	Brulte	Knight	Pringle
Baldwin	Conroy	Knowles	Rainey
Battin	Frusetta	Miller	Rogan
Boland	Granlund	Morrissey	Takasugi
Bordonaro	Harvey	Morrow	Thompson
Bowler	Hoge	Olberg	Woods

Bill ordered transmitted to the Senate.

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. 572, on request of Assembly Member Cortese.

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 535, on request of Assembly Member Campbell.

JOINT RULE 62(a) WAIVED

Assembly Member Martinez was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Utilities and Commerce today, upon adjournment of Floor session at 1:30 p.m.:

Senate Bills Nos. 25, 184, 207, 256, 448, 496, 585, 595, 621, 960, 1003, 1048, 1090, 1139, and 1141; and Assembly Bills Nos. 993, 1123, 1202, 1852, and 1890.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 818 (Vasconcellos)—An act to amend Section 17613 of the Government Code, to amend Sections 14205 and 14206 of the Penal Code, and to amend Section 1 of Chapter 241 of the Statutes of 1993, relating to local agencies, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aguiar	Campbell	Isenberg	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Sweeney
Bordonaro	Friedman	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Aguiar	Campbell	Isenberg	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Sweeney
Bordonaro	Friedman	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 820 (Vasconcellos)—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Campbell	Isenberg	Poochigian
Alby	Cannella	Kaloogian	Pringle
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Battin	Figueroa	Kuykendall	Sweeney
Boland	Firestone	Lee	Takasugi
Bordonaro	Friedman	Machado	Thompson
Bowen	Frusetta	Martinez	Tucker
Bowler	Gallegos	Mazzoni	Vasconcellos
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brown, Willie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mme. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Campbell	Isenberg	Poochigian
Alby	Cannella	Kaloogian	Pringle
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Battin	Figueroa	Kuykendall	Sweeney
Boland	Firestone	Lee	Takasugi
Bordonaro	Friedman	Machado	Thompson
Bowen	Frusetta	Martinez	Tucker
Bowler	Gallegos	Mazzoni	Vasconcellos
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brown, Willie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mme. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 310 (Craven)—An act to amend Section 11010.8 of, and to add Section 11010.9 to, the Business and Professions Code, to amend Section 7312 of the Corporations Code, and to amend Sections 66427.4 and 66427.5 of the Government Code, relating to mobilehome parks.

Bill read third time, and presented by Assembly Member Kaloogian.

Bill passed by the following vote:

AYES—68

Aguiar	Caldera	Hauser	Miller
Alby	Campbell	Hawkins	Morrow
Alpert	Cannella	House	Murray, Kevin
Archie-Hudson	Conroy	Isenberg	Murray, Willard
Baca	Cortese	Kaloogian	Poochigian
Bates	Cunneen	Katz	Rainey
Battin	Davis	Knight	Rogan
Boland	Ducheny	Knowles	Sher
Bordonaro	Figueroa	Knox	Speier
Bowen	Firestone	Kuehl	Sweeney
Bowler	Friedman	Kuykendall	Takasugi
Brewer	Frusetta	Lee	Thompson
Brown, Valerie	Gallegos	Machado	Tucker
Brown, Willie	Goldsmith	Martinez	Vasconcellos
Brulte	Granlund	Mazzoni	Villaraigosa
Burton	Hannigan	McDonald	Weggeland
Bustamante	Harvey	McPherson	Woods

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 572 BY UNANIMOUS CONSENT

Assembly Member Cortese was granted unanimous consent to take up Senate Bill No. 572, without reference to file, for purpose of amendment.

SENATE BILL NO. 572 (Kelley)—An act to amend Section 13263 of the Water Code, relating to water.

Bill read third time.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the Consent Calendar, without objection.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 287 (Calderon)—An act to amend Section 2225 of the Civil Code, relating to profits of crime.

Bill read third time, and presented by Assembly Member Kaloogian.

Bill passed by the following vote:

AYES—50

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Battin	Firestone	Knox	Rogan
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Gallegos	Machado	Takasugi
Bowen	Goldsmith	McPherson	Thompson
Bowler	Granlund	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods
Brown, Valerie	Hawkins	Morrow	Mme. Speaker
Brulte	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—16

Baldwin	Campbell	Isenberg	Mazzoni
Bates	Figueroa	Kuehl	Sher
Burton	Hannigan	Lee	Tucker
Caldera	Hauser	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 305 (Polanco)—An act to amend Section 17021.6 of the Health and Safety Code, relating to housing.

Bill read third time, and presented by Assembly Member Hauser.

Bill passed by the following vote:

AYES—73

Aguiar	Campbell	Isenberg	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Sweeney
Bordonaro	Friedman	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brown, Willie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mme. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 157 (Kelley)—An act to add Article 4 (commencing with Section 6450) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, relating to grass carp, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Battin.

Bill passed by the following vote:

AYES—61

Aguiar	Bustamante	Hauser	Murray, Willard
Alby	Caldera	Hawkins	Olberg
Alpert	Campbell	Hoge	Poochigian
Archie-Hudson	Cannella	House	Pringle
Baca	Conroy	Kaloogian	Rainey
Baldwin	Cortese	Knight	Rogan
Bates	Cunneen	Knowles	Setencich
Battin	Davis	Kuykendall	Takasugi
Boland	Ducheny	Lee	Thompson
Bordonaro	Firestone	Machado	Tucker
Bowen	Frusetta	McDonald	Weggeland
Bowler	Gallegos	McPherson	Woods
Brewer	Goldsmith	Miller	Mme. Speaker
Brown, Valerie	Granlund	Morrissey	
Brulte	Hannigan	Morrow	
Burton	Harvey	Murray, Kevin	

NOES—9

Isenberg	Martinez	Speier
Katz	Mazzoni	Sweeney
Kuehl	Sher	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 209 (Solis)—An act to amend Section 18804 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—59

Aguiar	Cortese	Isenberg	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Tucker
Burton	Granlund	McPherson	Villaraigosa
Bustamante	Hannigan	Morrissey	Weggeland
Campbell	Harvey	Morrow	Woods
Cannella	Hauser	Murray, Kevin	Mme. Speaker
Conroy	Hawkins	Murray, Willard	

NOES—4

Knowles	Miller	Pringle	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 252 (Kelley)—An act to amend Section 99268.17 of the Public Utilities Code, relating to transportation.

Bill read third time, and presented by Assembly Member Katz.

Bill passed by the following vote:

AYES—69

Aguiar	Campbell	House	Olberg
Alby	Cannella	Isenberg	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Gallegos	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown, Valerie	Hannigan	Miller	Woods
Brown, Willie	Harvey	Morrissey	Mme. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 307 (Wright)—An act to amend Section 14610.5 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Katz.

Bill passed by the following vote:

AYES—55

Aguiar	Caldera	Hawkins	Poochigian
Alby	Cannella	House	Pringle
Alpert	Conroy	Isenberg	Rainey
Baca	Cortese	Katz	Rogan
Baldwin	Cunneen	Knight	Setencich
Battin	Ducheny	Knowles	Speier
Boland	Figueroa	Kuykendall	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	McPherson	Villaraigosa
Brewer	Granlund	Miller	Weggeland
Brown, Valerie	Hannigan	Morrissey	Woods
Brown, Willie	Harvey	Morrow	Mme. Speaker
Bustamante	Hauser	Olberg	

NOES—6

Davis	Lee	Murray, Kevin
Knox	Mazzoni	Murray, Willard

Bill ordered transmitted to the Senate.

SENATE BILL NO. 321 (Russell)—An act to add Section 11404.2 to the Welfare and Institutions Code, relating to foster care, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—73

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Isenberg	Pringle
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Knox	Sher
Bates	Ducheny	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Gallegos	McDonald	Vasconcellos
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 651 (Wright)—An act to amend, repeal, and add Section 25198 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—69

Aguiar	Cannella	Kaloogian	Pringle
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Rogan
Archie-Hudson	Cunneen	Knowles	Setencich
Baca	Davis	Knox	Sher
Baldwin	Ducheny	Kuykendall	Speier
Bates	Firestone	Machado	Sweeney
Battin	Frusetta	Martinez	Takasugi
Boland	Gallegos	Mazzoni	Thompson
Bordonaro	Goldsmith	McDonald	Tucker
Bowen	Granlund	McPherson	Vasconcellos
Bowler	Hannigan	Miller	Villaraigosa
Brewer	Harvey	Morrissey	Weggeland
Brown, Valerie	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mme. Speaker
Burton	Hoge	Murray, Willard	
Bustamante	House	Olberg	
Caldera	Isenberg	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 810 (Monteith)—An act to amend Sections 6027.5, 6029, 12848.6, 12848.7, 12848.8, and 13149 of the Food and Agricultural Code, relating to pest control, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—54

Aguiar	Campbell	House	Olberg
Alby	Cannella	Knight	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Kuykendall	Rainey
Baca	Cunneen	Lee	Rogan
Baldwin	Davis	Machado	Setencich
Battin	Firestone	Martinez	Takasugi
Boland	Frusetta	McDonald	Thompson
Bordonaro	Gallegos	McPherson	Tucker
Bowler	Goldsmith	Miller	Weggeland
Brewer	Granlund	Morrissey	Woods
Brulte	Hannigan	Morrow	Mme. Speaker
Bustamante	Harvey	Murray, Kevin	
Caldera	Hawkins	Murray, Willard	

NOES—12

Bowen	Isenberg	Mazzoni	Sweeney
Burton	Kaloogian	Sher	Vasconcellos
Hauser	Katz	Speier	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 831 (Costa)—An act to add Chapter 24 (commencing with Section 78601) to Division 22 of the Food and Agricultural Code, relating to agriculture.

Bill read third time, and presented by Assembly Member Harvey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Harvey moved a call of the Assembly.

Motion carried. Time, 11:59 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1045 (Hughes)—An act to amend Section 903.8 of the Welfare and Institutions Code, relating to public social services.

Bill read third time, and presented by Assembly Member Bates.

Bill passed by the following vote:

AYES—73

Aguiar	Campbell	Isenberg	Poochigian
Alby	Cannella	Kaloogian	Pringle
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Gallegos	McDonald	Vasconcellos
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1264 BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Senate Bill No. 1264, out of order.

SENATE BILL NO. 1264 (Peace)—An act relating to park and open-space lands, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Kuykendall.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Isenberg	Pringle
Alpert	Conroy	Kaloogian	Rainey
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knox	Setencich
Baldwin	Davis	Kuehl	Sher
Bates	Ducheny	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Gallegos	McDonald	Vasconcellos
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Campbell	House	Poochigian
Alby	Cannella	Isenberg	Pringle
Alpert	Conroy	Kaloogian	Rainey
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knox	Setencich
Baldwin	Davis	Kuehl	Sher
Bates	Ducheny	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Gallegos	McDonald	Vasconcellos
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Olberg	

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 1070 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Senate Bill No. 1070, out of order.

SENATE BILL NO. 1070 (Calderon)—An act to amend Section 1936 of the Civil Code, relating to rental vehicles.

Bill read third time, and presented by Assembly Member Bustamante.

Demand for Previous Question

Assembly Members Burton, Baca, Sweeney, Aguiar, and Archie-Hudson demanded the previous question. Demand sustained.

Point of Order

Assembly Member Pringle arose to the following point of order:

That a Member may ask a question of the author on his/her closing time, only if time remains, and that there was no time remaining on Assembly Member Bustamante's time to permit Assembly Member Caldera's question.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

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 Bustamante moved a call of the Assembly.

Motion carried. Time, 12:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed upon the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 398, on request of Assembly Member Tucker.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolutions

ASSEMBLY JOINT RESOLUTION NO. 34 (Morrissey)—Relative to Americans captured or missing during the Korean War.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 35 (Morrissey)—Relative to dedication of a Pearl Harbor Memorial in Washington D.C.

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 Bills

SENATE BILL NO. 1087 (Polanco)—An act to amend Sections 11664, 11751.35, and 11753.2 of the Insurance Code, relating to workers' compensation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 615 (Maddy)—An act to amend Section 1596.792 of the Health and Safety Code, and to amend Sections 1174.2, 1174.4, 6225, and 6228 of, and to add Section 1174.9 to, the Penal Code, relating to sentencing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 787 (Mello)—An act to amend Sections 30301 and 30514 of the Public Resources Code, relating to the California Coastal Commission, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1275 (Killea)—An act to amend Sections 6588 and 6591 of, and to add Sections 6590.1, 6590.2, 6591.1, 6592.5, and 6599.1 to, the Government Code, relating to local governmental finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 479 (Calderon)—An act to amend and repeal Section 1280.1 of the Code of Civil Procedure, relating to arbitrators.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 934 (Campbell)—An act to amend Section 411.35 of the Code of Civil Procedure, relating to civil liability.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 458 (Beverly)—An act to amend Sections 7704, 8576, and 8757 of the Fish and Game Code, relating to fish.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 5 (Kopp)—Relative to the federal Clean Air Act.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Rogan
Bates	Ducheny	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Boland	Firestone	Kuykendall	Speier
Bordonaro	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

RECESS

By unanimous consent, at 12:30 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 12:31 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 672, on request of Assembly Member Knowles.

REQUEST TO WAIVE JOINT RULE 62(a)

Assembly Member Poochigian requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Appropriations today: Assembly Bills Nos. 208, 546, 556, 566, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657.

Assembly Member Caldera withheld unanimous consent.

Point of Information

Assembly Member Pringle arose to the following point of information:

That on a prior session day, Assembly Member Poochigian waived rules to set the aforementioned bills for hearing in the Committee on Appropriations.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that at the time prior requests were made to waive rules, the bills were not yet referred to the Committee on Appropriations, and that a motion to waive rules, pending referral, is not in order.

Motion to Waive Joint Rule 62(a) by Assembly Member Pringle

Assembly Member Pringle moved that Joint Rule 62(a) be waived to permit Assembly Bills Nos. 208, 546, 556, 566, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657 to be heard in the Committee on Appropriations today.

Assembly Member House seconded the motion.

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, 12:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

JOINT RULE 62(a) WAIVED

Assembly Member Speier was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 620, 910, 1088, and 1286 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development today, upon adjournment of Floor session.

Assembly Member Goldsmith was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 633 and 639 for hearing in the Committee on Public Safety.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 22

At 12:40 p.m., on motion of Assembly Member Morrissey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Joint Resolution No. 22 adopted by the following vote:

AYES—43

Aguiar	Conroy	Knight	Poochigian
Alby	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Goldsmith	Martinez	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowler	Harvey	Miller	Weggeland
Brewer	Hawkins	Morrissey	Woods
Brulte	House	Morrow	Mme. Speaker
Cannella	Kaloogian	Olberg	

NOES—12

Bates	Hannigan	Lee	Murray, Willard
Caldera	Hauser	Mazzoni	Sher
Campbell	Isenberg	Murray, Kevin	Villaraigosa

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE CONCURRENT RESOLUTION NO. 7

At 12:40 p.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Concurrent Resolution No. 7 adopted by the following vote:

AYES—48

Alpert	Cortese	Hawkins	Miller
Archie-Hudson	Cunneen	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Setencich
Bowen	Figueroa	Kuehl	Sher
Brewer	Firestone	Kuykendall	Speier
Brown, Valerie	Friedman	Lee	Sweeney
Burton	Frusetta	Machado	Takasugi
Bustamante	Gallegos	Martinez	Tucker
Caldera	Goldsmith	Mazzoni	Vasconcellos
Campbell	Hannigan	McDonald	Villaraigosa
Cannella	Hauser	McPherson	Mme. Speaker

NOES—1

Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 7: Assembly Member Bowler, from "No" to "Not Voting".

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1028

At 12:41 p.m., on motion of Assembly Member Firestone, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1028 refused passage by the following vote:

AYES—24

Bates	Gallegos	McPherson	Takasugi
Boland	Harvey	Murray, Kevin	Thompson
Brown, Valerie	Knox	Murray, Willard	Villaraigosa
Burton	Kuehl	Rainey	Weggeland
Cunneen	Kuykendall	Rogan	Woods
Firestone	Lee	Setencich	Mme. Speaker

NOES—33

Aguiar	Brulte	Hawkins	Morrow
Alby	Caldera	House	Olberg
Alpert	Cannella	Isenberg	Poochigian
Baldwin	Conroy	Kaloogian	Pringle
Bordonaro	Figueroa	Katz	Sher
Bowen	Friedman	Knight	Speier
Bowler	Goldsmith	Knowles	
Brewer	Granlund	Martinez	
Brown, Willie	Hauser	Miller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1028: Assembly Member Villaraigosa, from "No" to "Aye".

Motion to Reconsider Senate Bill No. 1028 on Next Legislative Day

Assembly Member Firestone moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1028 was this day refused passage.

Senate Bill No. 1028 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 831

At 12:41 p.m., on motion of Assembly Member Harvey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 831 passed by the following vote:

AYES—44

Alby	Cannella	Hawkins	Murray, Willard
Alpert	Cortese	House	Olberg
Battin	Cunneen	Knight	Poochigian
Boland	Ducheny	Knowles	Rainey
Bordonaro	Firestone	Kuehl	Setencich
Bowler	Frusetta	Kuykendall	Takasugi
Brewer	Gallegos	Lee	Thompson
Brown, Valerie	Granlund	Machado	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Campbell	Hauser	Murray, Kevin	Woods

NOES—25

Aguiar	Conroy	Katz	Sher
Archie-Hudson	Davis	Martinez	Speier
Baca	Figueroa	Mazzoni	Sweeney
Baldwin	Goldsmith	McDonald	Vasconcellos
Bates	Hoge	Miller	
Bowen	Isenberg	Pringle	
Brown, Willie	Kaloogian	Rogan	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1070

At 12:42 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1070 refused passage by the following vote:

AYES—20

Alby	Gallegos	Kaloogian	Poochigian
Battin	Goldsmith	Knowles	Pringle
Brown, Willie	Granlund	Knox	Rainey
Brulte	Harvey	Morrow	Takasugi
Bustamante	Hauser	Olberg	Woods

NOES—35

Aguiar	Campbell	Katz	Murray, Willard
Alpert	Cannella	Knight	Rogan
Baca	Cunneen	Lee	Sher
Bates	Davis	Martinez	Speier
Bowen	Figueroa	Mazzoni	Sweeney
Brewer	Firestone	McDonald	Thompson
Brown, Valerie	Friedman	McPherson	Tucker
Burton	Hawkins	Miller	Weggeland
Caldera	Isenberg	Morrissey	

Motion to Reconsider Senate Bill No. 1070 on Next Legislative Day

Assembly Member Bustamante moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1070 was this day refused passage.

Senate Bill No. 1070 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WAIVE JOINT RULE 62(a)

At 12:42 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Poochigian moved to continue the call of the Assembly.

Motion carried. Time, 12:42 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the House would convene in Floor session tomorrow, at 5 p.m.

MOTION BY ASSEMBLY MEMBER SPEIER

Assembly Member Speier moved that the Assembly convene on Friday, July 14, 1995, at 9 a.m.

Assembly Member Thompson seconded the motion.

Motion Passed Temporarily

Without objection, further consideration of the motion by Assembly Member Speier was passed temporarily.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Rainey:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bills Nos. 127, 745, and 1299 for further action.

By Assembly Member McPherson:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Elections, Reapportionment and Constitutional Amendments and Appropriations to meet, consider, and report Senate Bill No. 704 for further action.

Resolutions read, and adopted by the following vote:

AYES—75

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Rogan
Bates	Ducheny	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Boland	Firestone	Kuykendall	Speier
Bordonaro	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

MOTION WITHDRAWN

Assembly Member Speier, with the consent of the second to the motion, withdrew her motion that the Assembly convene on Friday, July 14, 1995, at 9 a.m.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

If under Assembly Rule 2, the hour of session of the Assembly is 9 a.m., is it not a requirement that the Member requesting to change the hour of session obtain a majority vote of the Members present and voting?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that under Assembly Rule 2 a request to change the hour of session does require a majority of the Members present and voting; however, it is a long-standing custom of the House that the hour of Floor session is called by the Speaker.

MOTION BY ASSEMBLY MEMBER MORRISSEY

Assembly Member Morrissey moved that the Assembly reconvene in Floor session on Friday, July 14, 1995, at 9 a.m.

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Bustamante arose to the following parliamentary inquiry:

Can a majority vote of the Members present and voting change the hour of session of the Assembly?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Assembly Member Caldera arose to the following parliamentary inquiry:

If the hour of session of the Assembly is called for 9 a.m., can the Body convene if a quorum is not present?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the negative.

Motion Withdrawn

Assembly Member Morrissey, with the consent of the second to the motion, withdrew his motion that the Assembly convene in Floor session on Friday, July 14, 1995, at 9 a.m.

MOTION BY ASSEMBLY MEMBER KNOWLES

Assembly Member Knowles moved that the Assembly reconvene in Floor session on Saturday, July 15, 1995, at 9 a.m.

Assembly Member Thompson seconded the motion.

Motion lost by the following vote:

AYES—15

Baldwin	Hoge	Morrissey	Rogan
Frusetta	Knowles	Olberg	Takasugi
Harvey	Kuykendall	Poochigian	Thompson
Hawkins	Miller	Pringle	

NOES—40

Alpert	Cortese	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Murray, Willard
Baca	Ducheny	Knox	Setencich
Bowen	Figueroa	Kuehl	Sher
Brown, Valerie	Friedman	Lee	Speier
Brown, Willie	Gallegos	Machado	Sweeney
Burton	Goldsmith	Martinez	Tucker
Bustamante	Granlund	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Cannella	Hauser	Morrow	Mme. Speaker

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WAIVE JOINT RULE 62(a)

At 1 p.m., on motion of Assembly Member Poochigian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to waive Joint Rule 62(a) as it relates to the Committee on Appropriations lost by the following vote:

AYES—38

Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Setencich
Battin	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Olberg	Mme. Speaker
Brulte	House	Poochigian	
Conroy	Kaloogian	Pringle	

NOES—32

Archie-Hudson	Caldera	Isenberg	McDonald
Baca	Campbell	Katz	Murray, Kevin
Bates	Cortese	Knox	Murray, Willard
Bowen	Figueroa	Kuehl	Sher
Brown, Valerie	Friedman	Lee	Sweeney
Brown, Willie	Gallegos	Machado	Tucker
Burton	Hannigan	Martinez	Vasconcellos
Bustamante	Hauser	Mazzoni	Villaraigosa

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Poochigian announced that the Committee on Appropriations would meet on Wednesday, July 19, 1995 at 9:30 a.m., in Room 4202, to hear Assembly Bills Nos. 208, 546, 556, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657.

SENATE CONCURRENT RESOLUTION NO. 39 WITHDRAWN FROM COMMITTEE

Assembly Member House was granted unanimous consent that Senate Concurrent Resolution No. 39 be withdrawn from the Committee on Rules.

SENATE CONCURRENT RESOLUTION NO. 39—Relative to Columbia State Historic Park.

Resolution read, and adopted by the following vote:

AYES—72

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knowles	Rainey
Bates	Figueroa	Knox	Rogan
Battin	Firestone	Kuehl	Setencich
Boland	Friedman	Kuykendall	Sher
Bordonaro	Frusetta	Lee	Speier
Bowen	Gallegos	Machado	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

Assembly Member Thompson announced that the Republican Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

House Resolution No. 19, Coauthors: Boland, Cortese, Goldsmith, Hoge, Miller, Kevin Murray, Willard Murray, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1620, Concurrence: Conroy, Cortese, Goldsmith, Hoge, Knowles, Mazzoni, and Speier—Aye.

Assembly Bill No. 1671: Cortese, Goldsmith, Hoge, Mazzoni, and Speier—Aye.

Assembly Bill No. 397, Appeal Decision of the Chair: Goldsmith, Granlund, Hoge, and Takasugi—Aye; Gallegos—No.

Assembly Bill No. 397: Miller—Aye; Hoge—No.

Assembly Bill No. 1694: Goldsmith, Hoge, Knowles, Kevin Murray, and Weggeland—Aye; Willard Murray—No.

Senate Bill No. 119: Granlund—No.

Senate Bill No. 733: Bowen—Aye; Sher and Speier—No.

Senate Bill No. 353: Bowen—Aye.

Senate Bill No. 311: Bowen and Lee—Aye.

Senate Bill No. 432: Poochigian—Aye; Battin and Conroy—No.

Senate Bill No. 1027: Boland, Valerie Brown, Conroy, and Poochigian—Aye.

Senate Bill No. 3: Valerie Brown, Goldsmith, and Weggeland—Aye.

Senate Bill No. 320: Goldsmith—Aye.

Assembly Bill No. 818 and Urgency: Goldsmith and Weggeland—Aye.

Assembly Bill No. 820 and Urgency: Goldsmith, Knowles, and Weggeland—Aye.

Senate Bill No. 310: Goldsmith, Knowles, and Weggeland—Aye.

Senate Bill No. 287: Cortese, Gallegos, and Weggeland—Aye.

Senate Bill No. 305: Weggeland—Aye.

Senate Bill No. 157: Weggeland—Aye.

Senate Bill No. 209: Boland, Speier, and Weggeland—Aye; Knowles—No.

Senate Bill No. 252: Burton and Weggeland—Aye.

Senate Bill No. 307: Machado and Poochigian—Aye; Lee—No.

Senate Bill No. 321: Burton—Aye.

Senate Bill No. 651: Burton and Machado—Aye.

Senate Bill No. 810: Boland, Goldsmith, Lee, and Machado—Aye; Burton and Speier—No.

Senate Bill No. 1045: Poochigian—Aye.

Senate Bill No. 1264 and Urgency: Bowen and Machado—Aye.

Assembly Joint Resolution No. 22: Lee—No.

Senate Bill No. 1028: Valerie Brown and Gallegos—Aye.

Senate Bill No. 831: Valerie Brown and Lee—Aye.

Senate Bill No. 1070: Woods—Aye.

MOTION TO ADJOURN

At 1:07 p.m., Assembly Member Willard Murray moved that the Assembly do now adjourn.

Assembly Member Cannella seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Brulte, Morrow, Kuehl, Rogan, Caldera, Takasugi, and Martinez arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Willard Murray that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:16 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 575

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

BREWER, Chairwoman

Above bill ordered to second reading.

SENATE BILL NO. 575 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Unanimous consent was granted to take up Senate Bill No. 575 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 575—An act to amend Section 1502 of, and to add Section 1530.1 to, the Health and Safety Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted; bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Public Safety be permitted to hold a special meeting on July 14, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 633, 639, and 575 for hearing.

MESSAGES FROM THE SENATE

Senate Chamber, July 13, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 99

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 13, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 61

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 13, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 14
Senate Bill No. 76
Senate Bill No. 1181

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 13, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 26
Senate Joint Resolution No. 15

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 14—An act to amend Sections 17041, 17053.49, 17054, 17062, 17139, 17276, 18152.5, 23151, 23455, 23457, 23649, 24306, 24358, 24416, and 24954 of, to amend and repeal Sections 18042 and 24611 of, and to add Section 17254 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 76—An act to add Sections 35816 and 51230 to the Education Code, relating to education.

SENATE BILL NO. 1181—An act to add Section 798.21 to the Civil Code, relating to mobilehomes.

The following resolutions were read the first time:

SENATE CONCURRENT RESOLUTION NO. 26—Relative to taxation.

SENATE JOINT RESOLUTION NO. 15—Relative to the Alaska-Russia boundary.

INTRODUCTION OF GUESTS

Majority Speaker pro Tempore Setencich introduced former Member of the Assembly Gloria Molina.

Assembly Member Bowen, of the 53rd Assembly District, introduced former Member of the Assembly Julie Bornstein.

Assembly Member Rogan, of the 43rd Assembly District, introduced his mother, Alice Rogan and his niece Tiffany Wood.

Assembly Member Napolitano, of the 58th Assembly District, introduced Jesús F. Silva-Herzog, Ambassador of Mexico.

Minority Speaker pro Tempore Baca introduced Stephanie Cofer, of Fontana and Ose Amafidon, of Colton.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Willard Murray, the Assembly adjourned until 5 p.m., Friday, July 14, 1995, out of respect to the memory of Samuel Weissman, on motion of Assembly Member Kuehl; out of respect to the memory of Richard M. Neustadt, on motion of Assembly Member Caldera; out of respect to the memory of Paul Hastings on motion of Assembly Members Olberg and Sweeney; out of respect to the memory of Susan Schoettler on motion of Assembly Member Villaraigosa; out of respect to the memory of Sam Levine and Keith Konopasek, on motion of Assembly Member Figueroa; and out of respect to the memory of Robert Samuel Baughn and George Michael Vargas, on motion of Assembly Member Speier.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 13, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

846

Senate Bills

9
28
127
149
240
296
431
503
547
572
575
576
612
640
695
727
760
817
903
941
954
1018
1059
1143
1162
1243
1247

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 14, 1995

ONE HUNDRED TENTH SESSION DAY

TWO HUNDRED TWENTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 14, 1995

The Assembly met at 5 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 5:01 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 5:06 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—74:

Aguiar	Campbell	Katz	Poochigian
Alby	Cannella	Knight	Pringle
Alpert	Conroy	Knowles	Rainey
Archie-Hudson	Cortese	Knox	Richter
Baca	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Setencich
Bates	Ducheny	Lee	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Friedman	Mazzoni	Takasugi
Bowen	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Vasconcellos
Brown, Valerie	Granlund	Morrissey	Villaraigosa
Brown, Willie	Hannigan	Morrow	Weggeland
Brulte	Harvey	Murray, Kevin	Woods
Burton	Hawkins	Murray, Willard	Mme. Speaker
Bustamante	Hoge	Napolitano	
Caldera	Isenberg	Olberg	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord our God, Quick to help and slow to anger, You show mercy with cheerfulness. Fill our mouths with praise of You; open our lips that we may glorify Your name; apply our hands to carrying out Your commandments; direct our feet in the way of Your Gospel, strengthening our minds and our whole body with Your grace.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Napolitano then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Hauser.

On legislative business, and waiving per diem: Assembly Member Kaloogian.

On personal business, and waiving per diem: Assembly Member Escutia.

Because of illness in his family: Assembly Member Margett.

The following Assembly Member was excused for the day, and his per diem was waived: House.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 14, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

July 14, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Due to important legislative business in my district I will be unable to attend the Floor Session scheduled for Friday, July 14, 1995.

I request that my absence be noted in the Journal, and to waive per diem for the day.

Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

CAUCUS ANNOUNCEMENTS

At 5:20 p.m., by unanimous consent, the Republican Caucus was permitted to meet in the Assembly Lounge, and the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 5:21 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 7:56 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 14, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Trice Harvey to the Assembly Public Safety Committee to fill an existing vacancy for the hearing on Friday, July 14, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Wally Knox to introduce a bill relating to employment, and declaring the urgency thereof, to take effect immediately. Request No. 95 26047.

DORIS ALLEN
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1979—Knox. An act to add Section 1198.2 to the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 14, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1620

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., July 14, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 14, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 39

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, July 14, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 846

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 14, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 960.

DIANE MARTINEZ

Assembly Chamber, July 14, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 49 and 424.

DAVID KNOWLES

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 14, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 960

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 960—An act to amend Sections 216 and 311 of, and to add Sections 306.3 and 311.3 to, the Public Utilities Code, relating to state agencies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

July 14, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 800

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 800—An act to amend Section 11502.5 of, to add Section 14015 to, and to add Chapter 3.4 (commencing with Section 14090) to Division 7 of, the Food and Agricultural Code, relating to economic poisons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 14, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 286

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 286—An act to amend, repeal, and add Section 1600 of, and to add and repeal Chapter 3.7 (commencing with Section 12130) of Part 2 of Division 2 of, the Public Contract Code, relating to public contracts.

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 Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 58	Senate Bill No. 619
Senate Bill No. 87	Senate Bill No. 1091
Senate Bill No. 266	Senate Bill No. 1327

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOWLES, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 245
Senate Bill No. 1161
Senate Bill No. 1221

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 273

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 764

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 966

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bill ordered to second reading.

~~**Committee on Natural Resources**~~

~~Date of Hearing: July 10, 1995~~

~~Mme. Speaker: Your Committee on Natural Resources reports:~~

~~Senate Bill No. 901~~

~~With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.~~

~~SHER, Chairman~~

~~Above bill ordered to second reading.~~

(NOTE: On July 24, 1995, the action was rescinded whereby the above Report of the Committee on Natural Resources relative to Senate Bill No. 901 was received and read in the Assembly, and whereby the bill was ordered to second reading. See page 2931.)

Committee on Labor and Employment

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 645

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 585

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 25
Senate Bill No. 1139
Senate Bill No. 1141

With amendments with the recommendation: Amend, and re-refer to the Committee on Utilities and Commerce.

MARTINEZ, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 184
Senate Bill No. 448
Senate Bill No. 496
Senate Bill No. 595
Senate Bill No. 1003

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1202
Assembly Bill No. 1852

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 993

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 621

With the recommendation: Do pass.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 256

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 791

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CANNELLA, Vice Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 452

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 100
Senate Bill No. 132
Senate Bill No. 156
Senate Bill No. 169
Senate Bill No. 428
Senate Bill No. 750

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Higher Education

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 617

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 833

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 620

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 199

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 455

With amendments with the recommendation: Amend, and do pass, as amended.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 322

With amendments with the recommendation: Amend, and do pass, as amended.

CORTESE, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 190
Senate Bill No. 1120

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 346

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1245

With amendments with the recommendation: Amend, and do pass, as amended.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 239
Senate Bill No. 414
Senate Bill No. 1096

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bills ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 827

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 327
Senate Bill No. 534
Senate Bill No. 979

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bills ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 1235

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 962

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 142
Senate Bill No. 523
Senate Bill No. 1077

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bills ordered to second reading.

Committee on Banking and Finance

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 855
Senate Bill No. 912
Senate Bill No. 946

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WEGGELAND, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 30

With the recommendation: Be adopted, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chairman

Above resolution ordered on file.

Committee on Higher Education

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 909

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 126

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 14, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 186
Senate Bill No. 232
Senate Bill No. 422
Senate Bill No. 634
Senate Bill No. 688
Senate Bill No. 923
Senate Concurrent Resolution No. 8

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 14, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 236
Assembly Bill No. 254
Assembly Bill No. 356
Assembly Bill No. 402
Assembly Bill No. 702
Assembly Bill No. 805
Assembly Bill No. 843
Assembly Bill No. 1174
Assembly Bill No. 1208
Assembly Bill No. 1338
Assembly Bill No. 1574

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 14, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 381
Assembly Bill No. 533
Assembly Bill No. 889
Assembly Bill No. 1382

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 14, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 623
Senate Bill No. 1361

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 623—An act to repeal and add Section 593d of the Penal Code, relating to crimes.

SENATE BILL NO. 1361—An act to add and repeal Section 84200.4 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Poochigian was granted unanimous consent that the following bills be withdrawn from the Committee on Appropriations and re-referred as noted:

Senate Bill No. 226, to the Committee on Local Government;
Senate Bill No. 431, to the Committee on Public Safety;
Senate Bill No. 882, to the Committee on Judiciary.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Senate Bill No. 541 be withdrawn from the Committee on Appropriations and placed on the second reading file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Takasugi announced his intention to request that Senate Bill No. 364 be removed from the inactive file.

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. 579, on request of Assembly Member Morrow.

The following bill was removed from the Consent Calendar, and placed upon the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 713, on request of Assembly Member McDonald.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 1055, 1247, and **816**, on request of Assembly Member Rainey.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 705—An act to amend Section 4497.34 of the Penal Code, relating to juvenile facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 1976—An act to amend Section 1568.03 of the Health and Safety Code, relating to residential care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 903, ordered to third reading;

Senate Bills Nos. 1243 and **240**, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 306—An act to amend Sections 663, 676, 678, and 10164.2 of, and to add Section 10113.7 to, the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 590—An act to amend Section 3208.05 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

(NOTE: Later this day Senate Bill No. 590 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 781—An act to amend Section 1241 of, and to add Section 1241.1 to, the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 907—An act to add Sections 12342 and 12389.5 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 4—An act to amend Section 76063 of the Education Code, relating to community colleges.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 179—An act relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 219—An act to amend Sections 25216.1, 25216.2, and 25218.5 of the Health and Safety Code, relating to household hazardous waste.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 352—An act to add Section 25201.1 to the Health and Safety Code, and to add Article 3 (commencing with Section 41515) to Chapter 3.5 of Part 2 of Division 30 of the Public Resources Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 406—An act to add and repeal Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 477—An act to amend Sections 8543.2, 8544, 8544.2, 8544.5, 8544.6, 8545.2, 8545.4, 8546, 8546.1, 8546.3, and 8546.5 of the Government Code, relating to governmental review, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 549—An act to amend Sections 221, 9564, and 40000.5 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 648—An act to add Section 12173 to, and to repeal Section 12216 of, the Government Code, relating to the California Archives Foundation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 685—An act to amend Section 729 of the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 779—An act to amend Section 2350 of the Business and Professions Code, relating to medicine.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1025—An act to add Article 3.5 (commencing with Section 789) to Chapter 4 of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1068—An act to amend Section 14502 of the Government Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1121—An act to amend Sections 8205, 8206, 8213, 8213.5, and 8214.1 of, and to add Section 8213.6 to, the Government Code, relating to notary public.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1174—An act to amend Sections 12153, 12157, 12200, 12205, 12301, 12305, and 12320 of the Public Contract Code, relating to public contracts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 784—An act to amend Section 2941.7 of the Civil Code, relating to deeds of trust.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 31—An act to amend Section 1714 and 3295 of, and to add Section 3294.5 to, the Civil Code, and to amend Sections 1799.106 and 1799.107 of, and to add Section 1797.69 to, the Health and Safety Code, relating to civil liability.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 994—An act to add Section 3333.5 to the Civil Code, to amend Section 800 of the Corporations Code, and to amend Section 2922 of, and to add Section 2292.5 to, the Labor Code, relating to liability.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1276—An act to amend Sections 16740, 16743, and 17302 of, and to add Sections 16731.6 and 16781.5 to, the Government Code, relating to state bonds and notes.

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. 644—An act to amend Sections 976.6, 10206, and 10214.5 of, and to repeal Sections 1612 and 10218.5 of, the Unemployment Insurance Code, relating to employment training.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 830—An act to add Section 97.48 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1232—An act relating to district reorganization.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1296—An act to amend Section 25332 of, and to repeal Section 25339 of the Government Code, relating to county services.

Bill read second time; amendments proposed by the Committee on Local Government 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. 1030—An act relating to local government finance.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1360— An act to amend Section 1290 of, to add Section 27 to, to add Division 101 (commencing with Section 100100), Division 102 (commencing with Section 102100), Division 103 (commencing with Section 104100), Division 104 (commencing with Section 106500), Division 105 (commencing with Section 120100), Division 106 (commencing with Section 123100), and Division 107 (commencing with Section 127000) to, to repeal Sections 26, 850, 1250.9, 1250.10, and 1260 of, to repeal Article 1 (commencing with Section 200), Article 1.5 (commencing with Section 225), Article 1.7 (commencing with Section 230), Article 1.7 (commencing with Section 235), Article 1.8 (commencing with Section 242), Article 1.9 (commencing with Section 246.1), Article 2 (commencing with Section 248), Article 2.1 (commencing with Section 275), Article 2.4 (commencing with Section 283), Article 2.6 (commencing with Section 289), Article 2.9 (commencing with Section 295), Article 3 (commencing with Section 300), Article 3.1 (commencing with Section 309.7), Article 3.2 (commencing with Section 309.100), Article 3.3 (commencing with Section 310), Article 3.4 (commencing with Section 320), Article 3.45 (commencing with Section 324.7), Article 3.5 (commencing with Section 325), Article 3.6 (commencing with Section 340), Article 3.7 (commencing with Section 349), Article 4 (commencing with Section 350), Article 4.5 (commencing with Section 360), Article 4.6 (commencing with Section 372), Article 5 (commencing with Section 374), Article 5.5 (commencing with Section 380), Article 5.7 (commencing with Section 390), Article 6 (commencing with Section 400), Article 6.1 (commencing with Section 402), Article 6.5 (commencing with Section 405), Article 7 (commencing with Section 410), Article 7.2 (commencing with Section 412), Article 7.7 (commencing with Section 417), Article 7.8 (commencing with Section 418), Article 8 (commencing with Section 420), Article 8.1 (commencing with Section 421), Article 8.5 (commencing with Section 423), Article 8.7 (commencing with Section 424.10), Article 9.5 (commencing with Section 426), Article 10 (commencing with Section 427), Article 10.2 (commencing with Section 427.10), Article 11 (commencing with Section 428), Article 13 (commencing with Section 429.11), Article 13.1 (commencing with Section 429.13), Article 14.5 (commencing with Section 429.35), and Article 15 (commencing with Section 429.40), Article 16 (commencing with Section 429.50), Article 17 (commencing with Section 429.60), Article 18 (commencing with Section 429.70), Article 18.5 (commencing with Section 429.90), Article 19 (commencing with Section 429.94, and Article 20 (commencing with Section 429.994) of Chapter 2 of Part 1 of Division 1 of, to repeal Article 8 (commencing with Section 1630) of Chapter 4 of Division 2 of, to repeal Chapter 1 (commencing with Section 100), Chapter 1.4 (commencing with Section 140), Chapter 1.5 (commencing with Section 150), Chapter 1.7 (commencing with Section 175), Chapter 1.8 (commencing with Section 185), Chapter 1.85 (commencing with Section 188), Chapter 1.9 (commencing with Section 190), Chapter 1.10 (commencing with Section 195), Chapter 1.11 (commencing with Section 199.20), Chapter 1.12 (commencing with Section 199.30), Chapter 1.13 (commencing with Section 199.42), Chapter 1.14 (commencing with Section 199.45), Chapter 1.15 (commencing with Section 199.55), Chapter 1.16 (commencing with Section 199.70), Chapter 1.17 (commencing with Section 199.81), Chapter 1.19 (commencing with Section 199.86), Chapter 1.20 (commencing with Section 199.95), Chapter 3 (commencing with Section 430) of, Chapter 4 (commencing with Section 436), and Chapter 5 (commencing with Section 436.50) of Part 1 of Division 1 of, to repeal Chapter 1 (commencing with Section 450), Chapter 2 (commencing with Section 600), Chapter 3 (commencing with Section 700), Chapter 6 (commencing with Section 954), Chapter 7 (commencing with Section 1000), Chapter 7.5 (commencing with Section 1010), and Chapter 8 (commencing with Section 1100) of Part 2 of Division 1 of, to repeal Chapter 7 (commencing with Section 1700) of Division 2 of, to repeal Chapter 2 (commencing with Section 1800), Chapter 3 (commencing with Section 1900), Chapter 4 (commencing with Section 2100), Chapter 5.5 (commencing with Section 2425), and Chapter 9 (commencing with Section 2950) of Division 3 of, to repeal Chapter 6.5 (commencing with Section 5474.20) of Part 3 of Division 5 of, to repeal Chapter 1 (commencing with Section 15000) of Division 12.5 of, to repeal Chapter 1.5 (commencing with Section 19010) of Part 3 of Division 13 of, to repeal Chapter 1 (commencing with Section 24000), Chapter 1.2 (commencing with Section 24160), Chapter 1.5 (commencing with Section 24180), Chapter 3 (commencing with Section 24380), Chapter 3.5 (commencing with Section 24385), Chapter 4 (commencing with Section 24400), Chapter 4.3 (commencing with Section 24425),

Chapter 4.5 (commencing with Section 24450), Chapter 5 (commencing with Section 24800), Chapter 6 (commencing with Section 25000), Chapter 6.1 (commencing with Section 25015), Chapter 6.99 (commencing with Section 25572), Chapter 7 (commencing with Section 25600), Chapter 7.1 (commencing with Section 25620), Chapter 7.2 (commencing with Section 25625), Chapter 7.3 (commencing with Section 25650), Chapter 7.4 (commencing with Section 25660), Chapter 7.5 (commencing with Section 25700), Chapter 7.6 (commencing with Section 25800), Chapter 7.7 (commencing with Section 25880), Chapter 7.8 (commencing with Section 25882), Chapter 7.9 (commencing with Section 25884), Chapter 8 (commencing with Section 25895), Chapter 9 (commencing with Section 25898), Chapter 10 (commencing with Section 25900), Chapter 10.2 (commencing with Section 25906), Chapter 10.5 (commencing with Section 25920), Chapter 10.7 (commencing with Section 25930), Chapter 10.8 (commencing with Section 25940), Chapter 11 (commencing with Section 25950), Chapter 12 (commencing with Section 25960), Chapter 12.7 (commencing with Section 25967), Chapter 13 (commencing with Section 25970), Chapter 13.7 (commencing with Section 25989.500), Chapter 14 (commencing with Section 25990), Chapter 14.5 (commencing with Section 25995), and Chapter 14.7 (commencing with Section 25996.950) of Division 20 of, to repeal Part 1.5 (commencing with Section 437.01), Part 1.8 (commencing with Section 443), Part 1.85 (commencing with Section 444), Part 1.95 (commencing with Section 446), Part 1.96 (commencing with Section 447.70), Part 1.97 (commencing with Section 448), Part 3 (commencing with Section 1170), Part 3.5 (commencing with Section 1175), Part 6 (commencing with Section 1180), Part 6.9 (commencing with Section 1189.101), and Part 7 (commencing with Section 1190) of Division 1 of, to repeal Part 1 (commencing with Section 3700) and Part 2 (commencing with Section 4100) of Division 5 of, to repeal Division 2.3 (commencing with Section 1795), Division 4 (commencing with Section 3000), Division 9 (commencing with Section 10000), Division 9.5 (commencing with Section 10800), Division 9.7 (commencing with Section 10900), Division 10.1 (commencing with Section 11670), Division 17 (commencing with Section 23000), Division 21 (commencing with Section 26000), and Division 22 (commencing with Section 27000) of, the Health and Safety Code, relating to reorganization of the Health and Safety Code, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 40—An act to amend Section 82322 of, and to add Section 76361.5 to, the Education Code, and to amend Section 545.1 of the Vehicle Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 210—An act to amend Sections 48915.5 and 56361 of the Education Code, relating to special education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 729—An act to amend Sections 51225.3, 51226, 52300, 52302.5, 52322, 52335.4, and 52372.1 of, to add Sections 51226.1, 52314.8, and 52335.9 to, and to repeal Sections 52318, 52319, 52335.6, and 52335.7 of, the Education Code, relating to career education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 369—An act to amend Section 8 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to county water authorities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1010—An act to add Section 53087.5 to the Government Code, to amend Section 55002 of the Health and Safety Code, and to amend Section 10100.2 of the Streets and Highways Code, relating to seismic safety.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 181—An act to amend Sections 56026.5 and 56350 of the Education Code, relating to special education.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 980—An act to add Chapter 9.8 (commencing with Section 66760) to Part 40 of the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 527—An act to add Sections 13100.1, 13100.2, and 13100.3 to, and to repeal Section 13125 of, the Penal Code, relating to criminal offender record information, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 275—An act to add Division 10.2 (commencing with Section 10200) to the Public Resources Code, and to add Sections 421.5 and 422.5 to the Revenue and Taxation Code, relating to agricultural land conservation.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 662—An act to add Section 9415 to the Government Code, relating to legislative committees.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 82—An act to amend Sections 7054 and 7056 of, to add Sections 7054.1 and 7058 to, and to repeal Sections 35174 and 72632 of, the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 508—An act to amend Sections 206 and 237 of the Code of Civil Procedure, relating to juries.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1108—An act to add Chapter 5.7 (commencing with Section 13397) to Division 7 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 841—An act to add Section 21082.4 to the Public Resources Code, relating to environmental quality.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1283—An act to amend Section 703 of the Fish and Game Code, and to amend Sections 4582.6 and 4582.7 of the Public Resources Code, relating to forest practices.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

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. 289, on request of Assembly Member Figueroa.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations.

Senate Bill No. 590.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 Amendments, and Senate Bills Nos. 1028 and 1070 were continued until the next legislative day.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:03 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 9:04 p.m., the Assembly adjourned until 9 a.m., Saturday, July 15, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 14, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

40
82
210
275
286
508
527
644
662
729
800
830
841
960
980
1030
1108
1232
1276
1283
1296
1360

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Saturday, July 15, 1995

ONE HUNDRED ELEVENTH SESSION DAY

TWO HUNDRED TWENTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Saturday, July 15, 1995

The Assembly met at 9 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:22 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—74:

Aguiar	Cannella	Katz	Poochigian
Alby	Conroy	Knight	Pringle
Alpert	Cortese	Knowles	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Takasugi
Bowen	Gallegos	McDonald	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Vasconcellos
Brown, Valerie	Hannigan	Morrissey	Villaraigosa
Brown, Willie	Harvey	Morrow	Weggeland
Brulte	Hawkins	Murray, Kevin	Woods
Bustamante	Hoge	Murray, Willard	Mme. Speaker
Caldera	Isenberg	Napolitano	
Campbell	Kaloogian	Olberg	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, As You hearkened to Hezekiah in his soul's distress and did not spurn his prayer, so hearken now to us Your servants, as we pray to You at this hour. Guide our deliberations this day, inspire us to excellence in all that we do. Give us strength to endure difficulty and watch over us in Your loving-kindness. As is Your majesty, Lord, so is Your mercy and to You we offer glory, now and always.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Harvey 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 Kevin Murray, seconded by Assembly Member Hawkins.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Burton and Hauser.

On personal business, and waiving per diem: Assembly Member Escutia.

Because of illness in his family: Assembly Member Margett.

The following Assembly Member was excused for the day, and his per diem was waived: House.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 14, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from Session on Saturday, July 15, 1995. I have previously scheduled meetings with constituents in my District on a legislative matter that can't be rescheduled.

Thank you for your consideration of this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

July 15, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 14, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Public Safety Committee to serve as Chairman and fill an existing vacancy for the hearing on Saturday, July 15, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 14, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Trice Harvey to the Assembly Public Safety Committee to fill an existing vacancy for the hearing on Saturday, July 15, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 15, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 575, 633, and 639.

BRIAN SETENCICH

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 15, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 60
Senate Bill No. 726

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 60—An act relating to the State Bar of California.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 726—An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, to amend Section 98101 of the Public Utilities Code, to amend Section 255 of, and to add Sections 941.6 and 954.6 to, the Streets and Highways Code, to amend Sections 1808.5, 9901, 11406, 11713, 12505, 12509, 12527, 12804.9, 12804.13, 12804.14, 12814.5, 13353.8, 14601, 14601.1, 14601.2, 21053, 23116, 24607, 25950, 34500, and 35400 of, to add Sections 24611 and 40200.8 to, and to repeal Sections 2424.5 and 4602.1 of, the Vehicle Code, and to amend Section 10850 of the Welfare and Institutions Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 378

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 639

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

SETENCICH, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Rules

July 15, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 575
Senate Bill No. 633
Senate Bill No. 639

AGUIAR, Alternate Chair

July 15, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Senate Bill No. 960

AGUIAR, Alternate Chair

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Setencich:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Public Safety and Appropriations to meet, consider, and report Senate Bills Nos. 575, 633, and 639 for further action.

Resolution read, and adopted by the following vote:

AYES—73

Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knowles	Rainey
Alpert	Cunneen	Knox	Richter
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Baldwin	Figueroa	Lee	Sher
Bates	Firestone	Machado	Speier
Battin	Friedman	Martinez	Sweeney
Boland	Frusetta	Mazzoni	Takasugi
Bordonaro	Gallegos	McDonald	Thompson
Bowen	Goldsmith	McPherson	Tucker
Bowler	Granlund	Miller	Vasconcellos
Brewer	Hannigan	Morrissey	Villaraigosa
Brown, Valerie	Harvey	Morrow	Weggeland
Brulte	Hawkins	Murray, Kevin	Woods
Bustamante	Hoge	Murray, Willard	Mme. Speaker
Caldera	Isenberg	Napolitano	
Campbell	Kaloogian	Olberg	
Cannella	Katz	Poochigian	

NOES—None

SPECIAL COMMITTEE MEETINGS

By unanimous consent the Committee on Public Safety was permitted to hold a special meeting today, and Joint Rule 62(a) was waived for the purpose of setting Senate Bills Nos. 575, 633, and 639 for hearing.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
SENATE BILL NO. 1028 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Firestone was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1028 was refused passage, and that the bill be placed upon the inactive file.

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 806 (Ducheny)—An act to amend Sections 2105 and 2106 of the Family Code, relating to family law.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Aguiar	Caldera	Isenberg	Napolitano
Alby	Campbell	Katz	Poochigian
Alpert	Cannella	Knight	Rainey
Archie-Hudson	Conroy	Kuehl	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Battin	Figueroa	Martinez	Takasugi
Boland	Firestone	Mazzoni	Thompson
Bordonaro	Frusetta	McDonald	Tucker
Bowen	Gallegos	McPherson	Villaraigosa
Bowler	Goldsmith	Miller	Weggeland
Brown, Valerie	Hannigan	Morrissey	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Bustamante	Hawkins	Murray, Willard	

NOES—None

Above bill ordered enrolled.

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. 219, on request of Assembly Member Valerie Brown.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 526 (Costa)—An act to amend Sections 14291 and 14292 of, and to add Section 14290.5 to, the Business and Professions Code, relating to trademarks.

Bill read third time, and presented by Assembly Member Valerie Brown.

Bill passed by the following vote:

AYES—62

Aguiar	Caldera	Katz	Poochigian
Alby	Campbell	Knight	Rainey
Alpert	Cannella	Knox	Rogan
Archie-Hudson	Conroy	Kuykendall	Setencich
Baca	Cunneen	Lee	Sher
Baldwin	Davis	Machado	Speier
Bates	Ducheny	Martinez	Sweeney
Battin	Figueroa	Mazzoni	Takasugi
Boland	Firestone	McDonald	Thompson
Bordonaro	Friedman	McPherson	Tucker
Bowen	Frusetta	Miller	Villaraigosa
Bowler	Gallegos	Morrissey	Weggeland
Brewer	Goldsmith	Murray, Kevin	Woods
Brown, Valerie	Hannigan	Murray, Willard	Mme. Speaker
Brulte	Harvey	Napolitano	
Bustamante	Hawkins	Olberg	

NOES—None

Bill ordered transmitted to the Senate immediately.

UNFINISHED BUSINESS (RESUMED)
SENATE BILL NO. 1070 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bustamante was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1070 was refused passage, and that the bill be placed upon the inactive file.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 126—An act to amend Sections 17, 19.2, 2900.5, and 4019 of, and to add Sections 19.3, 2910.7, and 4000.2 to, the Penal Code, relating to sentencing, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1276 and **1030,** ordered to third reading;

Senate Bill No. 1296, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 58—An act to amend Sections 10081 and 10086 of, and to amend, repeal, and add Section 10086.5 of, the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 87—An act to amend Section 11040 of the Government Code, and to amend Sections 1036 and 1064.2 of the Insurance Code, relating to the Attorney General.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 266—An act to amend Sections 10082 and 10084 of, and to add Sections 10086.6 and 10089.5 to, the Insurance Code, relating to earthquake insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 619—An act to amend Section 51769 of the Education Code, and to amend Section 3201.5 of the Labor Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1091—An act to add Chapter 1.5 (commencing with Section 1120) to Part 2 of Division 1 of the Insurance Code, relating to insurance, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1327—An act to add Section 10089.4 to the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 245—An act to amend Section 3700.5 of the Labor Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1161—An act to add Section 368.5 to the Penal Code, relating to crimes against the elderly and dependent adults.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1221—An act to amend Section 2601 of the Penal Code, relating to prisoners.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 273—An act to amend Section 2714 of the Public Resources Code, relating to mining.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 764—An act to amend Sections 17705.11, 17718.5, 17732, 17740.1, 17740.2, 17740.3, 17741.8, 17742, 17749, and 17788.7 of, and to repeal Sections 17705.5, 17705.6, 17705.7, and 17705.9 of, and to repeal Chapter 9 (commencing with Section 16400) of, Chapter 10 (commencing with Section 16500) of, Chapter 11 (commencing with Section 16600) of, Chapter 12 (commencing with Section 16700) of, Chapter 13 (commencing with Section 16800) of, Chapter 15 (commencing with Section 17000) of, Chapter 16 (commencing with Section 17100) of, Chapter 17 (commencing with Section 17200) of, Chapter 19 (commencing with Section 17400) of, Chapter 20 (commencing with Section 17500) of, Chapter 21.2 (commencing with Section 17640) of, Chapter 21.25 (commencing with Section 17645) of, Chapter 21.3 (commencing with Section 17650) of, Chapter 21.4 (commencing with Section 17660) of, Chapter 21.5 (commencing with Section 17680) of, Chapter 21.6 (commencing with Section 17695) of, Chapter 21.7 (commencing with Section 17696) of, Chapter 21.8 (commencing with Section 17697 of, and Chapter 21.9 (commencing with Section 17698) of, and to repeal and add Chapter 7 (commencing with Section 15900) of, Part 10 of the Education Code, relating to school facilities.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 966—An act to amend Sections 1981, 1983.5, 42238.18, 48900, 48900.6, 48915, 48915.2, 48915.5, 48916, 48918, and 49079 of, to add Sections 1982.1, 1982.3, and 48926 to, and to repeal Section 48915.7 of, the Education Code, relating to pupils.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

~~**SENATE BILL NO. 901**—An act to add Section 21151.9 to the Public Resources Code, and to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.~~

~~Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Local Government.~~

(NOTE: On July 24, 1995, the action was rescinded whereby Senate Bill No. 901 was read a second time, amendments to the bill read and adopted, and the bill re-referred to the Committee on Local Government. See page 2931.)

SENATE BILL NO. 645—An act to add Section 15037.1 to the Unemployment Insurance Code, relating to employment.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 585—An act to add Section 2705.6 to the Public Utilities Code, relating to water supplies.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 25—An act to add Section 701.2 to the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Utilities and Commerce.

SENATE BILL NO. 1139—An act relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Utilities and Commerce.

SENATE BILL NO. 1141—An act relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Utilities and Commerce.

SENATE BILL NO. 621—An act to add Section 7901.1 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 791—An act to add Section 22317.5 to, to repeal Sections 22325 and 22357 of, and to repeal and add Sections 22324 and 22358 of, the Education Code, and to amend Sections 9350.6, 20023, 75003, and 75502 of, and to add Sections 9359.05, 21752.3, 31671, 75075.02, and 75572 to, the Government Code, relating to public retirement systems.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 452—An act to amend Section 1021.5 of the Code of Civil Procedure, and to amend Sections 10248, 11343.4, and 11350 of the Government Code, relating to administrative regulations.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 100—An act to amend, repeal, and add Section 19809 of, to add and repeal Sections 19807.1 and 19809.5 of, and to repeal and add Section 19802 of, the Business and Professions 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. 132—An act to amend Sections 13519 and 13730 of the Penal Code, relating to domestic violence.

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. 156—An act to add Section 4730.9 to the Health and Safety Code, to amend Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 12.5, 13, 14, 15, 16, 17, 18, 20, 21, 22, 24, 25, 27, 28, 30, 31, 33, and 37 of, and to add Sections 1.5, 13.5, and 36 to, the Napa County Flood Control and Water Conservation District Act (Chapter 1449 of the Statutes of 1951), and to amend Section 4 of, and to add Section 24.5 to, the lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to special districts.

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. 169—An act to amend Section 1203.097 of, and to repeal Chapter 2.6 (commencing with Section 1000.6) of Title 6 of Part 2 of, the Penal Code, relating to domestic violence.

Bill read second time; amendments proposed to the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 428—An act to amend Sections 19577, 19578, 19601, 19605.7, 19605.71, and 19610.2 of the Business and Professions Code, and to add Section 15820.13 to the Government Code, relating to bonds, 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. 750—An act to amend Section 10605 of the Health and Safety Code, and to amend Section 18966 of the Welfare and Institutions 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.

SENATE BILL NO. 617—An act to add Section 89036.1 to the Education Code, to add Section 14628 to the Government Code, and to amend Section 2807 of the Penal Code, relating to the Prison Industry Authority.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 833—An act to amend Sections 14602.6, 14604, and 40000.11 of, to add Section 5002.9 to, to amend, repeal, and add Sections 210, 22451, and 40518 of, and to add and repeal Section 21455.5 of, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 199—An act to add Sections 40448.5.1 and 43022 to the Health and Safety Code, and to add Section 25225 to the Public Resources Code, relating to vehicles and fuels.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 455—An act to add Sections 156.5, 180.5, and 201.6 to the Corporations Code, relating to insurers.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 322—An act to amend Sections 1745.11, 10753, and 10755.3 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 190—An act to amend Sections 32504 and 32512 of, and to add Sections 32537 and 32538 to, the Public Resources Code, relating to the San Joaquin River Conservancy.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1120—An act to add Section 2081.6 to the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 346—An act to add Section 5030 to the Penal Code, relating to prisoners.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1245—An act to amend Section 1305 of the Penal Code, relating to bail.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 239—An act to amend Section 667.5 of the Penal Code, relating to sentencing.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 414—An act to add and repeal Section 97 of the Streets and Highways Code, and to add and repeal Section 42010 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1096—An act relating to prisons, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 827—An act to amend Section 9880.2 of the Business and Professions Code, relating to automotive repair.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 327—An act to amend Sections 75.11, 75.12, 75.15, 75.18, 75.21, 75.31, 75.41, 170, 194, 270, 271, 285, 467, 480.4, 482, 722.5, 1605, and 2192 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 534—An act to amend Sections 214, 3691, and 3698.5 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 979—An act to amend Sections 17072, 17076, 24306, and 24954 of, to amend and repeal Sections 18042 and 24611 of, and to add Sections 17082, 17134, and 17217 to, the Revenue and Taxation Code, and to amend Section 13009 of the Unemployment Insurance Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1235—An act to amend Section 51202 of, to add Sections 51207 and 51207.5 to, and to repeal Section 51221 of, the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 962—An act to amend Sections 40510 and 40510.5 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 142—An act to add Article 2.8 (commencing with Section 17552) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 523—An act to amend Sections 124, 4160, 10175.2, and 23083 of the Business and Professions Code, to amend Sections 232 and 94323 of, and to add Section 92001 to, the Education Code, to amend Section 755.5 of the Evidence Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11370, 11370.3, 11370.5, 11371, 11500, 11501, 11502, 11505, 11506, 11507.6, 11507.7, 11508, 11509, 11511, 11511.5, 11512, 11513, 11517, 11518, 11519, 11520, 11523, 11524, 11526, 11529, 12935, 19582.5, 37624.2, and 68560.5 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to add Sections 11340.4, 11507.3, 11511.7, 11518.5, and 17533 to, to add article headings immediately preceding Sections 11370 and 11371 of, to add Article 3 (commencing with Section 11380) to Chapter 4 of, and to add Chapter 4.5 (commencing with Section 11400) to, Part 1 of Division 3 of Title 2 of, and to repeal Sections 11501.5, 11502.1, 11510, 11513.5, 11525, and 11530 of, the Government Code, to amend Sections 443.37, 1551.5, 1568.065, 1569.515, 1596.8875, 11834.37, 18949.6, 25149, 25229, 25299.59, 25375.5, 32154, and 40843 of the Health and Safety Code, to amend Sections 146, 4600, 5278, 5710, 5811, and 6603 of, and to add Section 1144.5 to, the Labor Code, to add Section 105 to the Military and Veterans Code, to add Section 3066 to the Penal Code, to amend Sections 663.1 and 40412 of, and to add Sections 25513.3 and 30329 to, the Public Resources Code, to amend Section 1701 of the Public Utilities Code, to amend Sections 1636, 19044, and 19084 of the Revenue and Taxation Code, to amend Section 409 of the Unemployment Insurance Code, to amend Sections 3066, 11728, and 14112 of the Vehicle Code, and to amend Sections 4689.5 and 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1077—An act to repeal Chapter 20.6 (commencing with Section 9891) of Division 3 of the Business and Professions Code, and to add Title 2.93 (commencing with Section 1812.550) to Part 4 of Division 3 of the Civil Code, relating to tax preparers.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 855—An act to amend Sections 857, 1757, and 3359 of, to add Section 753 to, and to repeal Section 1935 of, the Financial Code, relating to financial institutions.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 912—An act to amend Sections 22104, 22159, 22250, 22305, 22337, 22453, and 22467 of the Financial Code, relating to financial institutions.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 946—An act to amend Sections 10145, 10232, and 17511.1 of the Business and Professions Code, to amend Section 2945.1 of, and to amend and repeal Section 2955 of, the Civil Code, to amend Sections 50005, 50120, 50122, 50130, 50201, 50203, 50204, 50205, 50320, and 50401, of, to add Section 50128 to, and to repeal and add Section 50504 of, the Financial Code, relating to lending.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE CONCURRENT RESOLUTION NO. 30—Relative to Joint Rule 37.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

SENATE BILL NO. 909—An act to add and repeal Section 71020.7 of the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 541—An act to repeal and add Part 3 (commencing with Section 20000) and Part 3.4 (commencing with Section 21750) of Division 5 of Title 2 of the Government Code, relating to the Public Employees' Retirement System.

Bill read second time, and ordered to third reading.

MOTION BY ASSEMBLY MEMBER MILLER

Assembly Member Miller moved that if a Member is later than 30 minutes past the scheduled start of session, that Member must explain his/her reasons for tardiness; and, if no viable explanation is offered that Member would forfeit per diem.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that a rule is in place whereby a Member must explain his/her reasons for being more than 30 minutes late, although no specific reference is made to per diem; and further, if a Member wishes to propose a change in the rules, the matter must be taken up by the Rules Committee. Majority Speaker pro Tempore Setencich then read the following rule:

> If a member is not recorded on the attendance roll within one-half hour after the scheduled start of the Session, the member must stand up before the Assembly and explain the reason he or she is late before he or she is recorded on the roll call for any votes. If a member does not explain his or her reason for being late, any other member may raise a point of order and the tardy member's vote shall not be recorded until an explanation is made.

Point of Order

Assembly Member Morrissey arose to the following point of order:

That Members who are late have not been required to explain their tardiness.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

At 9:37 a.m., Speaker Doris Allen, 67th District, presiding

At 9:40 a.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 236 (Granlund)—An act to add Article 1.8 (commencing with Section 53227) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to public officers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—60

Aguiar	Conroy	Hoge	Murray, Willard
Alby	Cortese	Isenberg	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knox	Poochigian
Baca	Ducheny	Kuehl	Rainey
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrow	Weggeland
Cannella	Hawkins	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 402 (Hannigan)—An act to amend Sections 1569.613 and 1569.616 of, and to repeal Section 1569.615 of, the Health and Safety Code, relating to residential care facilities for the elderly.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

Aguiar	Cannella	Katz	Rogan
Alby	Cortese	Knox	Setencich
Alpert	Cunneen	Kuehl	Sher
Archie-Hudson	Davis	Kuykendall	Speier
Baca	Ducheny	Lee	Sweeney
Bates	Figueroa	Machado	Takasugi
Boland	Firestone	Martinez	Tucker
Bowen	Friedman	Mazzoni	Vasconcellos
Bowler	Frusetta	McDonald	Villaraigosa
Brown, Valerie	Gallegos	McPherson	Woods
Brulte	Granlund	Murray, Kevin	Mme. Speaker
Bustamante	Hannigan	Murray, Willard	
Caldera	Harvey	Napolitano	
Campbell	Isenberg	Rainey	

NOES—10

Bordonaro	Miller	Olberg	Thompson
Brewer	Morrissey	Poochigian	
Hoge	Morrow	Pringle	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 402: Assembly Member Harvey, from "No" to "Aye"; Assembly Member Battin, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 805 (Cortese)—An act to add Section 25503.29 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Re-Reference of Bills to Committee Pursuant to Joint Rule 26.5

Pursuant to Joint Rule 26.5, Majority Speaker pro Tempore Setencich re-referred Assembly Bill No. 805 (consideration of Senate amendments pending) to the Committee on Governmental Organization.

REQUEST FOR SPECIAL COMMITTEE MEETING

Assembly Member Tucker requested unanimous consent that the Committee on Governmental Organization be permitted to hold a special meeting at this time, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 805 for hearing.

Assembly Member Bustamante withheld unanimous consent.

BILLS RETURNED TO CONSENT CALENDAR

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and by unanimous consent was returned to the Consent Calendar:

Senate Bill No. 364, on request of Assembly Member Takasugi.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER
ASSEMBLY BILL NO. 111—SET 94 AMENDMENTS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 111—Set 94 amendments was continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1277 (McDonald)—An act to add Section 2192 to the Streets and Highways Code, relating to transportation.

Bill read third time.

Motion to Amend by Assembly Member Bordonaro

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member McDonald arose to the following point of order:

That the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1277 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1277 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Bordonaro moved to appeal from the decision of the Chair.

Assembly Member Morrissey seconded the motion.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1277 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—32

Aguiar	Brulte	Knight	Poochigian
Alby	Conroy	Knowles	Pringle
Baldwin	Cunneen	Kuykendall	Rainey
Battin	Firestone	McPherson	Rogan
Boland	Frusetta	Miller	Takasugi
Bordonaro	Goldsmith	Morrissey	Thompson
Bowler	Harvey	Morrow	Weggeland
Brewer	Hawkins	Olberg	Woods

NOES—37

Alpert	Cortese	Kuehl	Sher
Archie-Hudson	Davis	Lee	Speier
Baca	Ducheny	Machado	Sweeney
Bates	Figueroa	Martinez	Tucker
Bowen	Friedman	Mazzoni	Vasconcellos
Brown, Valerie	Gallegos	McDonald	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	
Campbell	Katz	Napolitano	
Cannella	Knox	Setencich	

Motion to Amend by Assembly Member Frusetta

Assembly Member Frusetta moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member McDonald arose to the following point of order:

That the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1277 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1277 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Pringle moved to appeal from the decision of the Chair.

Assembly Member Thompson seconded the motion.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1277 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—33

Aguiar	Conroy	Kuykendall	Rainey
Alby	Cunneen	Machado	Rogan
Baldwin	Firestone	McPherson	Takasugi
Battin	Frusetta	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	
Brewer	Knight	Poochigian	
Brulte	Knowles	Pringle	

NOES—36

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Setencich
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Martinez	Sweeney
Brown, Valerie	Friedman	Mazzoni	Tucker
Bustamante	Gallegos	McDonald	Vasconcellos
Caldera	Hannigan	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	Mme. Speaker

Further Consideration of Assembly Bill No. 1277

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—52

Aguiar	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Rogan
Archie-Hudson	Ducheny	Kuehl	Setencich
Baca	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown, Valerie	Frusetta	Martinez	Takasugi
Bustamante	Gallegos	Mazzoni	Tucker
Caldera	Hannigan	McDonald	Vasconcellos
Campbell	Harvey	McPherson	Villaraigosa
Cannella	Hawkins	Murray, Kevin	Weggeland
Conroy	Isenberg	Murray, Willard	Woods
Cortese	Katz	Napolitano	Mme. Speaker

NOES—13

Alby	Bowler	Knight	Thompson
Baldwin	Brewer	Miller	
Boland	Brulte	Morrissey	
Bordonaro	Hoge	Morrow	

Bill ordered transmitted to the Senate.

OBJECTION WITHDRAWN

Assembly Member Bustamante withdrew his objection to the request by Assembly Member Tucker for a special meeting of the Committee on Governmental Organization.

SPECIAL COMMITTEE MEETINGS

Assembly Member Tucker was granted unanimous consent that the Committee on Governmental Organization be permitted to hold a special meeting at this time, in the Speaker's Conference Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 805 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 364 (Cannella)—An act to add and repeal Sections 17053.12 and 23608 of the Revenue and Taxation Code, relating to agriculture, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—57

Aguiar	Conroy	Knox	Poochigian
Alby	Cortese	Kuykendall	Pringle
Alpert	Cunneen	Lee	Rainey
Archie-Hudson	Davis	Machado	Richter
Baca	Figueroa	Martinez	Rogan
Baldwin	Firestone	Mazzoni	Setencich
Battin	Frusetta	McDonald	Takasugi
Boland	Gallegos	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Tucker
Bowler	Hannigan	Morrissey	Weggeland
Brewer	Harvey	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mme. Speaker
Bustamante	Hoge	Murray, Willard	
Campbell	Isenberg	Napolitano	
Cannella	Knight	Olberg	

NOES—6

Bates	Caldera	Knowles
Bowen	Katz	Speier

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Martinez:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Utilities and Commerce and Appropriations to meet, consider, and report Senate Bill No. 960 for further action.

Resolution read, and adopted by the following vote:

AYES—68

Aguiar	Campbell	Knight	Olberg
Alby	Cannella	Knowles	Poochigian
Alpert	Conroy	Knox	Pringle
Archie-Hudson	Cunneen	Kuehl	Rainey
Baca	Davis	Kuykendall	Richter
Baldwin	Figueroa	Lee	Rogan
Bates	Firestone	Machado	Setencich
Battin	Friedman	Martinez	Sher
Boland	Frusetta	Mazzoni	Speier
Bordonaro	Gallegos	McDonald	Sweeney
Bowen	Goldsmith	McPherson	Takasugi
Bowler	Hannigan	Miller	Tucker
Brewer	Harvey	Morrissey	Vasconcellos
Brown, Valerie	Hawkins	Morrow	Villaraigosa
Brulte	Hoge	Murray, Kevin	Weggeland
Bustamante	Isenberg	Murray, Willard	Woods
Caldera	Katz	Napolitano	Mme. Speaker

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Martinez was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting on Monday, July 17, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 960 for hearing.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Organization

Date of Hearing: July 15, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 805

With the recommendation: That Senate amendments be concurred in.

TUCKER, Chairman

Above bill ordered to unfinished business.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Cortese was granted unanimous consent to take up Assembly Bill No. 805, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 805 (Cortese)—An act to add Section 25503.29 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—61

Aguiar	Campbell	Knox	Pringle
Alby	Cannella	Kuehl	Rainey
Alpert	Conroy	Kuykendall	Richter
Archie-Hudson	Cunneen	Lee	Rogan
Baca	Davis	Machado	Setencich
Baldwin	Ducheny	Martinez	Speier
Bates	Figueroa	Mazzoni	Takasugi
Battin	Firestone	McDonald	Tucker
Boland	Frusetta	McPherson	Vasconcellos
Bordonaro	Gallegos	Miller	Villaraigosa
Bowler	Goldsmith	Morrow	Weggeland
Brewer	Hannigan	Murray, Kevin	Woods
Brown, Valerie	Harvey	Murray, Willard	Mme. Speaker
Brulte	Hoge	Napolitano	
Bustamante	Knight	Olberg	
Caldera	Knowles	Poochigian	

NOES—2

Isenberg Thompson

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—61

Aguiar	Campbell	Knox	Pringle
Alby	Cannella	Kuehl	Rainey
Alpert	Conroy	Kuykendall	Richter
Archie-Hudson	Cunneen	Lee	Rogan
Baca	Davis	Machado	Setencich
Baldwin	Ducheny	Martinez	Speier
Bates	Figueroa	Mazzoni	Takasugi
Battin	Firestone	McDonald	Tucker
Boland	Frusetta	McPherson	Vasconcellos
Bordonaro	Gallegos	Miller	Villaraigosa
Bowler	Goldsmith	Morrow	Weggeland
Brewer	Hannigan	Murray, Kevin	Woods
Brown, Valerie	Harvey	Murray, Willard	Mme. Speaker
Brulte	Hoge	Napolitano	
Bustamante	Knight	Olberg	
Caldera	Knowles	Poochigian	

NOES—2

Isenberg	Thompson

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 356 (Willard Murray)—An act to add Section 21102.1 to the Vehicle Code, relating to vehicles.

Bill presented by Assembly Member Kuykendall.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Cannella	Knight	Poochigian
Alby	Conroy	Knowles	Pringle
Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuykendall	Richter
Baca	Davis	Lee	Rogan
Baldwin	Ducheny	Machado	Setencich
Bates	Figueroa	Martinez	Sher
Battin	Firestone	Mazzoni	Speier
Boland	Friedman	McDonald	Sweeney
Bordonaro	Frusetta	McPherson	Takasugi
Bowen	Gallegos	Miller	Thompson
Bowler	Goldsmith	Morrissey	Tucker
Brewer	Hannigan	Morrow	Vasconcellos
Brown, Valerie	Harvey	Murray, Kevin	Villaraigosa
Brulte	Hoge	Murray, Willard	Weggeland
Bustamante	Isenberg	Napolitano	Woods
Caldera	Katz	Olberg	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ANNOUNCEMENTS

On behalf of Speaker Allen, Majority Speaker pro Tempore Setencich made the following announcement:

1. "To ensure the efficient running of this House, the policy of this House will be that all motions pertaining to a change in rules will be heard in the Committee on Rules prior to being heard on this Floor";

2. No travel will be paid and no session excuses will be granted until the budget is passed;

3. Session will be at 11 a.m. Monday.

CAUCUS ANNOUNCEMENTS

Assembly Member Brulte announced that the Republican Caucus would meet upon adjournment of Floor session, in the Assembly Lounge.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 806, Concurrence: Alby, Bowler, Goldsmith, Lee, Martinez, McDonald, Poochigian, Rainey, Rogan, and Speier—Aye.

Senate Bill No. 526: Alby, Bowler, Goldsmith, Lee, Martinez, McDonald, Kevin Murray, Willard Murray, Rainey, Rogan, and Speier—Aye.

Assembly Bill No. 236, Concurrence: Alby, Bowen, Bowler, Kevin Murray, Willard Murray, Rainey, Rogan, and Speier—Aye.

Assembly Bill No. 402, Concurrence: Alby, Bowler, Cunneen, Kevin Murray, Willard Murray, Rainey, Rogan, and Speier—Aye.

Assembly Bill No. 1277, Bordonaro Appeal from Decision of the Chair: Harvey, Hawkins, Kuykendall, Rainey, and Woods—Aye.

Assembly Bill No. 1277, Pringle Appeal from Decision of the Chair: Boland, Cunneen, Harvey, Hawkins, Knowles, Kuykendall, McPherson, Rainey, and Woods—Aye.

Assembly Bill No. 1277: Conroy, Cunneen, Martinez, Willard Murray, Rainey, Rogan, and Woods—Aye; Bordonaro—No.

Assembly Bill No. 364: Bordonaro, Kevin Murray, Willard Murray, and Rainey—Aye.

Resolution to Suspend the Rules: Kevin Murray, Willard Murray, Rainey, and Villaraigosa—Aye.

Assembly Bill No. 805, Urgency and Concurrence: Bowler, Valerie Brown, Martinez, Kevin Murray, Willard Murray, and Rainey—Aye.

Assembly Bill No. 356, Concurrence: Lee, McDonald, Kevin Murray, Willard Murray, and Rainey—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:20 a.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 10:21 a.m, the Assembly adjourned until 11:00 a.m., Monday, July 17, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 15, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill
126

Senate Bills
25
58
60
87
100
132
142
156
169
190
199
239
245
266
273
322
327
346
414
428
452
455
523
534
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1139
1141
1161
1221
1235
1245
1327

Senate Concurrent Resolution
30

* Adoption of amendments rescinded.

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill
1277 (Bordonaro amendments—Set 1)
(Frusetta amendments—Set 2)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 17, 1995

ONE HUNDRED TWELFTH SESSION DAY

TWO HUNDRED TWENTY-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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 17, 1995

The Assembly met at 11 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:23 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord our God, You desire that all should be saved and come to the knowledge of the truth. We pray and beseech You at this hour: Hear our prayer, accept it as sweet incense offered up to You, and visit us. We trust in You above all others, Lord. And we know that You did not create us to be lost, but to keep Your commandments and to inherit eternal life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Margett 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 Martinez, seconded by Assembly Member Alpert.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and per diem was waived: Assembly Member Hauser.

On personal business, and waiving per diem: Assembly Members Escutia and Olberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 17, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 17, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Utilities and Commerce Committee to fill an existing vacancy for the hearing on Monday, July 17, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 805

July 17, 1995

Dotson Wilson
Chief Clerk
California State Assembly
State Capitol
Sacramento, California

Dear Dotson: On Saturday, July 15, 1995, I presented my AB 805 for a vote on concurrence in Senate amendments. At the time of the vote I pressed my button to vote Aye. Upon checking the vote this morning, I found that I am listed as not voting.

Due to this malfunction with my voting button my Aye vote was not recorded.

Thank you for your attention to this matter.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 17, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Murray to the Joint Rules Subcommittee on the Capitol Restoration Project to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 17, 1995

Mme. Speaker: Pursuant to you instructions, the Chief Clerk has examined:

Assembly Bill No. 126

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Senate Bill No.	*Committee*
14	Rev. & Tax.
76	Ed. and E.,R. & C.A.
236	Ed. and Rls.
623	Pub. S. and U. & C.
1181	H. & C.D.
1361	E.,R. & C.A.

Senate Concurrent Resolution No.	*Committee*
26	Rls.

Senate Joint Resolution No.	*Committee*
15	Rls.

AUTHOR'S AMENDMENTS

Committee on Judiciary

July 17, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Constitutional Amendment No. 4

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE CONSTITUTIONAL AMENDMENT NO. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 16 of Article I thereof, and by amending Sections 1, 4, 6, 8, 10, 11, 15, and 16 of, adding and repealing Section 23 of, and repealing Section 5 of, Article VI thereof, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 17, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 28
Senate Bill No. 660
Senate Bill No. 718

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 28—An act to amend Sections 2786, 2787, 4800, and 4801 of the Fish and Game Code, and to amend Section 8 of the California Wildlife Protection Act of 1990, relating to wildlife.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 660—An act to amend Sections 51231, 51287, 65040, 65040.2, 65861, 66016, 66031, and 66499.35 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 718—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6203, 6283, 6480.1, 6830, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32251.5, 32401, 32469, 40111, 40187, 40209, 41096, 41143.4, 41169, 43520, 45651, 45865, 46501, 46551, 50139, 50151, 50156.9, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, 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.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

July 13, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 217

McDONALD, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

July 11, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following resolution pursuant to the provisions of Joint Rule 62(a):

Assembly Constitutional Amendment No. 3

McPHERSON, Chairman

Above resolution ordered filed with the Chief Clerk.

Committee on Public Safety

July 17, 1995

Mme. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 139
Senate Bill No. 933

VILLARAIGOSA, Vice Chair

Above bills ordered filed with the Chief Clerk.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 33

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 856

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1110

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BREWER, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 730

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 982
Senate Bill No. 1322

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 17, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 39

With the recommendation: Be adopted.

AGUIAR, Alternate Chair

Above resolution ordered on file.

July 17, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 49
Senate Bill No. 277
Senate Bill No. 288
Senate Bill No. 424
Senate Bill No. 1066

AGUIAR, Alternate Chair

MESSAGES FROM THE SENATE

Senate Chamber, July 15, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 119
Senate Bill No. 147
Senate Bill No. 157
Senate Bill No. 287
Senate Bill No. 300
Senate Bill No. 310
Senate Bill No. 320
Senate Bill No. 401
Senate Bill No. 493
Senate Bill No. 525
Senate Bill No. 591
Senate Bill No. 725
Senate Bill No. 733
Senate Bill No. 740
Senate Bill No. 810
Senate Bill No. 832
Senate Bill No. 981
Senate Bill No. 1080
Senate Bill No. 1083

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 15, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 149
Assembly Bill No. 316
Assembly Bill No. 323
Assembly Bill No. 611
Assembly Bill No. 774
Assembly Bill No. 1110
Assembly Bill No. 1273
Assembly Bill No. 1358
Assembly Bill No. 1604
Assembly Bill No. 1839
Assembly Bill No. 1845
Assembly Bill No. 1968

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 15, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 245
Assembly Bill No. 613
Assembly Bill No. 836
Assembly Bill No. 901
Assembly Bill No. 1011
Assembly Bill No. 1166
Assembly Bill No. 1370
Assembly Bill No. 1426
Assembly Bill No. 1917

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 15, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 38

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, July 15, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 6
Assembly Concurrent Resolution No. 22
Assembly Joint Resolution No. 33

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

RECESS

By unanimous consent, at 11:25 a.m, Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of special guests.

Majority Speaker pro Tempore Setencich introduced the following members of the Select Committee on Procedure of the Western Australian Legislative Assembly: Mr. George Strickland, Deputy Speaker, Member of the Liberal Party from Scarborough, Mr. Eric Ripper, Member of the Labor Party from Belmont, Mr. Larry Graham, Member of the Labor Party from Pilbara, Mr. Maxwell Trenorden, Member of the National Party from Avon, Mr. Robert Johnson, Member of the Liberal Party from Whitford, and Mr. Peter McHugh, Clerk of the Legislative Assembly of the Western Australian Legislative Assembly.

Assembly Member Thompson then presented a resolution whereupon Mr. George Strickland addressed the assemblage.

REASSEMBLED

At 11:27 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

COMMITTEE MEETING CANCELED

Assembly Member Martinez announced that the meeting of the Committee on Utilities and Commerce scheduled for today has been canceled.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Villaraigosa was granted unanimous consent that Senate Bill No. 431 be withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations.

Assembly Member Rainey was granted unanimous consent that Senate Bill No. 226 be withdrawn from the Committee on Local Government and re-referred to the Committee on Appropriations.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed upon the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 549, on request of Assembly Member Takasugi.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Margett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Hannah, former Mayor of Arcadia.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mr. and Mrs. Mit Nakashima, of Aromas.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 100, 132, 156, 169, 428, 750, 455, 322, 1245, and **962,** ordered to third reading.

(NOTE: Later this day Senate Bill No. 455 was re-referred to the Committee on Appropriations.)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 378—An act to amend Sections 8505.5 and 8698.6 of the Business and Professions Code, relating to pests.

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.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 455.

At 11:34 a.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 598 (Setencich)—An act to amend and renumber Section 42814 of, and to add Section 42814 to, the Food and Agricultural Code, relating to agriculture.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

Aguiar	Cunneen	Kuehl	Rainey
Alpert	Davis	Kuykendall	Rogan
Baca	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrow	Weggeland
Caldera	House	Murray, Kevin	Woods
Cannella	Katz	Murray, Willard	
Conroy	Knight	Napolitano	
Cortese	Knox	Poochigian	

NOES—4

Bowen	Granlund	Hoge	Kaloogian

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 598: Assembly Member Kaloogian, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 99 (Burton)—An act to amend Sections 12020.5, 12021.5, and 12323 of the Penal Code, relating to firearms.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

Aguiar	Conroy	Knox	Rainey
Alby	Cortese	Kuehl	Rogan
Alpert	Cunneen	Kuykendall	Sher
Baldwin	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Battin	Firestone	Martinez	Takasugi
Boland	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brewer	Hannigan	Morrissey	Villaraigosa
Brown, Valerie	Harvey	Morrow	Weggeland
Brulte	Hawkins	Murray, Kevin	Mme. Speaker
Burton	House	Murray, Willard	
Bustamante	Isenberg	Napolitano	
Cannella	Katz	Poochigian	

NOES—5

Hoge	Knowles	Miller
Kaloogian	Margett	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 702 (Cunneen)—An act to add Section 1725.5 to the Insurance Code, relating to insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Alby	Cannella	Hawkins	Murray, Kevin
Alpert	Conroy	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Sher
Bates	Ducheny	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Friedman	Margett	Tucker
Brewer	Frusetta	Martinez	Vasconcellos
Brown, Valerie	Gallegos	Mazzoni	Villaraigosa
Burton	Goldsmith	McDonald	Weggeland
Bustamante	Hannigan	McPherson	Woods
Caldera	Harvey	Morrissey	

NOES—11

Boland	Granlund	Knowles	Pringle
Bowler	Hoge	Miller	Thompson
Brulte	Kaloogian	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 843 (Goldsmith)—An act to add and repeal Section 40802.5 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

Aguiar	Cunneen	Kuykendall	Setencich
Alpert	Davis	Lee	Sher
Archie-Hudson	Ducheny	Margett	Speier
Baca	Friedman	Martinez	Sweeney
Baldwin	Frusetta	Mazzoni	Takasugi
Bates	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Murray, Kevin	Villaraigosa
Burton	Harvey	Murray, Willard	Weggeland
Bustamante	Isenberg	Napolitano	Mme. Speaker
Cannella	Katz	Poochigian	
Conroy	Knox	Rainey	
Cortese	Kuehl	Rogan	

NOES—14

Alby	Brulte	Knowles	Pringle
Boland	Granlund	Miller	Thompson
Bordonaro	Hoge	Morrissey	
Bowen	Kaloogian	Morrow	

Above bill ordered enrolled.

At 11:50 a.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

CAUCUS ANNOUNCEMENTS

Assembly Member Bustamante announced that the Democratic Caucus would meet today, at 4 p.m. in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1174 (Cunneen)—An act to amend Section 338 of the Code of Civil Procedure, relating to civil actions.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

Alpert	Davis	Katz	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Bowen	Friedman	Lee	Sher
Brown, Valerie	Frusetta	Machado	Speier
Burton	Gallegos	Martinez	Sweeney
Bustamante	Hannigan	Mazzoni	Tucker
Caldera	Harvey	McDonald	Villaraigosa
Cannella	Hawkins	McPherson	Mme. Speaker
Conroy	House	Morrissey	
Cortese	Isenberg	Morrow	
Cunneen	Kaloogian	Murray, Kevin	

NOES—19

Alby	Bowler	Knight	Pringle
Baldwin	Brulte	Knowles	Setencich
Battin	Goldsmith	Margett	Thompson
Boland	Granlund	Miller	Woods
Bordonaro	Hoge	Poochigian	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1174: Assembly Members Boland and Woods, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1208 (Hawkins)—An act to amend Sections 22750, 22751, 22752, and 22753 of, to amend the heading of Chapter 24 (commencing with Section 22750) of Division 8 of, to add Section 22754 to, and to repeal Chapter 22 (commencing with Section 22520) of, the Business and Professions Code, relating to business practices.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Cannella	House	Morrow
Alby	Conroy	Isenberg	Murray, Kevin
Alpert	Cortese	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Knight	Napolitano
Baca	Davis	Knowles	Poochigian
Baldwin	Ducheny	Knox	Pringle
Bates	Figueroa	Kuehl	Rainey
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Setencich
Bordonaro	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Tucker
Brown, Valerie	Granlund	Mazzoni	Villaraigosa
Brulte	Hannigan	McDonald	Weggeland
Burton	Harvey	McPherson	Woods
Bustamante	Hawkins	Miller	Mme. Speaker
Caldera	Hoge	Morrissey	

NOES—2

Bowen	Sher

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1338 (Sweeney)—An act to amend Section 65460.4 of, and to add Section 65083.2 to, the Government Code, relating to land use planning.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Conroy	Katz	Rainey
Baca	Cortese	Knox	Sher
Baldwin	Cunneen	Kuehl	Speier
Bates	Davis	Kuykendall	Sweeney
Battin	Ducheny	Lee	Takasugi
Boland	Figueroa	Machado	Tucker
Bowen	Firestone	Martinez	Vasconcellos
Brewer	Friedman	Mazzoni	Villaraigosa
Brown, Valerie	Frusetta	McDonald	Mme. Speaker
Burton	Gallegos	McPherson	
Bustamante	Goldsmith	Murray, Kevin	
Caldera	Hannigan	Murray, Willard	

NOES—17

Aguiar	Granlund	Knight	Pringle
Alby	Harvey	Knowles	Thompson
Bordonaro	Hoge	Margett	
Bowler	House	Miller	
Brulte	Kaloogian	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1574 (Kevin Murray)—An act to add Section 60319 to the Water Code, relating to water.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kevin Murray moved a call of the Assembly.

Motion carried. Time, 11:52 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 111—SET 94 AMENDMENTS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 111—Set 94 amendments was continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's File be limited to two proponents and two opponents.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1976 (Burton)—An act to amend Section 1568.03 of the Health and Safety Code, relating to residential care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SPECIAL COMMITTEE MEETINGS

Assembly Member Martinez was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting today, at 1:30 p.m., in Room 437, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 960 for informational hearing.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1018 (Costa)—An act to add Section 3556.5 to the Family Code, relating to family law.

Bill read third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—56

Aguiar	Cortese	House	Murray, Willard
Alby	Cunneen	Isenberg	Napolitano
Alpert	Davis	Kaloogian	Poochigian
Archie-Hudson	Ducheny	Katz	Pringle
Baca	Figueroa	Knight	Rainey
Baldwin	Firestone	Knowles	Setencich
Battin	Frusetta	Knox	Takasugi
Boland	Gallegos	Kuykendall	Thompson
Bordonaro	Goldsmith	McDonald	Tucker
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Woods
Conroy	Hoge	Murray, Kevin	Mme. Speaker

NOES—8

Bates	Bustamante	Friedman	Machado
Burton	Caldera	Kuehl	Mazzoni

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1018: Assembly Member Lee, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 467 (Leonard)—An act to add Sections 2079.12, 2079.13, 2079.14, 2079.15, 2079.16, 2079.17, 2079.18, 2079.19, 2079.20, 2079.21, 2079.22, 2079.23, and 2079.24 to, and to repeal Article 2.5 (commencing with Section 2373) of Chapter 2 of Title 9, of Part 4 of Division 3 of, the Civil Code, relating to agency.

Bill read third time, and presented by Assembly Member Weggeland.

Bill passed by the following vote:

AYES—73

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mme. Speaker
Bustamante	House	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 333 (Campbell)—An act to amend Section 65009 of the Government Code, relating to land use.

Bill read third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—73

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mme. Speaker
Bustamante	House	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 231 (Hughes)—An act to repeal and add Article 8 (commencing with Section 1263.710) of Chapter 9 of Title 7 of Part 3 of the Code of Civil Procedure, relating to eminent domain.

Bill read third time, and presented by Assembly Member Kevin Murray.

Bill passed by the following vote:

AYES—55

Aguiar	Conroy	Knox	Napolitano
Alby	Cortese	Kuehl	Poochigian
Alpert	Cunneen	Kuykendall	Rainey
Archie-Hudson	Davis	Lee	Rogan
Baca	Ducheny	Machado	Sher
Bates	Figueroa	Margett	Speier
Boland	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Isenberg	Morrissey	Woods
Bustamante	Katz	Murray, Kevin	Mme. Speaker
Cannella	Knowles	Murray, Willard	

NOES—9

Battin	Harvey	Morrow
Bordonaro	Hoge	Setencich
Granlund	Kaloogian	Thompson

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 231: Assembly Members Morrow and Setencich, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 840 (Beverly)—An act to add and repeal Section 977.2 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—65

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Battin	Firestone	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hawkins	Morrissey	Mme. Speaker
Bustamante	Hoge	Morrow	
Caldera	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—4

Bates	Lee	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 558 (Campbell)—An act to add Section 3022.5 to the Family Code, relating to child abuse.

Bill read third time, and presented by Assembly Member Villaraigosa.

Bill passed by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 822 (Dills)—An act to amend Sections 628.1, 628.2, 628.4, 628.5, and 628.6 of the Penal Code, relating to school crimes, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Boland.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mme. Speaker
Bustamante	House	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mme. Speaker
Bustamante	House	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 408 (Thompson)—An act to add Section 25503.20 to, and to add and repeal Section 23817.7 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Bustamante.

Senate Bill No. 408 Passed Temporarily

By unanimous consent Senate Bill No. 408 was passed temporarily on file.

SENATE JOINT RESOLUTION NO. 2 (Russell)—Relative to air pollution.

Resolution read.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 382 (Lewis)—An act to add Section 40717.6 to the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Pringle.

Senate Bill No. 382 Passed Temporarily

By unanimous consent Senate Bill No. 382 was passed on file to retain its place on file.

CAUCUS ANNOUNCEMENTS

At 12:23 p.m., by unanimous consent, the Republican Caucus was permitted to meet in the Assembly Lounge, and the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:24 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:39 p.m., the Assembly reconvened.

Hon. Joe Baca, Minority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 574 (Peace)—An act to amend, repeal, and add Section 40802 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Baldwin.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baldwin moved a call of the Assembly.

Motion carried. Time, 1:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 221 (Hayden)—An act to amend Section 679.02 of the Penal Code, relating to crime victims' rights.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—60

Aguiar	Caldera	Harvey	Morrow
Alby	Cannella	Hawkins	Murray, Kevin
Alpert	Conroy	House	Murray, Willard
Baca	Cortese	Kaloogian	Napolitano
Baldwin	Cunneen	Knight	Poochigian
Battin	Davis	Knowles	Pringle
Boland	Ducheny	Knox	Rainey
Bordonaro	Figueroa	Kuehl	Rogan
Bowen	Firestone	Kuykendall	Setencich
Bowler	Friedman	Lee	Speier
Brewer	Frusetta	Machado	Takasugi
Brown, Valerie	Gallegos	Mazzoni	Thompson
Brulte	Goldsmith	McPherson	Villaraigosa
Burton	Granlund	Miller	Weggeland
Bustamante	Hannigan	Morrissey	Woods

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 360 (Craven)—An act to amend Section 50786.5 of the Health and Safety Code, relating to mobilehome parks, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Kaloogian.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 1:49 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 400 (Haynes)—An act to add Article 7 (commencing with Section 66080) to Chapter 2 of Part 40 of the Education Code, relating to postsecondary education.

Bill read third time, and presented by Assembly Member Bordonaro.

Point of Order

Assembly Member Burton arose to the following point of order:

That it is not in order for a Member to ask a question of the author of a bill until the author is on closing time for debate, unless unanimous consent is granted.

Ruling by Minority Speaker pro Tempore

The Minority Speaker pro Tempore ruled the point of order well-taken; that no Member may yield time to another Member, in the absence of unanimous consent.

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 Bordonaro moved a call of the Assembly.

Motion carried. Time, 1:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 656 (Alquist)—An act to add Section 2827 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Takasugi.

Bill passed by the following vote:

AYES—57

Aguiar	Caldera	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Isenberg	Poochigian
Baca	Cortese	Kaloogian	Rogan
Baldwin	Cunneen	Knight	Setencich
Bates	Davis	Knox	Sher
Battin	Ducheny	Kuehl	Speier
Boland	Figueroa	Kuykendall	Takasugi
Bordonaro	Firestone	Lee	Tucker
Bowen	Friedman	Machado	Vasconcellos
Bowler	Frusetta	Margett	Villaraigosa
Brown, Valerie	Gallegos	Mazzoni	Weggeland
Brulte	Goldsmith	McPherson	
Burton	Granlund	Miller	
Bustamante	Hannigan	Murray, Kevin	

NOES—4

Harvey	Morrissey	Rainey	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 768 (O'Connell)—An act to amend Sections 229.19, 229.281, and 229.29 of, and to add Section 229.282 to, the Streets and Highways Code, relating to highways.

Bill read third time, and presented by Assembly Member Firestone.

Bill passed by the following vote:

AYES—61

Aguiar	Caldera	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowler	Frusetta	Mazzoni	Thompson
Brewer	Gallegos	McDonald	Villaraigosa
Brown, Valerie	Goldsmith	McPherson	Weggeland
Brulte	Hannigan	Miller	
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—1

Granlund

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 768: Assembly Member Granlund, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 775 (Costa)—An act to add Section 2053.4 to, and to add and repeal Section 2053.2 of, the Penal Code, and to add Section 1120.1 to the Welfare and Institutions Code, relating to corrections.

Bill read third time, and presented by Assembly Member Willard Murray.

Bill passed by the following vote:

AYES—61

Aguiar	Cunneen	Katz	Pringle
Alby	Davis	Knight	Rainey
Baca	Ducheny	Knox	Rogan
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hawkins	Murray, Kevin	Woods
Bustamante	Hoge	Murray, Willard	
Caldera	Isenberg	Napolitano	
Cortese	Kaloogian	Poochigian	

NOES—3

House	Miller	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 182 (Ayala)—An act relating to the Foreign Prosecution Program.

Bill read third time, and presented by Assembly Member Bowler.

Motion to Amend by Assembly Member Bordonaro

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1010 (Costa)—An act to add Section 53087.5 to the Government Code, to amend Section 55002 of the Health and Safety Code, and to amend Section 10100.2 of the Streets and Highways Code, relating to seismic safety.

Bill read third time, and presented by Assembly Member Hannigan.

Bill passed by the following vote:

AYES—61

Aguiar	Conroy	House	Napolitano
Alby	Cortese	Isenberg	Rainey
Alpert	Cunneen	Kaloogian	Rogan
Baca	Davis	Knight	Setencich
Baldwin	Ducheny	Knox	Sher
Bates	Figueroa	Kuehl	Sweeney
Battin	Firestone	Kuykendall	Takasugi
Boland	Friedman	Lee	Thompson
Bordonaro	Frusetta	Machado	Tucker
Bowen	Gallegos	Margett	Vasconcellos
Bowler	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Cannella	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 289 (Wright)—An act to amend Sections 25200.2, 25250.1, and 25250.16 of the Health and Safety Code, relating to hazardous waste.

Bill read third time.

Motion to Amend

Assembly Member Figueroa moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and by unanimous consent returned to the Consent Calendar.

FURTHER CONSIDERATION OF SENATE BILL NO. 408 BY UNANIMOUS CONSENT

SENATE BILL NO. 408 (Thompson)—An act to add Section 25503.20 to, and to add and repeal Section 23817.7 of, the Business and Professions Code, relating to alcoholic beverages.

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 Bustamante moved a call of the Assembly.

Motion carried. Time, 2:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 2:19 p.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

SENATE BILL NO. 541 (Hughes)—An act to repeal and add Part 3 (commencing with Section 20000) and Part 3.4 (commencing with Section 21750) of Division 5 of Title 2 of the Government Code, relating to the Public Employees' Retirement System.

Bill read third time, and presented by Assembly Member Kaloogian.

Bill passed by the following vote:

AYES—68

Aguiar	Caldera	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Rogan
Bates	Ducheny	Kuykendall	Setencich
Battin	Figueroa	Lee	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Margett	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 382 BY UNANIMOUS CONSENT

SENATE BILL NO. 382 (Lewis)—An act to add Section 40717.6 to the Health and Safety Code, relating to air pollution.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

Aguiar	Cortese	Knowles	Rainey
Alby	Cunneen	Kuykendall	Rogan
Baca	Frusetta	Machado	Setencich
Baldwin	Gallegos	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Tucker
Bordonaro	Harvey	Morrissey	Weggeland
Bowen	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Kevin	Mme. Speaker
Brewer	House	Murray, Willard	
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

NOES—21

Alpert	Davis	Katz	Sher
Archie-Hudson	Ducheny	Kuehl	Sweeney
Bates	Firestone	Lee	Villaraigosa
Brown, Valerie	Friedman	Mazzoni	
Burton	Hannigan	McDonald	
Caldera	Isenberg	Napolitano	

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 772 BY UNANIMOUS CONSENT

Assembly Member Miller was granted unanimous consent to take up Senate Bill No. 772, out of order.

SENATE BILL NO. 772 (Hurtt)—An act to amend Section 40454 of the Health and Safety code, relating to air pollution.

Bill read third time, and presented by Assembly Member Miller.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Miller moved a call of the Assembly.

Motion carried. Time, 2:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 579 (Maddy)—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

Bill read third time, and presented by Assembly Member Brulte.

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 579.)

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Rainey:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bills Nos. 288 and 1066 for further action.

By Assembly Member Knowles:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Insurance and Appropriations to meet, consider, and report Senate Bills Nos. 49 and 424 for further action.

By Senator Polanco:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Higher Education and Appropriations to meet, consider, and report Senate Bill No. 277 for further action.

Resolutions read, and adopted by the following vote:

AYES—69

Aguiar	Cannella	Katz	Poochigian
Alby	Conroy	Knight	Pringle
Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuehl	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Ducheny	Lee	Sher
Bates	Firestone	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McDonald	Tucker
Bowler	Hannigan	McPherson	Villaraigosa
Brewer	Harvey	Miller	Weggeland
Brown, Valerie	Hawkins	Morrissey	Woods
Brulte	Hoge	Morrow	Mme. Speaker
Burton	House	Murray, Kevin	
Bustamante	Isenberg	Murray, Willard	
Caldera	Kaloogian	Napolitano	

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Knowles was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 49 and 424 for hearing in the Committee on Insurance on Tuesday, July 18, 1995, at 9 a.m., in Room 4202.

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE BILL NO. 579

Assembly Member Brulte was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 579, and that the bill be passed on file, to retain its place on file.

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. 478, on request of Assembly Member Speier.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY CONCURRENT RESOLUTION NO. 39 (Kaloogian)—Relative to Workplace Fitness Month.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 705 (Brulte)—An act to amend Section 4497.34 of the Penal Code, relating to juvenile facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 1148 (Watson)—An act to amend Sections 4652, 4701, and 4702 of the Probate Code, relating to durable powers of attorney for health care.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 572 (Kelley)—An act to amend Section 13263 of the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 844 (Rogers)—An act to amend Section 11550 of the Government Code, and to amend Sections 62, 74, 79, and 86 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

~~**SENATE BILL NO. 1243 (Kelley)—An act to amend Sections 2705 and 2706 of the Public Utilities Code, relating to water.**~~

~~**Bill read third time, passed, and ordered transmitted to the Senate.**~~

~~*(For the vote on the above bill, see this day's Consent Calendar roll call.)*~~

(NOTE: On July 24, 1995, the action was rescinded whereby Senate Bill No. 1243 was passed, and whereby the bill was ordered transmitted to the Senate. See page 2951.)

SENATE BILL NO. 240 (Ayala)—An act to amend Section 3068.1 of, and to repeal and add Section 3074 of, the Civil Code, and to amend Sections 14607.6, 22658, 22851, and 25253 of, and to repeal and add Section 22851.12 of, the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 781 (Lewis)—An act to amend Section 1241 of, and to add Section 1241.1 to, the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 907 (Polanco)—An act to add Sections 12342 and 12389.5 to the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 4 (Russell)—An act to amend Section 76063 of the Education Code, relating to community colleges.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 179 (Kelley)—An act relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 352 (Wright)—An act to add Section 25201.1 to the Health and Safety Code, and to add Article 3 (commencing with Section 41515) to Chapter 3.5 of Part 2 of Division 30 of the Public Resources Code, relating to hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 406 (Haynes)—An act to add and repeal Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 477 (Maddy)—An act to amend Sections 8543.2, 8544, 8544.2, 8544.5, 8544.6, 8545.2, 8545.4, 8546, 8546.1, 8546.3, and 8546.5 of the Government Code, relating to governmental review, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 648 (Killea)—An act to add Section 12173 to, and to repeal Section 12216 of, the Government Code, relating to the California Archives Foundation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 685 (Watson)—An act to amend Section 729 of the Business and Professions Code, relating to healing arts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 779 (Lewis)—An act to amend Section 2350 of the Business and Professions Code, relating to medicine.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1025 (Peace)—An act to add Article 3.5 (commencing with Section 789) to Chapter 4 of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1068 (Kopp)—An act to amend Section 14502 of the Government Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

~~SENATE BILL NO. 1121 (Watson)—An act to amend Sections 8205, 8206, 8213, 8213.5, and 8214.1 of, and to add Section 8213.6 to, the Government Code, relating to notary public.~~

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~*(For the vote on the above bill, see this day's Consent Calendar roll call.)*~~

(NOTE: On September 11, 1995, the action was rescinded whereby Senate Bill No. 1121 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3693.)

SENATE BILL NO. 1174 (Killea)—An act to amend Sections 12153, 12157, 12200, 12205, 12301, 12305, and 12320 of the Public Contract Code, relating to public contracts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 784 (Calderon)—An act to amend Section 2941.7 of the Civil Code, relating to deeds of trust.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 181 (Ayala)—An act to amend Sections 56026.5 and 56350 of the Education Code, relating to special education.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 364 (Wright)—An act to amend Sections 25218.4 and 25218.5 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—71

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—None

MOTION TO RESCIND ACTION

Assembly Member Sher moved that the action be rescinded whereby on July 14, 1995 (Assembly Journal, page 2715), the Report of the Committee on Natural Resources relative to Senate Bill No. 901 was received and read in the Assembly and whereby on July 15, 1995 the bill was read a second time, amendments to the bill read and adopted and the bill ordered reprinted and re-referred to the Committee on Local Government.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Sher moved a call of the Assembly.

Motion carried. Time, 2:42 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

JOINT RULE 62(a) WAIVED

Assembly Member Archie-Hudson was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 277 for hearing in the Committee on Higher Education on July 18, 1995.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Rainey announced his intention to request that Senate Bill No. 1247 be removed from the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1574

At 2:42 p.m., on motion of Assembly Member Kevin Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Villaraigosa moved to continue the call of the Assembly.

Motion carried. Time, 2:42 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. 574

At 2:43 p.m., on motion of Assembly Member Baldwin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 574 passed by the following vote:

AYES—48

Aguiar	Cannella	Hawkins	Rainey
Alby	Cortese	Kaloogian	Richter
Alpert	Cunneen	Katz	Rogan
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Baldwin	Figueroa	Lee	Speier
Bates	Firestone	Margett	Sweeney
Battin	Frusetta	Mazzoni	Takasugi
Boland	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Napolitano	Weggeland
Bustamante	Harvey	Poochigian	Woods

NOES—12

Bordonaro	Brulte	Hoge	Miller
Bowen	Conroy	Knowles	Morrissey
Brewer	Granlund	Kuykendall	Pringle

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 360

At 2:43 p.m., on motion of Assembly Member Kaloogian, 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. 360 adopted by the following vote:

AYES—65

Aguiar	Cortese	Knowles	Poochigian
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Archie-Hudson	Ducheny	Kuykendall	Setencich
Baca	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	House	Morrissey	Weggeland
Bustamante	Isenberg	Morrow	Woods
Caldera	Kaloogian	Murray, Kevin	
Cannella	Katz	Murray, Willard	
Conroy	Knight	Napolitano	

NOES—4

Bowen	Granlund	Hawkins	Hoge

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Aguiar	Cortese	Knowles	Poochigian
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Archie-Hudson	Ducheny	Kuykendall	Setencich
Baca	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	House	Morrissey	Weggeland
Bustamante	Isenberg	Morrow	Woods
Caldera	Kaloogian	Murray, Kevin	
Cannella	Katz	Murray, Willard	
Conroy	Knight	Napolitano	

NOES—4

Bowen	Granlund	Hawkins	Hoge

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 360, and on passage of the bill: Assembly Member Granlund, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 400

At 2:44 p.m., on motion of Assembly Member Bordonaro, 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 Thompson moved to continue the call of the Assembly.

Motion carried. Time, 2:44 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. 408

At 2:44 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 408 passed by the following vote:

AYES—42

Aguiar	Cannella	Knight	Pringle
Alby	Conroy	Knowles	Rainey
Baca	Cunneen	Kuykendall	Richter
Battin	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	Miller	Weggeland
Brewer	Hannigan	Morrissey	Woods
Brown, Valerie	Harvey	Morrow	Mme. Speaker
Brulte	Hoge	Murray, Willard	
Bustamante	Kaloogian	Poochigian	

NOES—23

Alpert	Figueroa	Knox	Sher
Archie-Hudson	Friedman	Kuehl	Sweeney
Bates	Gallegos	Lee	Thompson
Caldera	House	McDonald	Tucker
Davis	Isenberg	Murray, Kevin	Villaraigosa
Ducheny	Katz	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 772

At 2:44 p.m., on motion of Assembly Member Miller, 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 Miller moved to continue the call of the Assembly.

Motion carried. Time, 2:45 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 SHER MOTION TO RESCIND ACTION ON SENATE BILL NO. 901

At 2:46 p.m., on motion of Assembly Member Sher, 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 Sher moved to continue the call of the Assembly.

Motion carried. Time, 2:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Isenberg was granted unanimous consent that Senate Bill No. 882 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Appropriations.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1574

At 2:47 p.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 1574 by the following vote:

AYES—37

Alpert	Davis	Kuehl	Sher
Archie-Hudson	Ducheny	Lee	Speier
Baca	Figueroa	Machado	Sweeney
Bates	Friedman	Martinez	Takasugi
Brown, Valerie	Gallegos	Mazzoni	Tucker
Burton	Granlund	McDonald	Vasconcellos
Bustamante	Hannigan	Murray, Kevin	Villaraigosa
Caldera	Isenberg	Murray, Willard	
Cannella	Katz	Napolitano	
Cortese	Knox	Rainey	

NOES—31

Aguiar	Conroy	Knight	Poochigian
Alby	Firestone	Knowles	Pringle
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Harvey	Margett	Setencich
Bordonaro	Hawkins	McPherson	Thompson
Bowler	Hoge	Miller	Weggeland
Brewer	House	Morrissey	Woods
Brulte	Kaloogian	Morrow	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1574: Assembly Member Takasugi, from "No" to "Aye".

Motion to Reconsider Assembly Bill No. 1574 on Next Legislative Day

Assembly Member Kevin Murray moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 1574.

Assembly Bill No. 1574 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 400

At 2:48 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 400 passed by the following vote:

AYES—42

Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Speier
Boland	Goldsmith	McPherson	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowen	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Poochigian	Mme. Speaker
Brulte	House	Pringle	
Conroy	Kaloogian	Rainey	

NOES—23

Archie-Hudson	Figueroa	Kuehl	Murray, Willard
Baca	Friedman	Lee	Napolitano
Bates	Gallegos	Martinez	Sher
Brown, Valerie	Hannigan	Mazzoni	Sweeney
Caldera	Isenberg	McDonald	Villaraigosa
Cannella	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 772

At 2:48 p.m., on motion of Assembly Member Miller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 772 refused passage by the following vote:

AYES—40

Aguiar	Conroy	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baca	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Poochigian	Mme. Speaker

NOES—24

Alpert	Friedman	Kuehl	Napolitano
Archie-Hudson	Gallegos	Lee	Sher
Bates	Hannigan	Mazzoni	Speier
Brown, Valerie	Isenberg	McDonald	Sweeney
Caldera	Katz	Murray, Kevin	Tucker
Ducheny	Knox	Murray, Willard	Villaraigosa

Motion to Reconsider Senate Bill No. 772 on Next Legislative Day

Assembly Member Miller moved to reconsider on the next legislative day the vote whereby Senate Bill No. 772 was this day refused passage.

Senate Bill No. 772 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SHER MOTION TO RESCIND ACTION ON SENATE BILL NO. 901

At 2:48 p.m., on motion of Assembly Member Sher, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Sher motion to rescind action as it relates to Senate Bill No. 901 lost by the following vote:

AYES—40

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Poochigian
Baca	Ducheny	Kuehl	Setencich
Bates	Figueroa	Lee	Sher
Bowen	Friedman	Machado	Speier
Brown, Valerie	Frusetta	Martinez	Sweeney
Burton	Gallegos	Mazzoni	Tucker
Bustamante	Hannigan	McDonald	Vasconcellos
Caldera	Harvey	Murray, Kevin	Villaraigosa
Cannella	Isenberg	Murray, Willard	Mme. Speaker

NOES—34

Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Hawkins	Miller	Weggeland
Bowler	Hoge	Morrissey	Woods
Brewer	House	Morrow	
Brulte	Kaloogian	Pringle	

Motion to Reconsider Sher Motion to Rescind on Next Legislative Day

Assembly Member Burton moved to reconsider on the next legislative day the vote whereby the Sher motion to rescind action as it relates to Senate Bill No. 901 lost.

Sher motion ordered to the unfinished business file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 598, Concurrence: Ducheny, Frusetta, Katz, Lee, Morrow, Speier, and Weggeland—Aye; Bowen, Granlund, and Hoge—No.

Assembly Bill No. 99, Concurrence: Alby, Bates, Boland, Bowen, Hawkins, Speier, and Weggeland—Aye; Hoge and Kaloogian—No.

Assembly Bill No. 702, Concurrence: Alby, Battin, Bowen, Burton, Harvey, Kuykendall, Speier, and Weggeland—Aye; Boland, Granlund, Hoge, and Pringle—No.

Assembly Bill No. 843, Concurrence: Conroy, Rogan, Speier, Villaraigosa, and Weggeland—Aye; Alby, Boland, Bowen, Granlund, Hoge, Kaloogian, and Pringle—No.

Assembly Bill No. 1174, Concurrence: Archie-Hudson, Bowen, Harvey, Lee, McDonald, and Speier—Aye; Alby, Battin, Hoge, and Pringle—No.

Assembly Bill No. 1208, Concurrence: Alby, Valerie Brown, Frusetta, Hoge, Knox, Pringle, Speier, and Weggeland—Aye; Bowen—No.

Assembly Bill No. 1338, Concurrence: Battin, Bowen, Frusetta, Goldsmith, Katz, and Speier—Aye; Alby, Hoge, and Pringle—No.

Assembly Bill No. 1976 and Urgency: Alby, Bowen, Goldsmith, Hawkins, Hoge, Katz, Pringle, Speier, and Weggeland—Aye.

Senate Bill No. 1018: Aguiar, Alby, Ducheny, Goldsmith, Hawkins, Hoge, Katz, and Morrow—Aye; Burton—No.

Senate Bill No. 467: Alby, Bowen, Hoge, Lee, Speier, and Takasugi—Aye.

Senate Bill No. 333: Alby, Bowen, Burton, Goldsmith, Hoge, Katz, Lee, Speier, and Weggeland—Aye.

Senate Bill No. 231: Alby, Bowen, Ducheny, Katz, Speier, and Villaraigosa—Aye; Hoge—No.

Senate Bill No. 840: Alby, Bowen, Burton, Granlund, Hoge, and Speier—Aye; Lee—No.

Senate Bill No. 558: Alby, Bowen, Hoge, Katz, and Speier—Aye.

Senate Bill No. 822 and Urgency: Alby, Bowen, Hoge, Katz, and Speier—Aye.

Senate Bill No. 221: Bowen, Valerie Brown, Ducheny, Gallegos, Goldsmith, Knowles, Knox, Pringle, Speier, Thompson, and Villaraigosa—Aye.

Senate Bill No. 656: Bowen, Goldsmith, Granlund, Poochigian, and Speier—Aye; Thompson—No.

Senate Bill No. 768: Ducheny, Goldsmith, Katz, Knowles, Poochigian, Speier, Sweeney, Thompson, and Villaraigosa—Aye.

Senate Bill No. 775: Bordonaro, Bowen, Burton, Davis, Goldsmith, Poochigian, Speier, and Sweeney—Aye; Thompson—No.

Senate Bill No. 1010: Boland, Bowen, Valerie Brown, Goldsmith, Knox, and Sweeney—Aye.

Senate Bill No. 541: Bowen, Burton, Knox, Lee, Machado, and Poochigian—Aye.

Senate Bill No. 382: Bowen, Knowles, and Machado—Aye; Burton—No.

Resolutions to Suspend the Rules: Bowen—Aye.

Consent Calendar: Bowen—Aye.

Senate Bill No. 574: Bowen—No.

Senate Bill No. 360 and Urgency: Bowen—No.

Senate Bill No. 408: Bowen—Aye; Ducheny—No.

Senate Bill No. 400: Bowen—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:50 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 457

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 944
Senate Bill No. 958
Senate Bill No. 1170

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 924

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1286

With amendments with the recommendation: Amend, and do pass, as amended.

SPEIER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 910
Senate Bill No. 1088

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SPEIER, Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 756

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.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 125

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 429

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 647
Senate Bill No. 1308

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 36
Senate Bill No. 342
Senate Bill No. 763

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bills ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Vasconcellos, of the 22nd Assembly District, introduced Ryozo Kato, former Consul General of Japan.

Assembly Member Mazzoni, of the 6th Assembly District, introduced the following dignitaries from Pakistan:

His Royal Highness Nawab of Junagadh, Mohammed Jehangir Khanji, Umra Mohammed, Tahira Mohammed, Mr. Arshad Umrani, and Mohammed Tariq Alikhan.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Tuesday, July 18, 1995 out of respect to the memory of Mr. and Mrs. Mit Nakashima, on motion of Assembly Member Frusetta; and out of respect to the memory of David Hannah, on motion of Assembly Member Margett.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 17, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

28
182
289
378
660
718

Senate Constitutional Amendment

4

Senate Joint Resolution

2

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 18, 1995

ONE HUNDRED THIRTEENTH SESSION DAY

TWO HUNDRED TWENTY-SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 18, 1995

The Assembly met at 8 a.m., without objection.
Hon. Dede Alpert, Assembly Member, 78th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Aguiar	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brown, Willie	Hannigan	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker
Campbell	Kaloogian	Napolitano	

Quorum present.

At 11:43 a.m., Hon. Jim Cunneen, 24th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alby and Hauser.

On personal business, and waiving per diem: Assembly Member Escutia.

The following Assembly Member was excused for the day, and his per diem was waived: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 18, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol
Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from check-in session today, July 18, 1995, as I will be in my district on legislative business.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

(NOTE: For further explanation of absence of Assembly Member Alby, see Assembly Journal, page 2839.)

July 18, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Insurance Committee to fill an existing vacancy for the hearing on Tuesday, July 18, 1995 only. I have also appointed Assemblymember Tom Woods to the Assembly Higher Education Committee to fill an existing vacancy for the hearing on Tuesday, July 18, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Budget Committee to fill an existing vacancy for the hearing on Wednesday, July 19, 1995 only. I have also appointed Assemblymember Trice Harvey to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Wednesday, July 19, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

Monthly Management Information Report, June 1995 (Pursuant to the Government Code Section 8880.42)

Above transmitted report, together with letter of transmittal from Patricia Eberhart, Chief, Fiscal Services Branch, California Lottery, Sacramento, dated July 12, 1995, referred by the Speaker to the Committee on Governmental Organization.

Report to the Legislature Pursuant to Chapter 1672, Statutes of 1990

Above transmitted report, together with letter of transmittal from Pamela Ramsey, Executive Officer, Board of Barbering and Cosmetology, Department of Consumer Affairs, Sacramento, dated June 30, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 18, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 39

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, July 18, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 236
Assembly Bill No. 356
Assembly Bill No. 381
Assembly Bill No. 402
Assembly Bill No. 533
Assembly Bill No. 805
Assembly Bill No. 806
Assembly Bill No. 889
Assembly Bill No. 1382

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., July 18, 1995.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 23—Cortese. Relative to Family Wellness Programs.

AUTHOR'S AMENDMENTS
Committee on Budget

July 18, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 1334

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VASCONCELLOS, Chairman

SENATE BILL NO. 1334—An act relating to health and human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 18, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 38

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 38—An act to amend Sections 17053.49 and 24649 of, and to add Sections 17078.5, 17254, 17271.5, 17570, 24443.5, 24710, and 24905.5 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

July 18, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 564

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 564—An act to add Section 16481.2 to, and to repeal and add Section 53646 of, the Government Code, relating to government agency investments.

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 Insurance

July 18, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 582

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

ASSEMBLY BILL NO. 582—An act to amend Sections 1855.4 and 1855.5 of the Insurance Code, relating to insurance.

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 Utilities and Commerce

July 18, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 207

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 207—An act to add Section 2885.8 to the Public Utilities Code, relating to telephones.

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 Insurance

July 18, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1138

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 1138—An act to amend Section 1871.4 of, and to add Section 1879.9 to, the Insurance Code, relating to insurance.

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 Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 990

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 689

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 609

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 445

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 472

With amendments with the recommendation: Amend, and do pass, as amended.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 948

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 1020

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 113

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 765

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 37

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 437

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Transportation.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 709

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1026

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1089

With amendments with the recommendation: Amend, and do pass, as amended.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1098

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 456

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 957

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 295
Senate Bill No. 356
Senate Bill No. 969
Senate Bill No. 973

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BREWER, Chairwoman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 129

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 614
Senate Bill No. 1305

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 537

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1123

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1890

With the recommendation: Do pass, 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.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1048

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 45

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 430

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 513

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1262

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BREWER, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 18, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 49

With amendments with the recommendation: Amend, and re-refer to the Committee on Insurance.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 936
Senate Bill No. 1325

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HAUSER, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 874

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1284

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

ISENBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 162

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ISENBERG, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, and Assembly Bill No. 1574; and Senate Bills Nos. 772 and 901 were continued until the next legislative day.

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. 1247, on request of Assembly Member Rainey.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 125—An act to amend Section 6512 of the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 378, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 33—An act to amend Sections 813, 826, 1523, 1524, 1525, 1528, and 1529 of, and to add Section 817 to, the Penal Code, relating to arrest.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 856—An act to add Sections 3060.7 and 14202.2 to the Penal Code, relating to parole.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1110—An act to add Section 11274 to the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 730—An act to amend Section 39 of the Civil Code, and to amend Sections 1801, 3201, 3204, and 3208 of, and to add Sections 810, 811, 812, 813, 814, and 1881 to, the Probate Code, relating to capacity.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 982—An act to add Section 755 to the Evidence Code, relating to evidence.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1322—An act to amend Sections 1216, 1353, 1420, 1756, 1758, 1759, 1760, 1762, 1763, 1764, 1765, 1766, 2766, 3731, 3740, 5251, and 5257 of, to add Section 1756.2 to, and to repeal and add Sections 1757 and 1761 of, the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 457—An act to amend Sections 14031.8, 14031.9, and 14035 of the Government Code, relating to transportation, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 944—An act to add Sections 2550.5, 2550.6, and 2550.7 to the Education Code, relating to pupils.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 958—An act to amend Section 49559 of the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1170—An act to add Chapter 6.7 (commencing with Section 8920) to Part 6 of the Education Code, relating to teenage pregnancy.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 924—An act to add Section 340.15 to the Code of Civil Procedure, relating to the commencement of actions.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1286—An act to add Sections 3319 and 3320 to the Civil Code, relating to works of improvement.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 910—An act to amend Sections 10290.1, 10343, 10345, 10376, 10378, 12101.5, and 12102 of, and to add Sections 10300 and 12102.5 to, and to repeal and add Section 10306 of, the Public Contract Code, relating to state contracts.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1088—An act to amend Sections 10285, 10285.2, 10285.3, and 10285.4 of, and to add Section 10285.1 to, the Public Contract Code, relating to state contracts.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1—An act to repeal and add Chapter 7 (commencing with Section 11700) of, and to add Chapter 8 (commencing with Section 11781) to, Part 1 of Division 3 of Title 2 of the Government Code, to amend Section 11112.3 of the Penal Code, to repeal Chapter 3 (commencing with Section 12100) of, and Chapter 3.5 (commencing with Section 12120) of, Part 2 of Division 2 of the Public Contract Code, and to amend Sections 4902 and 4903 of the Unemployment Insurance Code, relating to information technology.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 756—An act to amend Sections 56133, 56382, 56384, and 57004 of the Government Code, relating to local agency formation commissions.

Bill read second time; amendments proposed by the Committee on Local Government 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. 429—An act to amend Sections 20111, 20113, 20114, 20116, 20651, 20654, 20655, and 20657 of, and to repeal Section 20651.5 of, the Public Contract Code, relating to local agency contracts.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 647—An act to amend Section 66016 of the Government Code, relating to local agency fees.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1308—An act to repeal and add Section 3205 of the Government Code, relating to solicitation of contributions.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 36—An act to amend Section 9250.14 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 342—An act to amend Section 11010 of, and to add Article 20 (commencing with Section 53999) to Chapter 4 of Part 1 of Division 2 of Title 5 of, the Government Code, relating to fees.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 763—An act to amend Sections 17700, 17706, 17716, 17717, 17717.5, 17720, 17730.3, 17740, 17740.1, 17741.8, and 17742 of, to add Sections 17705.2, 17705.3, and 17727 to, to repeal and add Section 17740.3 of, to repeal Sections 17717.6, 17717.7, 17740.2, 17740.3, 17740.7, 17741.5, and 17741.6 of, the Education Code, and to amend Section 65995 of the Government Code, relating to school facilities funding.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, July 17, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 182
Assembly Bill No. 697

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 17, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 146

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 17, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 141
Senate Bill No. 1178

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 146—An act to add Chapter 12.48 (commencing with Section 8879) to Division 1 of Title 2 of, and to repeal Section 8879.4 of, the Government Code, and to amend Sections 180.1, 180.2, 180.3, 180.7, 180.8, and 180.9 of the Streets and Highways Code, relating to seismic retrofit by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 141—An act to amend Section 699.720 of the Code of Civil Procedure, to amend Sections 1113, 15503, 15616, 15642, 17001, 17051, 17052, 17054, 17061, 17100, 17101, 17103, 17154, 17158, 17201, 17250, 17251, 17254, 17301, 17303, 17350, 17352, 17450, 17701, 25102, and 25103 of the Corporations Code, relating to limited liability companies, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1178—An act to amend Sections 14518.5, 14537, 14538, 14539, 14549, 14549.6, 14550, 14560, 14571.8, 14572, 14573, 14573.5, 14575, 14580, 14581, and 14585 of, to add Sections 14514, 14515.5, 14518.4, and 14580.5 to, and to repeal Sections 14575.1 and 14581.5 of the Public Resources Code, relating to beverage containers, making an appropriation there, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 19, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 18, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

125
582

Senate Bills

1
33
36
38
207
342
429
457
564
647
730
756
763
856
910
924
944
958
982
1088
1110
1138
1170
1286
1308
1322
1334

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 19, 1995

ONE HUNDRED FOURTEENTH SESSION DAY

TWO HUNDRED TWENTY-SEVENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 19, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—71:

Aguiar	Campbell	Katz	Olberg
Alby	Cannella	Knight	Poochigian
Archie-Hudson	Conroy	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Burton	House	Murray, Kevin	Woods
Bustamante	Isenberg	Murray, Willard	Mme. Speaker
Caldera	Kaloogian	Napolitano	

Quorum present.

At 1 p.m., Hon. Steven T. Kuykendall, 54th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alpert, Cortese, Hauser, Hoge, and Miller.

On legislative business, and per diem was waived: Assembly Member Firestone.

On personal business, and waiving per diem: Assembly Members Escutia and Speier.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 18, 1995

The Honorable Doris Allen
Speaker of the Assembly
California State Legislature
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in Wednesday, July 19, 1995. I have legislative business scheduled in my district.

Your consideration in this matter is greatly appreciated.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

July 19, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: Please excuse me from Session today, Wednesday, July 19, 1995, due to legislative business in my district.

I would respectfully appreciate your consideration of this request.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

July 19, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Ms. Allen: Please be advised that on July 19, 1995, I will be away from the state Capitol on legislative business. I waive my per diem for this day.

Sincerely,

BROOKS FIRESTONE, Assembly Member
Thirty-fifth District

July 19, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

July 18, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Wednesday, July 19, 1995.

Thank you for your consideration on this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

July 18, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on Wednesday, July 19, 1995. I will be in my district due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 19, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 125
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 19, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 582
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 19, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 663.

MARGUERITE ARCHIE-HUDSON

Assembly Chamber, July 19, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 361, 684, 761, and 835.

BRETT GRANLUND

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Local Government

July 19, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1066

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 1066—An act to amend Sections 66000, 66001, and 66006 of, and to add Sections 65995.3 and 66008 to, the Government Code, and to repeal Section 9 of Chapter 1354 of the Statutes of 1992, relating to development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 19, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 309

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 309—An act to amend Sections 5209 and 5216.4 of the Business and Professions Code, relating to advertising.

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 Rules

July 19, 1995

Mme. Speaker: The Chair of your Committee on Rules reports:

Assembly Joint Resolution No. 37

With author's amendments with the recommendation: Amend, and re-refer to the committee.

AGUIAR, Alternate Chair

ASSEMBLY JOINT RESOLUTION NO. 37—Relative to human rights violations and political oppression in Vietnam.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: July 15, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 575

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 702
Senate Bill No. 1029

With amendments with the recommendation: Amend, and do pass, as amended.

ISENBERG, Chairman

Above bills ordered to second reading.

Committee on Revenue and Taxation

July 13, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 216

McDONALD, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Budget

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Budget reports:

Assembly Bill No. 819
Assembly Bill No. 907

With the recommendation: Do pass.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Budget reports:

Senate Bill No. 17

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 125, ordered to third reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1123—An act to add Section 453.2 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1890—An act to add Section 702.1 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second reading file, 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 bills were this day on the second reading file:

Senate Bills Nos. 730, 924, 1286, 647, and **1308,** ordered to third reading;

(NOTE: Later this day Senate Bill No. 1308 was re-referred to the Committee on Appropriations.)

Senate Bill No. 756, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 990—An act to add Section 14087.41 to the Welfare and Institutions Code, relating to managed care services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 689—An act to amend Sections 1356, 1369, and 1380 of, and to add Sections 1368.01, 1368.02, 1368.03, and 1368.04 to, the Health and Safety Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 609—An act to amend Sections 125.9, 803.2, 803.5, 804, 2225.5, 2227, 2236.1, 2262, 2305, 2317, 2335, and 2416 of, to amend and renumber Section 2430 of, to amend and repeal Sections 803 and 2337 of, and to add Sections 802.1, 804.5, 2336, and 2964.6 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 445—An act to add Article 11 (commencing with Section 1399.70) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 472—An act to amend Section 412 of the Health and Safety Code, and to amend Section 4364 of the Welfare and Institutions Code, relating to health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 948—An act to add Section 14170.3 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1020—An act to amend Section 1374.7 of, and to add Sections 1374.75 and 1374.9 to, the Health and Safety Code, and to amend Sections 10123.3, 10140, 10147, and 11512.95 of, and to add Sections 10123.31, 10123.35, 10140.5, 11512.96, and 11512.965 to, the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 113—An act to amend Sections 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1209.1, 1210, 1211, 1212, 1220, 1222, 1222.5, 1223, 1224, 1227, 1241, 1245, 1246.5, 1261, 1261.5, 1262, 1263, 1265, 1269, 1300, 1301, 1320, 1321, 1322, 1323, 1324, 1325, and 1327 of, to add Sections 1202.5, 1206.5, 1224.5, and 1288.5 to, to add Article 6.5 (commencing with Section 1310) to Chapter 3 of Division 2 of, and to repeal Sections 1229, and 1241.1 of, the Business and Professions Code, relating to clinical laboratories.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 765—An act to amend Sections 46146, 46201, 46202, and 48802 of the Education Code, relating to school finance.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 37—An act to amend Section 43013 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 437—An act to add Section 40929 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Transportation.

SENATE BILL NO. 709—An act to add Section 43013.2 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1026—An act to add an article heading immediately preceding Section 42700 of, and to add Article 2 (commencing with Section 42705) to, Chapter 14 of Part 3 of Division 30 of, the Public Resources Code, relating to solid waste.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1089—An act to amend Section 40728.5 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1098—An act to add Section 40714.5 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 456—An act to amend Section 40406 of, and to add Sections 40440.10, 40440.11, and 40920.6 to, the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 957—An act to amend Section 1349.2 of the Health and Safety Code, and to amend Section 740 of the Insurance Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 295—An act to add Section 1522.01 to the Health and Safety Code, and to amend Section 290.4 of the Penal Code, relating to community care facilities.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 356—An act to amend Section 11280 of, to amend, repeal, and add Section 11501 of, to add Sections 11451.8, 11451.9, and 11502.1 to, and to repeal Sections 11451.6 and 11451.7 of, the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 969—An act to amend Sections 18358, 18358.05, 18358.10, 18358.23, and 18358.30 of, to add Section 18358.20 to, and to repeal Sections 18358.40, 18358.45, and 18358.50 of, the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 973—An act to add Sections 11155.3 and 11155.6 to, and to add and repeal Section 11155.4 of, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 129—An act to add Chapter 11 (commencing with Section 35280) to Part 4 of Division 13 of the Water Code, relating to water districts.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 614—An act to amend Section 18342 of the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462, 2244.5, and 4730.9 to, and to repeal Section 4704 of, the Health and Safety Code, to add Section 1023.5 to the Military and Veterans Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1305—An act to add Sections 21100.1 and 75502.5 to, and to add Chapter 9.3 (commencing with Section 35252) to Part 4 of Division 13 of, the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 537—An act to add Section 27388 to the Government Code, relating to recordation fees.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1048—An act to add Section 708.3 to the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 45—An act to add Section 3424 to the Civil Code, and to amend Sections 425.11, 425.12, 527, 580, 585, 586, and 877.6 of, to add Sections 425.115 and 430.90 to, and to repeal and add Section 533 of, the Code of Civil Procedure, relating to civil procedure.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 430—An act to add Section 51513 to, and to add Chapter 6 (commencing with Section 60800) to, and to add and repeal Chapter 5 (commencing with Section 60600) to, Part 33 of the Education Code, and to amend Section 11126 of the Government Code, relating to pupil testing, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 513—An act to amend Section 17900 of the Business and Professions Code, to amend Sections 15002, 15006, 15015, 15018, 15034, 15036, and 15040 of, and to add Article 8 (commencing with Section 15047) to Chapter 1 of Title 2 of, the Corporations Code, and to amend Sections 19, 28.5, 17220, 18535, 19132, and 23036 of, and to add Chapter 1.7 (commencing with Section 23097) to Part 11 of Division 2 of the Revenue and Taxation Code, relating to limited liability partnerships, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1262—An act to amend Section 11402 of, and to add Section 362.7 to, the Welfare and Institutions Code, relating to youths.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 49—An act to add Section 3333.5 to the Civil Code, to add Sections 997.5 and 1141.115 to, to add Chapter 5.6 (commencing with Section 117.110) to Title 1 of Part 1 of, and to add Chapter 2.5 (commencing with Section 997) to Title 14 of Part 2 of, the Code of Civil Procedure, to amend Section 68616 of, and to add and repeal Section 68616.1 of, the Government Code, to amend Sections 11580.1 and 11580.2 of, to add Sections 1871.9, 11580.02, 11580.03, 11580.04, 11580.7, and 11580.71 to, and to add Article 6.59 (commencing with Section 790.60) to Chapter 1 of Part 2 of Division 1 to, the Insurance Code, to amend Section 550 of the Penal Code, and to amend Sections 12810, 16056, 16377, 16430, 16451, 17151, 17709, 20002, and 20003 of, and to add Sections 4750.3, 9250.5, and 16006 to, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Insurance.

SENATE BILL NO. 936—An act to amend Sections 65582, 65583.1, and 65584.5 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1325—An act to amend Section 12927 of the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 874—An act to amend Sections 69102, 69104, 69580, 69581, 69582, 69584.5, 69586, 69591, 69592, 69593, 69594, 69595, 69596, 69598, 69599, 69601, 69602, 69603, 69604, 69606, 69609, 72602, 73075, 73431, 73731, and 74641 of the Government Code, relating to courts.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1284—An act to amend Sections 69899.5, 69911, 70046.2, 73084.2, 73084.3, 73084.4, 73084.5, 73089, 73096, 73348, 73351, 73353, 73358, 73398, 73399, 73433, 73433.1, 73433.4, 73434, 73435, 73436, 73436.1, 73436.2, 73440, 73487, 73489, 73490, 73522, 73523, 73524, 73525, 73529, 73601, 73602, 73644, 73682, 73683, 73684, 73691, 73692, 73695, 73699.1, 73705, 73710, 73713, 73714, 73736, 73822, 73823, 73954, 74001.5, 74002, 74004, 74010, 74011, 74012, 74013, 74014, 74141, 74143, 74207, 74208, 74344, 74604, 74607, 74610, 74641, 74642, 74643, 74644.1, 74644.5, 74647, 74663, 74665, 74745, 74783, 74803, 74805, 74807, 74808, 74809, 74921.10, 74925.2, 74954, 74954.5, 74955, 74956, 74984, 74985, 74986, and 74987 of, to add Sections 73436.05, 74640.1, 74640.2, 74641.2, 74641.3, and 74811 to, to repeal and add Section 74640 of, and to repeal Sections 73485, 73491, 73492, 73708, 73715, 73716.2, and 74809.5 of, the Government Code, relating to courts.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 162—An act to add Section 68083 to the Government Code, relating to courts.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 1308.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 19, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 6
Assembly Concurrent Resolution No. 22
Assembly Joint Resolution No. 33

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of July, 1995, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 19, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 245
Assembly Bill No. 613
Assembly Bill No. 702
Assembly Bill No. 836
Assembly Bill No. 901
Assembly Bill No. 1011
Assembly Bill No. 1166
Assembly Bill No. 1174
Assembly Bill No. 1338
Assembly Bill No. 1370
Assembly Bill No. 1426
Assembly Bill No. 1917

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 19, 1995.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Thursday, July 20, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 19, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills
1123
1890

Assembly Joint Resolution
37

Senate Bills
37
45
49
113
129
162
295
309
356
430
437
445
456
472
513
537
609
614
689
709
765
874
936
948
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969
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1262
1284
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1325

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 20, 1995

ONE HUNDRED FIFTEENTH SESSION DAY

TWO HUNDRED TWENTY-EIGHTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 20, 1995

The Assembly met at 7 a.m.
Hon. Jim Morrissey, Assembly Member, 69th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—57:

Aguiar	Conroy	Knight	Pringle
Baca	Cortese	Knowles	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Machado	Rogan
Battin	Figueroa	Martinez	Setencich
Boland	Friedman	Mazzoni	Sweeney
Bordonaro	Frusetta	McDonald	Takasugi
Brewer	Gallegos	McPherson	Thompson
Brown, Valerie	Granlund	Morrissey	Tucker
Brulte	Hannigan	Morrow	Villaraigosa
Burton	Harvey	Murray, Kevin	Weggeland
Bustamante	Hawkins	Murray, Willard	Woods
Caldera	House	Napolitano	
Campbell	Kaloogian	Olberg	
Cannella	Katz	Poochigian	

Quorum present.

At 1:35 p.m., Hon. Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alby, Alpert, Archie-Hudson, Bowler, Willie Brown, Cunneen, Goldsmith, Hoge, Kuykendall, Lee, Miller, Speier, and Vasconcellos.

On legislative business, and per diem was waived: Assembly Member Hauser.

On legislative business, and waiving per diem: Assembly Member Firestone.

On personal business, and waiving per diem: Assembly Members Bowen, Escutia, and Knox.

Because of illness: Assembly Member Sher.

Because of illness in their families: Assembly Members Allen and Margett.

The following Assembly Member was excused for the day, and his per diem was waived: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 20, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol
Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from check-in session on Thursday, July 20, 1995, as I will be in my district on legislative business.

Thank you for your prompt attention to this matter.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

July 19, 1995

The Honorable Doris Allen
Speaker of the Assembly
California State Legislature
State Capitol, Room 219
Sacramento, California

Please excuse me from check-in Thursday, July 20, 1995. I have legislative business scheduled in my district.

Your consideration in this matter is greatly appreciated.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

July 20, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mme. Speaker: I respectfully request to be excused from check-in session on Thursday, July 20, 1995, due to legislative business. I am scheduled to speak to the Regents of the University of California at their scheduled meeting being held at the University of California—San Francisco.

Should you have any questions or comments, please feel free to call me at 445-2363. Thank you for your attention to this request.

Sincerely,

MARGUERITE ARCHIE-HUDSON, Assembly Member
Forty-eighth District

July 19, 1995

FROM: ASSEMBLYMAN LARRY BOWLER
TO: SPEAKER DORIS ALLEN
RE: CHECK-IN SESSION FOR JULY 20, 1995

Dear Speaker Allen: Please excuse my absence from the "check-in" session scheduled for July 20th. I will be in my district conducting legislative business, and will be unable to attend.

Thank you for your attention to this matter.

Sincerely,

LARRY BOWLER, Assembly Member
Tenth District

July 20, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Doris: I will not be in the Capitol today due to legislative business.

Sincerely,

WILLIE L. BROWN, JR.

July 20, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I would like to request that I be excused from session on Thursday, July 20, as I must be away from Sacramento on important legislative business in my district, including long ago arranged meetings in my district office.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 20, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Ms. Allen: Please be advised that on July 20, 1995, I will be in the district on legislative business. I waive my per diem for this day.

Sincerely,

BROOKS FIRESTONE, Assembly Member
Thirty-fifth District

July 19, 1995

Doris Allen
Speaker of the Assembly
California State Assembly
Sacramento, California

Dear Speaker Allen, I respectfully request that I be excused from check-in session on Thursday, July 20, 1995. I will be in my district on legislative business.

Thank you for your consideration of this request.

Sincerely,

JAN GOLDSMITH, Assembly Member
Seventy-fifth District

July 20, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

July 19, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Thursday, July 20, 1995.

Thank you for your consideration on this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

July 20, 1995

The Honorable Doris Allen
Speaker of the California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I will be absent from Check in Session on Thursday July 20, 1995 due Legislative Business in the 54th District.

Thank you for your attention to this matter.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty-fourth District

July 20, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Madame Speaker: On Thursday July 20, I will be away on legislative business.

Thank you for your assistance.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

July 19, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on Thursday, July 20, 1995. I will be in my district due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

July 20, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request that I be excused from check-in session today, Thursday, July 20, 1995 on legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

July 19, 1995

Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Doris - Please excuse me from Assembly Floor Session on Thursday, July 20, 1995 for Legislative business.

I have several events scheduled in San Francisco:

—To testify at 8:00 a.m. on Affirmative Action at the UC Regents Board meeting.

—To attend a meeting of the California Economic Strategy Panel of which I am a member, 1:30–5:30 p.m.

—To speak at a farewell dinner for Consul General Ryozo Kato who is returning to Japan shortly.

—An appointment with my doctor regarding my recent cancer surgery.

I wish you well.

JOHN VASCONCELLOS, Assembly Member
Twenty-second District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

Further Explanation of Absence—July 18, 1995

July 18, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol
Room 219
Sacramento, California

Dear Madame Speaker: Please let the record reflect my absence on Tuesday, July 18, 1995, was due to the emergency situation at the Folsom Dam. Folsom Dam experienced an uncontrolled loss of water due to a failed primary spillway gate. I was at the site with local and Federal authorities to ensure that my constituents were in no danger.

Thank you for your prompt attention to this matter.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

REPORTS

The following report was presented by the Chief Clerk:

State Teachers' Retirement System, Quarterly Report of System Assets, December 31, 1994 and March 31, 1995 (Pursuant to the Education Code Section 22358)

Above transmitted report, together with letter of transmittal from James D. Mosman, Chief Executive Officer, California State Teachers' Retirement System, Sacramento, dated July 10, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 20, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1890

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 20, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1123

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 20, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 37

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 42—Figueroa (Principal Senate coauthor: Lockyer). Relative to human rights.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

July 20, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1307

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1307—An act to amend Sections 4010, 4019.10, 4019.35, 4019.45, 4023.1, 4023.2, and 4030 of, to repeal Sections 4018 and 4022 of, and to repeal and add Section 4023 of, the Health and Safety Code, relating to drinking water, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 556
Assembly Bill No. 566
Assembly Bill No. 743
Assembly Bill No. 744
Assembly Bill No. 1186
Assembly Bill No. 1202
Assembly Bill No. 1502
Assembly Bill No. 1683
Assembly Bill No. 1905

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 993
Assembly Bill No. 1852

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1943

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 12

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 137
Senate Bill No. 188
Senate Bill No. 639
Senate Bill No. 1006
Sentae Bill No. 1036
Senate Bill No. 1061
Senate Bill No. 1324

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 26
Senate Bill No. 46
Senate Bill No. 53
Senate Bill No. 60
Senate Bill No. 106
Senate Bill No. 338
Senate Bill No. 383
Senate Bill No. 426
Senate Bill No. 514
Senate Bill No. 520
Senate Bill No. 675
Senate Bill No. 1007
Senate Bill No. 1053
Senate Bill No. 1185

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 152
Senate Bill No. 193
Senate Bill No. 1244

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 bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 23

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above resolution ordered to Consent Calendar.

Committee on Insurance

Date of Hearing: July 18, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 424

With amendments with the recommendation: Amend, and do pass, as amended.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 604
Assembly Bill No. 913

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 291
Senate Bill No. 446

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 1890, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 819—An act making an appropriation for the payment of judgments and settlement claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 907—An act to add Article 4 (commencing with Section 13350) to Chapter 4 of Part 3 of Title 3 of Division 2 of the Government Code, relating to capital outlay planning.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 472, 1089, 129, 537, and **45,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 575—An act to amend Section 1502 of, and to add Section 1530.1 to, the Health and Safety Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 702—An act to amend Section 6060 of the Business and Professions Code, relating to the State Bar.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1029—An act to add Section 1375 to the Civil Code, relating to civil law.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 17—An act relating to the payment of judgments and settlement claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Budget read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 20, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 819

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 20, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 638 and 1194.

BRETT GRANLUND

Assembly Chamber, July 20, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 76.

DEDE ALPERT

Above requests ordered transmitted to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments and Assembly Bill No. 1574 and Senate Bills Nos. 772 and 901 were continued until the next legislative day.

MESSAGES FROM THE SENATE

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day rejected Governor's Reorganization Plan No. 2 by the adoption of Senate Resolution 30.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 16
Assembly Bill No. 62
Assembly Bill No. 92
Assembly Bill No. 110
Assembly Bill No. 202
Assembly Bill No. 218
Assembly Bill No. 247
Assembly Bill No. 251
Assembly Bill No. 433
Assembly Bill No. 465
Assembly Bill No. 530
Assembly Bill No. 610
Assembly Bill No. 637
Assembly Bill No. 701
Assembly Bill No. 725
Assembly Bill No. 813
Assembly Bill No. 989
Assembly Bill No. 1075
Assembly Bill No. 1097
Assembly Bill No. 1104
Assembly Bill No. 1115
Assembly Bill No. 1124
Assembly Bill No. 1125
Assembly Bill No. 1159
Assembly Bill No. 1216
Assembly Bill No. 1293
Assembly Bill No. 1466
Assembly Bill No. 1471
Assembly Bill No. 1511
Assembly Bill No. 1520
Assembly Bill No. 1536
Assembly Bill No. 1540
Assembly Bill No. 1569
Assembly Bill No. 1611
Assembly Bill No. 1689
Assembly Bill No. 1702
Assembly Bill No. 1725
Assembly Bill No. 1736
Assembly Bill No. 1742
Assembly Bill No. 1806

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1822
Assembly Bill No. 1916

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 41

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 23
Assembly Bill No. 100
Assembly Bill No. 308
Assembly Bill No. 335
Assembly Bill No. 396
Assembly Bill No. 471
Assembly Bill No. 475
Assembly Bill No. 609
Assembly Bill No. 617
Assembly Bill No. 864
Assembly Bill No. 877
Assembly Bill No. 933
Assembly Bill No. 1085
Assembly Bill No. 1170
Assembly Bill No. 1182
Assembly Bill No. 1194
Assembly Bill No. 1219
Assembly Bill No. 1291
Assembly Bill No. 1498
Assembly Bill No. 1597
Assembly Bill No. 1705
Assembly Bill No. 1707
Assembly Bill No. 1710
Assembly Bill No. 1864
Assembly Bill No. 1866

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 2
Assembly Concurrent Resolution No. 24

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 3
Senate Bill No. 128
Senate Bill No. 305
Senate Bill No. 353
Senate Bill No. 382
Senate Bill No. 416
Senate Bill No. 458
Senate Bill No. 469
Senate Bill No. 574
Senate Bill No. 615
Senate Bill No. 651
Senate Bill No. 656
Senate Bill No. 768
Senate Bill No. 820
Senate Bill No. 840
Senate Bill No. 984
Senate Bill No. 1010
Senate Bill No. 1018
Senate Bill No. 1045
Senate Bill No. 1087
Senate Bill No. 1095
Senate Bill No. 1264
Senate Joint Resolution No. 5
Senate Joint Resolution No. 18

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 258

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 20, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 17
Senate Concurrent Resolution No. 34

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 258—An act to add Chapter 9.3 (commencing with Section 7195) to Division 3 of the Business and Professions Code, relating to home inspectors.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 17—Relative to Domestic Violence Awareness Month.

SENATE CONCURRENT RESOLUTION NO. 34—Relative to school safety.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Friday, July 21, 1995.

BRIAN SETENCICH,
Majority Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 20, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

17
575
702
1029
1307

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 21, 1995

ONE HUNDRED SIXTEENTH SESSION DAY

TWO HUNDRED TWENTY-NINTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 21, 1995

The Assembly met at 9:30 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 9:31 a.m., Majority Speaker pro Tempore Setencich placed a quorum call upon the Assembly.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:42 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—71:

Aguiar	Caldera	Hoge	Murray, Willard
Alby	Campbell	House	Napolitano
Alpert	Cannella	Isenberg	Olberg
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cortese	Knight	Pringle
Baldwin	Cunneen	Knowles	Rainey
Bates	Davis	Knox	Richter
Battin	Ducheny	Kuehl	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Firestone	Margett	Speier
Bowen	Friedman	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brown, Willie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, Make Your face shine upon Your servants gathered together this morning and teach us Your just decrees. Let our mouths be filled with Your praise, that we may sing hymns to Your glory and Your majesty all day long. Order our steps according to Your will, Lord, and keep us safe from all harm.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Davis 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 Harvey, seconded by Assembly Member Bustamante.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Kaloogian, Kuykendall, Rogan, and Vasconcellos.

On legislative business, and waiving per diem: Assembly Member Hauser.

On personal business, and waiving per diem: Assembly Members Escutia and Lee.

Because of illness in her family: Assembly Member Allen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 21, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today, July 21, 1995. I request that I be excused on legislative business, waiving my per diem.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member
First District

July 20, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Due to important legislative business in my district I will be unable to attend the Floor Session scheduled for Friday, July 21, 1995.

Please note my absence in the Journal. Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

July 21, 1995

The Honorable Doris Allen
Speaker of the California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I will be absent from Session on Friday July 21, 1995 due to Legislative Business in the 54th District.

Thank you for your attention to this matter.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty-fourth District

July 20, 1995

Speaker Doris Allen
California State Assembly
State Capitol
Sacramento, California

Dear Speaker Allen: Please excuse me from session on Friday, July 21, 1995. I will be on legislative business.

Thank you. With best personal regards, I remain

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-third District

July 19, 1995

Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Doris - Please excuse me from Assembly Floor Session on Friday, July 21, 1995 for Legislative business.

I will be attending a meeting of the California Economic Strategy Panel of which I am a member, from 8:45am–3:00pm.

I wish you well.

JOHN VASCONCELLOS, Assembly Member
Twenty-second District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 21, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Weggeland to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Friday, July 21, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 21, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Assembly Environmental Safety and Toxic Materials Committee to fill an existing vacancy for the hearing on Friday, July 21, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 20, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 623.

ANTONIO R. VILLARAIGOSA

Above request ordered transmitted to the Committee on Rules.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
1979	L. & E.

Assembly Constitutional Amendment No.	*Committee*
25	Budget
32	Rls.

Assembly Joint Resolution No.	*Committee*
41	Rls.

House Resolution No.	*Committee*
18	Rls.
22	Rls.

Senate Bill No.	*Committee*
141	Jud. and Ins.
146	Trans. and E.,R. & C.A.
1178	Nat. Res.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 159
Senate Bill No. 719
Senate Bill No. 1054

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 159—An act to amend Sections 20023, 20412, 20615, 20615.5, and 21321 of the Government Code, relating to public employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 719—An act to amend Sections 7094, 9272, 32176, 32472, 40212, 41172, 43523, 45868, and 50156.12 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1054—An act to amend Sections 45183, 45253, 45271, 45272, 45273, 45274, 45283, 45292, and 45300 of, and to repeal Sections 45105.1, 45257, and 45282 of, the Education Code, relating to school district employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 30
Senate Bill No. 487
Senate Bill No. 1169
Senate Bill No. 815

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 30—An act to add Chapter 1.7 (commencing with Section 24190) to Division 20 of the Health and Safety Code, relating to prostate cancer.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 487—An act to amend Section 14163 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1169—An act to add Chapter 1.6 (commencing with Section 160) to Part 1 of Division 1 of the Health and Safety Code, relating to teenage pregnancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 815—An act to amend Sections 1524.5, 1550, 1551, 1562.3, and 1569.617 of, and to add Section 1562.4 to, the Health and Safety Code, relating to 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.

AUTHOR'S AMENDMENTS
Committee on Local Government

July 21, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 866

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 866—An act to amend Section 53859.02 of, and to add Sections 53821.5, 53841.5 and 53852.5 to, the Government Code, relating to local agency funds.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 21, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 341

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BREWER, Chairwoman

SENATE BILL NO. 341—An act to add Section 1522.7 to the Health and Safety Code, relating to child care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 21, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 627

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

ASSEMBLY BILL NO. 627—An act to add Division 2.5 (commencing with Section 297) to the Family Code, to add Section 1261 to the Health and Safety Code, and to amend Sections 1460, 1811, 1812, 1820, 1821, 1822, 1829, 1861, 1863, 1871, 1873, 1874, 1891, 1895, 2212, 2213, 2357, 2423, 2430, 2504, 2572, 2580, 2614.5, 2622, 2651, 2653, 2681, 2682, 2687, 2700, 2803, 2805, and 6240 of, and to add Section 37 to, the Probate Code, relating to human relationships.

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.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 556—An act to add and repeal Section 23626 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 566—An act to add and repeal Section 6385.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 743—An act to amend Sections 17144, 17561, 24307, and 24692 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 744—An act to amend Section 23153 of, and to add and repeal Section 19442 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1186—An act to add and repeal Section 213.3 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1202—An act to amend Section 701.3 of the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1502—An act to amend Section 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1683—An act to add Section 16728 to the Business and Professions Code, to amend Sections 211, 212, 214.5, 216, 622, 727, 728.5, 731, 768, 816.5, 1904, 2107.5, 2117, 2119, 4000, 4001, 4005, 4006, 4007, 4010, 4015, 4022, 5001, 5004, 5005, of, to amend the heading of Chapter 2.5 (commencing with Section 4000) of Division 2 of, to add Section 224.6 to, to repeal Sections 213, 214.1, 421.5, 452.1, 452.2, 454.1, 460.5, 586, 726, and 4008.1 of, and to repeal Article 4 (commencing with Section 1061) of Chapter 5 of Part 1 of Division 1, Chapter 1 (commencing with Section 3501), Chapter 2 (commencing with Section 3901), Chapter 2.7 (commencing with Section 4120), Chapter 3 (commencing with Section 4301) and Chapter 5 (commencing with Section 4801) of Division 2 of, the Public Utilities Code, to add Part 1.55 (commencing with Section 7231) to Division 2 of, the Revenue and Taxation Code, and to amend Sections 290, 1808.1, 1808.3, 34505.6, 34505.7, and 40000.22 of, and to add Division 14.85 (commencing with Section 34600) to, the Vehicle Code, relating to carriers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1905—An act to repeal and add Section 17151 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 993—An act to add Section 452.6 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1852—An act to add Section 326 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1943—An act to amend Section 71011 of, and to add Section 71031 to, the Public Resources Code, relating to environmental protection.

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.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1.5 to Article XIX thereof, relating to vessels.

Resolution read second time, and ordered to third reading.

ASSEMBLY BILL NO. 604—An act to add Section 17147.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 913—An act to amend Sections 17053, 17053.1, and 23605 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 702, 1029, and 17, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 137—An act to amend Section 9882 of, and to add Article 10.5 (commencing with Section 9889.50) to Chapter 20.3 of Division 3 to the Business and Professions Code, relating to automobile repair.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 188—An act to amend Section 10506.4 of, and to add Article 6.5 (commencing with Section 10507.5) to Chapter 5 of Part 2 of Division 2 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 639—An act to amend Section 551 of the Penal Code, relating to fraud.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1006—An act to add Sections 44260.7 and 51226.6 to the Education Code, relating to driver education and training.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1036—An act to amend Section 33492.71 of the Health and Safety Code, relating to redevelopment.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1061—An act to amend Sections 7028, 7030, 7040, 7058.6, 7096, 7097, 7098, 7102, 7117.5, and 7125 of, to add Sections 7071.17 and 7076.2 to, to repeal Section 7109.2 of, and to repeal and add Sections 7071.6, 7076, 7125.1, and 7125.2 of, the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1324—An act to add Section 10113.6 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 26—An act to amend Sections 4980.54, 4984.7, 4986.80, 4996.3, 4996.4, 4996.6, and 4996.18 of, and to add Sections 4994.1 and 4996.22 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 46—An act to amend Section 53075.5 of the Government Code, to amend Section 5374 of, and to add Sections 1032.1 and 120269 to, the Public Utilities Code, and to amend Section 34520 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 53—An act to amend Section 62.2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 60—An act relating to the State Bar of California.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 106—An act to amend Section 19596.2 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 338—An act to add Section 13332.18 to the Government Code, relating to state funds.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 383—An act to amend Sections 5090.12 and 5090.70 of the Public Resources Code, and to amend Sections 38225 and 38235 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 426—An act to amend Section 17580 of, to add Section 17580.5 to, and to repeal Section 17508.5 of, the Business and Professions Code, relating to environmental advertising.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 514—An act to amend Sections 42250.1 and 42262 of the Education Code relating to schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 520—An act to add Section 10606.1 to the Welfare and Institutions Code, relating to records.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 675—An act to add Section 650.4 to the Business and Professions Code, relating to marriage, family, and child counselors.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1007—An act to add Section 51855 to the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1053—An act to amend Sections 1871, 1872.83, 1877.3, 11760, and 11880 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1185—An act to amend Sections 17850, 17882, and 17899.3 of, and to add and repeal Section 17899.4 to, the Education Code, relating to school facilities, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 152—An act to amend Sections 60000, 60001, 60061, 60200, 60222, 60223, 60225, 60240, 60242, 60245, 60312, 60313, 60510, 60520, 60521, and 62000.4 of, to amend and renumber the heading of Article 8 (commencing with Section 60110) of, and Article 9 (commencing with Section 60117) of, Chapter 1 of Part 33 of, to repeal Sections 60003, 60063, 60224, 60241, 60242.1, 60243, 60311, 60316, 60401, 60402, 60404, 60412, 60413, 60414, 60512, and 60513 of, to repeal Article 7 (commencing with Section 60100) of Chapter 1 of, Article 4 (commencing with Section 60260) of, and Article 5 (commencing with Section 60280) of, Chapter 2 of, and Article 3 (commencing with Section 60420) of Chapter 3 of, Part 33 of, to repeal and add Section 60002 of, and to repeal and add Article 2 (commencing with Section 60010) of Chapter 1 of Part 33 of, the Education Code, relating to instructional 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 193—An act to add Sections 12376 and 12389.5 to 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1244—An act to add Section 248 to the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 424—An act to add Section 676.9 to 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. 291—An act to amend and renumber Section 39141.11 of, to amend, repeal, and add Sections 39141.10 and 39304.5 of and to add Section 39141.11 to, the Education Code, relating to school facilities, 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. 446—An act to add Section 5255 to the Business and Professions Code, relating to outdoor advertising.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 21, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 743
Assembly Bill No. 1905

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 472, on request of Assembly Member Campbell.

CONSIDERATION OF SENATE BILL NO. 100 BY UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 100, out of order.

SENATE BILL NO. 100 (Maddy)—An act to to amend, repeal, and add Section 19809 of, to add and repeal Sections 19807.1 and 19809.5 of, and to repeal and add Section 19802 of, the Business and Professions Code, relating to gaming, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Isenberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

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. 1296, on request of Assembly Member Rainey.

CONSIDERATION OF SENATE BILL NO. 647 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 647, out of order.

SENATE BILL NO. 647 (Kelley)—An act to amend Section 66016 of the Government Code, relating to local agency fees.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY JOINT RESOLUTION NO. 42 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent to take up Assembly Joint Resolution No. 42, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 42—Relative to human rights.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 42

Assembly Member Figueroa was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 42 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alby, Alpert, Archie-Hudson, Baca, Baldwin, Boland, Bordonaro, Bowen, Bowler, Valerie Brown, Brulte, Burton, Bustamante, Campbell, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hawkins, Hoge, House, Isenberg, Knowles, Knox, Kuehl, Machado, Margett, Martinez, Mazzoni, McDonald, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Willard Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Setencich, Sher, Speier, Sweeney, Takasugi, Thompson, Tucker, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member Figueroa was granted unanimous consent to take up Assembly Joint Resolution No. 42, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 42, as Amended

ASSEMBLY JOINT RESOLUTION NO. 42—Relative to human rights.

Resolution read, as amended, and adopted by the following vote:

AYES—65

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Woods
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

Resolution ordered transmitted to the Senate immediately.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Senate Bills Nos. 266 and 1360, be withdrawn from the Committee on Appropriations and placed on the second reading file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1123 for hearing.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 394 and **322**, on request of Assembly Member Bustamante.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:56 a.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

BILLS PLACED ON INACTIVE FILE

The following bill was placed on the inactive file:

Senate Bill No. 863, on request of Assembly Member Cortese.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Takasugi announced his intention to request that Senate Bill No. 549 be removed from the inactive file.

CONSIDERATION OF SENATE BILL NO. 872 BY UNANIMOUS CONSENT

Assembly Member Alpert was granted unanimous consent to take up Senate Bill No. 872, out of order.

SENATE BILL NO. 872 (O'Connell)—An act to amend Section 6870.7 of the Government Code, relating to oil spills.

Bill read third time.

Motion to Amend

Assembly Member Alpert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Valerie Brown was granted unanimous consent to take up Assembly Bill No. 251, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 251 (Valerie Brown)—An act to amend Section 6361.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Aguiar	Cannella	Katz	Olberg
Alby	Conroy	Knox	Poochigian
Alpert	Cortese	Kuehl	Pringle
Archie-Hudson	Cunneen	Machado	Rainey
Baca	Davis	Margett	Setencich
Baldwin	Ducheny	Martinez	Sher
Battin	Figueroa	Mazzoni	Speier
Boland	Firestone	McDonald	Sweeney
Bordonaro	Frusetta	McPherson	Takasugi
Bowler	Gallegos	Miller	Thompson
Brown, Valerie	Goldsmith	Morrissey	Tucker
Brulte	Granlund	Morrow	Villaraigosa
Burton	Hannigan	Murray, Kevin	Weggeland
Bustamante	Harvey	Murray, Willard	Woods
Campbell	Hoge	Napolitano	

NOES—2

Bowen	House

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 254 (Alpert)—An act to add Article 3 (commencing with Section 3396) to Chapter 7 of Division 4 of the Health and Safety Code, relating to immunization.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Alpert moved a call of the Assembly.

Motion carried. Time, 10:05 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 21, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 76
Senate Bill No. 361
Senate Bill No. 623
Senate Bill No. 663
Senate Bill No. 684
Senate Bill No. 761
Senate Bill No. 835

AGUIAR, Alternate Chair

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 149 (Hoge)—An act to repeal and add Section 1102.6 of the Penal Code, and to add Section 676.5 to the Welfare and Institutions Code, relating to criminal procedure.

Bill presented by Assembly Member Cannella.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Murray, Willard
Alpert	Cortese	Isenberg	Napolitano
Baca	Cunneen	Knight	Olberg
Baldwin	Davis	Knowles	Poochigian
Battin	Ducheny	Knox	Pringle
Boland	Figueroa	Kuehl	Rainey
Bordonaro	Firestone	Machado	Richter
Bowen	Friedman	Margett	Setencich
Bowler	Frusetta	Martinez	Speier
Brewer	Gallegos	Mazzoni	Sweeney
Brown, Valerie	Goldsmith	McDonald	Takasugi
Brulte	Granlund	McPherson	Thompson
Burton	Hannigan	Miller	Tucker
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 316 (McDonald)—An act relating to parks and recreation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Re-Reference of Assembly Bill No. 316 from File to Committee

By unanimous consent Assembly Bill No. 316 was referred from the unfinished business file to the Committee on Water, Parks and Wildlife.

ASSEMBLY BILL NO. 611 (Aguiar)—An act to amend Sections 4050.6, 4080, 4080.1, 4080.2, 4080.3, 4081, 4227, 4231, 4232, 4330, and 4416 of, and to add Sections 4034.6, 4035.5, 4050.9, 4133, 4134, 4134.5, 4386.2, and 4387.2 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Aguiar	Conroy	Isenberg	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Battin	Ducheny	Knox	Richter
Boland	Figueroa	Kuehl	Setencich
Bordonaro	Firestone	Machado	Sher
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Thompson
Brulte	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 774 (Aguiar)—An act to amend Section 1752.82 of the Welfare and Institutions Code, relating to crime, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1273 (McDonald)—An act to add Section 48200.5 to the Education Code, relating to school districts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1358 (Knowles)—An act to amend Section 10263 of the Public Contract Code, relating to public contracts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1604 (Brewer)—An act to amend Sections 405, 406, and 12804.9 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1839 (Figueroa)—An act to add Section 12921.8 to the Insurance Code, relating to insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~The roll was opened, and the Assembly concurred in Senate amendments by the following vote:~~

~~**AYES—67**~~

~~Aguiar~~	~~Campbell~~	~~Hoge~~	~~Murray, Kevin~~
~~Alby~~	~~Cannella~~	~~House~~	~~Murray, Willard~~
~~Alpert~~	~~Conroy~~	~~Isenberg~~	~~Napolitano~~
~~Archie-Hudson~~	~~Cortese~~	~~Katz~~	~~Olberg~~
~~Baca~~	~~Cunneen~~	~~Knight~~	~~Poochigian~~
~~Baldwin~~	~~Davis~~	~~Knowles~~	~~Rainey~~
~~Battin~~	~~Ducheny~~	~~Knox~~	~~Richter~~
~~Boland~~	~~Figueroa~~	~~Kuehl~~	~~Setencich~~
~~Bordonaro~~	~~Firestone~~	~~Machado~~	~~Sher~~
~~Bowen~~	~~Friedman~~	~~Margett~~	~~Speier~~
~~Bowler~~	~~Frusetta~~	~~Martinez~~	~~Sweeney~~
~~Brewer~~	~~Gallegos~~	~~Mazzoni~~	~~Takasugi~~
~~Brown, Valerie~~	~~Goldsmith~~	~~McDonald~~	~~Tucker~~
~~Brulte~~	~~Granlund~~	~~McPherson~~	~~Villaraigosa~~
~~Burton~~	~~Hannigan~~	~~Miller~~	~~Weggeland~~
~~Bustamante~~	~~Harvey~~	~~Morrissey~~	~~Woods~~
~~Caldera~~	~~Hawkins~~	~~Morrow~~	

~~**NOES—None**~~

~~Above bill ordered enrolled.~~

(NOTE: On July 28, 1995, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1839 and whereby the bill was ordered enrolled. See page 3012.)

ASSEMBLY BILL NO. 1845 (Cortese)—An act to amend Section 10610.2 of, and to add Article 2.5 (commencing with Section 10635) to Chapter 3 of Part 2.6 of Division 6 of, the Water Code, relating to water.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Battin	Ducheny	Knox	Rainey
Boland	Figueroa	Kuehl	Richter
Bordonaro	Firestone	Machado	Setencich
Bowen	Friedman	Margett	Sher
Bowler	Frusetta	Martinez	Speier
Brewer	Gallegos	Mazzoni	Sweeney
Brown, Valerie	Goldsmith	McDonald	Takasugi
Brulte	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 38 (Willard Murray)—Relative to Juneteenth, Black Independence Day.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 182 (Granlund)—An act to add and repeal Section 22435.7 of the Business and Professions Code, relating to shopping carts.

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 Conroy, Morrissey, Napolitano, Figueroa, and Bordonaro 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 Granlund moved a call of the Assembly.

Motion carried. Time, 10:25 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 323 (Bustamante)—An act to amend Section 10652.5 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Point of Order

Assembly Member Martinez arose to the following point of order:

That the bill, as amended in the Senate, contains subject matter that has not been previously heard by the appropriate Assembly policy committee, and that Legislative Counsel has indicated that substantial substantive amendments were made to the bill.

Point of Information

Assembly Member Pringle arose to the following point of information:

That when Assembly bills are amended in the Senate and returned to the Unfinished Business File in the Assembly, Legislative Counsel indicates whether the amendments are technical or substantive in nature; and further, that it is appropriate that bills with substantive Senate amendments be re-referred to the appropriate policy committee for review.

Point of Information

Assembly Member Hannigan arose to the following point of information:

That it has not been the custom of the House to rely upon Legislative Counsel's definition of substantive or technical amendments as the basis for re-referral to committee, but rather, the review of policy committee staff and review of leadership of both Caucuses to advise the House of the need for policy committee review of Senate amendments.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of information by Assembly Member Hannigan well-taken, and further that under the rules, the Chair has the discretion to re-refer bills to policy committee that have been substantially amended in the Senate.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—56

Aguiar	Cortese	House	Murray, Kevin
Alby	Cunneen	Isenberg	Murray, Willard
Alpert	Davis	Katz	Napolitano
Baca	Ducheny	Knight	Olberg
Battin	Firestone	Knowles	Poochigian
Boland	Friedman	Knox	Pringle
Bordonaro	Frusetta	Kuehl	Rainey
Bowen	Gallegos	Machado	Richter
Bowler	Goldsmith	Margett	Setencich
Brewer	Granlund	McDonald	Takasugi
Brown, Valerie	Hannigan	McPherson	Thompson
Brulte	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Cannella	Hoge	Morrow	Woods

NOES—8

Burton	Campbell	Martinez	Speier
Caldera	Conroy	Sher	Sweeney

Above bill ordered enrolled.

ASSEMBLY BILL NO. 697 (Cannella)—An act to add Section 12832 to the Food and Agricultural Code, relating to economic poisons.

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—63

Aguiar	Caldera	Hawkins	Murray, Willard
Alby	Campbell	Hoge	Napolitano
Alpert	Cannella	House	Olberg
Archie-Hudson	Conroy	Knight	Poochigian
Baca	Cortese	Knowles	Pringle
Baldwin	Cunneen	Knox	Rainey
Bates	Davis	Kuehl	Richter
Battin	Ducheny	Machado	Setencich
Boland	Figueroa	Margett	Sweeney
Bordonaro	Firestone	Martinez	Takasugi
Bowler	Frusetta	McDonald	Thompson
Brewer	Gallegos	McPherson	Tucker
Brown, Valerie	Goldsmith	Miller	Villaraigosa
Brulte	Granlund	Morrissey	Weggeland
Burton	Hannigan	Morrow	Woods
Bustamante	Harvey	Murray, Kevin	

NOES—2

Bowen	Mazzoni

Above bill ordered enrolled.

ASSEMBLY BILL NO. 16 (Rainey)—An act to add Sections 274, 782.5, and 4324 to the Family Code, relating to civil actions.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Machado	Setencich
Boland	Firestone	Margett	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brewer	Granlund	McPherson	Thompson
Brown, Valerie	Hannigan	Miller	Tucker
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 62 (Baca)—An act to amend Section 1831 of the Military and Veterans Code, relating to prisoners of war.

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

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 110 (Hannigan)—An act to amend Sections 1950, 1951, 1953, 1957, 1959, and 1961 of, to amend the heading of Chapter 6 (commencing with Section 1950) of Division 2.5 of, to add Sections 1965 and 1967 to, to repeal Section 1963 of, to repeal Chapter 5 (commencing with Section 1930) of, and Chapter 6 (commencing with Section 1950) of, Division 2.5 of, the Streets and Highways Code, and to amend, repeal, and add Section 21716 of, and to repeal Section 21716 of, the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Caldera	Hawkins	Murray, Willard
Alby	Campbell	Hoge	Napolitano
Alpert	Cannella	Isenberg	Olberg
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cortese	Knight	Pringle
Baldwin	Cunneen	Knowles	Rainey
Bates	Davis	Knox	Richter
Battin	Ducheny	Kuehl	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Firestone	Margett	Speier
Bowen	Friedman	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brulte	Granlund	Miller	Villaraigosa
Burton	Hannigan	Morrow	Weggeland
Bustamante	Harvey	Murray, Kevin	Woods

NOES—1

Morrissey

Above bill ordered enrolled.

ASSEMBLY BILL NO. 202 (Conroy)—An act to add Section 325.3 to the Business and Professions Code, and to amend Section 234 of the Public Utilities Code, relating to paging systems.

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—66

Aguiar	Caldera	House	Napolitano
Alby	Campbell	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Figueroa	Machado	Setencich
Battin	Firestone	Margett	Sher
Boland	Friedman	Martinez	Speier
Bordonaro	Frusetta	Mazzoni	Sweeney
Bowen	Gallegos	McDonald	Takasugi
Bowler	Goldsmith	McPherson	Thompson
Brewer	Granlund	Miller	Villaraigosa
Brown, Valerie	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 218 (Richter)—An act to add Section 708.750 to the Code of Civil Procedure, and to amend and repeal Section 8880.32 of, and to add Sections 8880.321, 8880.325, 8880.326, and 8880.327 to, the Government Code, relating to the state lottery, 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—64

Aguiar	Caldera	Harvey	Murray, Kevin
Alby	Campbell	Hawkins	Murray, Willard
Alpert	Cannella	Hoge	Napolitano
Archie-Hudson	Conroy	Isenberg	Poochigian
Baca	Cortese	Katz	Rainey
Bates	Cunneen	Knight	Richter
Battin	Davis	Knox	Setencich
Boland	Ducheny	Kuehl	Sher
Bordonaro	Figueroa	Machado	Speier
Bowen	Firestone	Margett	Sweeney
Bowler	Friedman	Martinez	Takasugi
Brewer	Frusetta	Mazzoni	Thompson
Brown, Valerie	Gallegos	McDonald	Tucker
Brulte	Goldsmith	McPherson	Villaraigosa
Burton	Granlund	Miller	Weggeland
Bustamante	Hannigan	Morrow	Woods

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Caldera	Harvey	Murray, Kevin
Alby	Campbell	Hawkins	Murray, Willard
Alpert	Cannella	Hoge	Napolitano
Archie-Hudson	Conroy	Isenberg	Poochigian
Baca	Cortese	Katz	Rainey
Bates	Cunneen	Knight	Richter
Battin	Davis	Knox	Setencich
Boland	Ducheny	Kuehl	Sher
Bordonaro	Figueroa	Machado	Speier
Bowen	Firestone	Margett	Sweeney
Bowler	Friedman	Martinez	Takasugi
Brewer	Frusetta	Mazzoni	Thompson
Brown, Valerie	Gallegos	McDonald	Tucker
Brulte	Goldsmith	McPherson	Villaraigosa
Burton	Granlund	Miller	Weggeland
Bustamante	Hannigan	Morrow	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 433 (Rainey)—An act to amend Section 1463 of the Penal Code, and to amend Section 42200 of the Vehicle Code, relating to fines and forfeitures.

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

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 530 (Weggeland)—An act to amend Section 1102 of, to amend and renumber Sections 1102.1 and 1102.2 of, and to add Section 1102.1 to, the Civil Code, relating to real estate transfers.

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

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 610 (Bustamante)—An act to amend Section 4980.40 of, and to amend, repeal, and add Section 4980.44 of, the Business and Professions Code, relating to marriage, family, and child counselors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Caldera	Hawkins	Murray, Kevin
Alby	Campbell	Hoge	Murray, Willard
Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Conroy	Katz	Olberg
Baca	Cortese	Knight	Poochigian
Baldwin	Cunneen	Knowles	Pringle
Bates	Davis	Knox	Rainey
Battin	Ducheny	Kuehl	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Firestone	Margett	Speier
Bowen	Friedman	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brulte	Granlund	Miller	Villaraigosa
Burton	Hannigan	Morrissey	Weggeland
Bustamante	Harvey	Morrow	Woods

NOES—1

Richter

Above bill ordered enrolled.

ASSEMBLY BILL NO. 637 (Bowler)—An act to amend Section 204 of the Welfare and Institutions Code, relating to juveniles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Campbell	Isenberg	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knight	Pringle
Archie-Hudson	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Davis	Kuehl	Setencich
Bates	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Friedman	Mazzoni	Takasugi
Bowen	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 701 (Cunneen)—An act to add Section 19816.18 to the Government Code, relating to civil service, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Caldera	Hawkins	Murray, Willard
Alby	Campbell	Hoge	Napolitano
Alpert	Cannella	Isenberg	Olberg
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cortese	Knight	Pringle
Baldwin	Cunneen	Knowles	Rainey
Bates	Davis	Kuehl	Richter
Battin	Ducheny	Machado	Setencich
Boland	Figueroa	Margett	Sher
Bordonaro	Firestone	Martinez	Speier
Bowen	Friedman	Mazzoni	Sweeney
Bowler	Frusetta	McDonald	Takasugi
Brewer	Gallegos	McPherson	Thompson
Brown, Valerie	Goldsmith	Miller	Tucker
Brulte	Granlund	Morrissey	Villaraigosa
Burton	Hannigan	Morrow	Weggeland
Bustamante	Harvey	Murray, Kevin	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 725 (Baldwin)—An act to amend Section 116.220 of, and to add Section 116.541 to, the Code of Civil Procedure, relating to courts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Battin	Firestone	Machado	Setencich
Boland	Friedman	Margett	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brewer	Granlund	McPherson	Thompson
Brown, Valerie	Hannigan	Miller	Tucker
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Cannella	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 989 (Hawkins)—An act to amend Sections 729.6 and 731.1 of, and to add Section 729.5 to, the Welfare and Institutions Code, relating to minors.

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—66

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Machado	Setencich
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Friedman	Mazzoni	Takasugi
Bowen	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1075 (Martinez)—An act to amend Sections 1463.14 and 1463.16 of the Penal Code, relating to fines.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—1

Tucker

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1097 (Cortese)—An act to amend Sections 995.3, 18901.5, 19144, 19572, 19583.5, 19602, 19603, and 19683 of the Government Code, relating to state employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowen	Frusetta	Mazzoni	Thompson
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1104 (Sher)—An act to amend Section 2105 of the Probate Code, relating to guardianships.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1115 (Hawkins)—An act to amend Section 707.2 of the Welfare and Institutions Code, relating to juveniles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Campbell	Isenberg	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knight	Pringle
Archie-Hudson	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Davis	Kuehl	Setencich
Bates	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Firestone	Martinez	Sweeney
Bordonaro	Friedman	Mazzoni	Takasugi
Bowen	Frusetta	McDonald	Thompson
Bowler	Gallegos	McPherson	Tucker
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1159 (Richter)—An act to amend Section 1201 of the Commercial Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Caldera	Hoge	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Isenberg	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Richter
Battin	Ducheny	Knox	Setencich
Boland	Figueroa	Kuehl	Sher
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Margett	Sweeney
Bowler	Frusetta	Martinez	Takasugi
Brewer	Gallegos	Mazzoni	Thompson
Brown, Valerie	Goldsmith	McDonald	Tucker
Brulte	Granlund	McPherson	Villaraigosa
Burton	Hannigan	Miller	Weggeland
Bustamante	Harvey	Morrow	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1216 (Knox)—An act to amend Section 56168 of the Education Code, relating to special 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—53

Aguiar	Conroy	Isenberg	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Machado	Sher
Bates	Figueroa	Martinez	Speier
Battin	Firestone	Mazzoni	Sweeney
Bowen	Friedman	McDonald	Thompson
Brown, Valerie	Frusetta	McPherson	Tucker
Burton	Gallegos	Miller	Villaraigosa
Bustamante	Goldsmith	Morrow	Weggeland
Caldera	Hannigan	Murray, Kevin	
Campbell	Harvey	Murray, Willard	
Cannella	Hawkins	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1293 (Weggeland)—An act to amend Section 22340 of the Financial Code, relating to loans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Caldera	Hoge	Napolitano
Alby	Campbell	House	Olberg
Alpert	Cannella	Isenberg	Poochigian
Archie-Hudson	Conroy	Katz	Pringle
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Kuehl	Richter
Bates	Davis	Machado	Setencich
Battin	Ducheny	Margett	Sher
Boland	Figueroa	Martinez	Speier
Bordonaro	Firestone	Mazzoni	Sweeney
Bowen	Friedman	McDonald	Takasugi
Bowler	Frusetta	McPherson	Thompson
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Villaraigosa
Brulte	Hannigan	Morrow	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1471 (Friedman)—An act to amend Sections 805, 2015, 2069, 2070, 2071, 2111, 2113, 2185, 2228, 2265, 2441, 2460, 2451, 2504, 2530.2, 2531, 2620.5, 2725, 2902, 2971, 3041, 3041.2, 3302, 3501, 3535, 3764, and 4927 of, to amend and repeal Sections 2435 and 2483 of, to amend and renumber Section 2097 of, and to add Section 2425 to, the Business and Professions Code, to amend Section 12529 of the Government Code, and to amend Section 14110.5 of the Welfare and Institutions Code, relating to medicine.

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—63

Aguiar	Conroy	House	Napolitano
Alby	Cortese	Isenberg	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Bates	Figueroa	Machado	Setencich
Battin	Firestone	Margett	Sher
Boland	Friedman	Martinez	Speier
Bordonaro	Frusetta	Mazzoni	Sweeney
Brown, Valerie	Gallegos	McDonald	Takasugi
Brulte	Goldsmith	McPherson	Thompson
Burton	Granlund	Miller	Tucker
Bustamante	Hannigan	Morrissey	Villaraigosa
Caldera	Harvey	Morrow	Weggeland
Campbell	Hawkins	Murray, Kevin	Woods
Cannella	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1536 (Weggeland)—An act to amend Section 18216 of the Financial Code, relating to industrial loan companies.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Battin	Firestone	Machado	Setencich
Boland	Friedman	Margett	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brown, Valerie	Granlund	McPherson	Thompson
Brulte	Hannigan	Miller	Tucker
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Woods
Cannella	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1540 (Weggeland)—An act to repeal Sections 25158.2 and 25158.3 of, and to repeal, add, and repeal Section 25158.4 of, the Health and Safety Code, relating to hazardous waste.

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

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1569 (Alpert)—An act to amend Section 15425 of the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Request to Re-refer Assembly Bill No. 1569 to Committee

Assembly Member Pringle requested that Assembly Bill No. 1569 be re-referred to the Committee on Education for concurrence in Senate amendments.

Re-Reference of Assembly Bill No. 1569 from File to Committee

By unanimous consent, Assembly Bill No. 1569 was referred from the unfinished business file to the Committee on Education.

ASSEMBLY BILL NO. 1611 (Archie-Hudson)—An act to amend Sections 12640.02 and 12640.09 of the Insurance Code, relating to insurance.

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

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Thompson
Brewer	Goldsmith	McPherson	Tucker
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1702 (McPherson)—An act to amend Sections 5 and 7 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941), 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.)

Re-Reference of Bills from File to Committee

By unanimous consent Assembly Bill No. 1702 was referred from the unfinished business file to the Committee on Elections, Reapportionment and Constitutional Amendments.

ASSEMBLY BILL NO. 1725 (Knight)—An act to amend Sections 17207 and 17321 of the Financial Code, relating to escrow agents, 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—68

Aguiar	Campbell	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Machado	Setencich
Boland	Firestone	Margett	Sher
Bordonaro	Friedman	Martinez	Speier
Bowen	Frusetta	Mazzoni	Sweeney
Bowler	Gallegos	McDonald	Takasugi
Brewer	Goldsmith	McPherson	Thompson
Brown, Valerie	Granlund	Miller	Tucker
Brulte	Hannigan	Morrissey	Villaraigosa
Bustamante	Harvey	Morrow	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Campbell	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Machado	Setencich
Boland	Firestone	Margett	Sher
Bordonaro	Friedman	Martinez	Speier
Bowen	Frusetta	Mazzoni	Sweeney
Bowler	Gallegos	McDonald	Takasugi
Brewer	Goldsmith	McPherson	Thompson
Brown, Valerie	Granlund	Miller	Tucker
Brulte	Hannigan	Morrissey	Villaraigosa
Bustamante	Harvey	Morrow	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1736 (Harvey)—An act to add and repeal Section 107.65 of the Code of Civil Procedure, 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—50

Aguiar	Bustamante	Hawkins	Olberg
Alby	Cannella	Hoge	Poochigian
Alpert	Conroy	House	Pringle
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Knowles	Richter
Battin	Davis	Knox	Setencich
Boland	Ducheny	Kuehl	Takasugi
Bordonaro	Firestone	Margett	Thompson
Bowen	Frusetta	McPherson	Villaraigosa
Bowler	Gallegos	Miller	Weggeland
Brewer	Goldsmith	Morrissey	Woods
Brulte	Granlund	Morrow	
Burton	Harvey	Murray, Willard	

NOES—15

Archie-Hudson	Isenberg	Mazzoni	Sher
Brown, Valerie	Katz	McDonald	Speier
Caldera	Machado	Murray, Kevin	Sweeney
Friedman	Martinez	Napolitano	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1916 (Harvey)—An act to amend Sections 1053, 1932, 3050, 7149, and 7151 of the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Caldera	Hawkins	Murray, Kevin
Alby	Campbell	Hoge	Murray, Willard
Alpert	Cannella	House	Napolitano
Archie-Hudson	Conroy	Isenberg	Olberg
Baca	Cortese	Katz	Poochigian
Baldwin	Cunneen	Knight	Pringle
Bates	Davis	Knowles	Rainey
Battin	Ducheny	Knox	Setencich
Boland	Figueroa	Kuehl	Sher
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Margett	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Villaraigosa
Brulte	Granlund	Miller	Weggeland
Burton	Hannigan	Morrissey	Woods
Bustamante	Harvey	Morrow	

NOES—None

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 41 (Villaraigosa)—Relative to Breastfeeding Awareness Week.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—60

Aguiar	Bustamante	Granlund	Morrissey
Alby	Caldera	Hannigan	Morrow
Alpert	Campbell	Harvey	Murray, Kevin
Archie-Hudson	Cannella	Hoge	Murray, Willard
Baca	Conroy	Isenberg	Napolitano
Baldwin	Cortese	Katz	Olberg
Bates	Cunneen	Knowles	Rainey
Battin	Davis	Knox	Setencich
Boland	Ducheny	Kuehl	Sher
Bowen	Figueroa	Machado	Speier
Bowler	Firestone	Martinez	Sweeney
Brewer	Friedman	Mazzoni	Takasugi
Brown, Valerie	Frusetta	McDonald	Tucker
Brulte	Gallegos	McPherson	Villaraigosa
Burton	Goldsmith	Miller	Woods

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 247 (Baldwin)—An act to amend Section 16501 of the Welfare and Institutions Code, relating to children.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Richter
Boland	Firestone	Machado	Setencich
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brulte	Hannigan	Miller	Woods
Burton	Harvey	Morrissey	
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1968 (McDonald)—An act to amend Section 139.2 of the Labor Code, relating to workers' compensation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Caldera	Hawkins	Morrow
Alby	Campbell	Hoge	Murray, Kevin
Alpert	Cannella	House	Murray, Willard
Archie-Hudson	Conroy	Isenberg	Napolitano
Baca	Cortese	Katz	Olberg
Baldwin	Cunneen	Knight	Poochigian
Bates	Davis	Knowles	Pringle
Battin	Ducheny	Knox	Rainey
Boland	Figueroa	Kuehl	Setencich
Bordonaro	Firestone	Machado	Sher
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Tucker
Brulte	Granlund	McPherson	Villaraigosa
Burton	Hannigan	Miller	Weggeland
Bustamante	Harvey	Morrissey	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1125 (Davis)—An act to add Section 6601.5 to the Family Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Aguiar	Caldera	Hoge	Murray, Willard
Alby	Campbell	House	Napolitano
Alpert	Cannella	Isenberg	Olberg
Archie-Hudson	Conroy	Knight	Poochigian
Baca	Cortese	Knowles	Pringle
Baldwin	Cunneen	Knox	Rainey
Bates	Davis	Kuehl	Setencich
Battin	Ducheny	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE CONCURRENT RESOLUTION NO. 30 (Lockyer)—Relative to Joint Rule 37.

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 BILL NO. 289 (Wright)—An act to amend Sections 25200.2, 25250.1, and 25250.16 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 756 (Craven)—An act to amend Sections 56133, 56382, 56384, and 57004 of the Government Code, relating to local agency formation commissions.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—69

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Villaraigosa:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Public Safety, Utilities and Commerce, and Appropriations to meet, consider, and report Senate Bill No. 623 for further action.

By Assembly Member Archie-Hudson:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Higher Education and Appropriations to meet, consider, and report Senate Bill No. 663 for further action.

By Assembly Member Granlund:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Health and Appropriations to meet, consider, and report Senate Bills Nos. 361, 684, 835, and 761 for further action.

By Assembly Member Alpert:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Education, Elections, Reapportionment and Constitutional Amendments and Appropriations to meet, consider, and report Senate Bill No. 76 for further action.

Resolutions read, and adopted by the following vote:

AYES—69

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Katz was granted unanimous consent that the Committee on Transportation be permitted to hold a special meeting on Monday, July 24, 1995, at 1:30 p.m., and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 146 for hearing.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 254

At 11:21 a.m., on motion of Assembly Member Alpert, 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 Alpert moved to continue the call of the Assembly.

Motion carried. Time, 11:22 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 182

At 11:22 a.m., on motion of Assembly Member Granlund, 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. 182 by the following vote:

AYES—44

Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	House	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Machado	Rainey
Baldwin	Ducheny	McDonald	Richter
Boland	Firestone	McPherson	Setencich
Bowler	Goldsmith	Miller	Thompson
Brewer	Granlund	Morrissey	Villaraigosa
Brulte	Hannigan	Morrow	Weggeland
Bustamante	Harvey	Murray, Kevin	Woods

NOES—16

Bowen	Figueroa	Knox	Napolitano
Brown, Valerie	Friedman	Kuehl	Sher
Burton	Gallegos	Martinez	Speier
Caldera	Isenberg	Mazzoni	Sweeney

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 254

At 11:23 a.m., on motion of Assembly Member Alpert, 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. 254 by the following vote:

AYES—41

Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knox	Setencich
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Machado	Speier
Bowen	Figueroa	Martinez	Sweeney
Brown, Valerie	Friedman	Mazzoni	Tucker
Burton	Gallegos	McDonald	Villaraigosa
Bustamante	Granlund	McPherson	Weggeland
Caldera	Hannigan	Murray, Kevin	
Campbell	Hawkins	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—21

Alby	Frusetta	Miller	Richter
Boland	Harvey	Morrissey	Takasugi
Bordonaro	Hoge	Morrow	Thompson
Bowler	Knight	Olberg	
Brulte	Knowles	Poochigian	
Conroy	Margett	Pringle	

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Conroy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Col. William M. Martin.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 428, on request of Assembly Member Hoge.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hoge was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Deputy Sheriff Antranik Geuvjehizian, of Los Angeles; and Robert Boswell, of Sunland-Tujunga area.

SPECIAL COMMITTEE MEETINGS

Assembly Member Alpert was granted unanimous consent that the Committee on Education be permitted to hold a special meeting on Monday, July 24, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1569 for hearing.

Assembly Member Villaraigosa was granted unanimous consent that the Committee on Public Safety be permitted to hold a special meeting on Monday, July 24, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 623 for hearing.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Knox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas Michael Crail, of West Hollywood.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Assembly would convene in Floor session on Sunday, July 23, 1995 at 5 p.m.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaret Hayter, of San Francisco.

SPECIAL COMMITTEE MEETINGS

Assembly Member McPherson was granted unanimous consent that the Committee on Elections, Reapportionment and Constitutional Amendments be permitted to hold a special meeting today, upon adjournment of the Appropriations Committee meeting in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1702 for hearing.

Assembly Member Cortese was granted unanimous consent that the Committee on Water, Parks and Wildlife be permitted to hold a special meeting on Monday, July 24, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 316 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bills Nos. 772 and 901 were continued until the next legislative day.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 42, Coauthors: Baldwin, Burton, Cunneen, Goldsmith, Hoge, Knowles, McPherson, Miller, Morrow, Willard Murray, Speier, and Tucker—Aye.

Assembly Joint Resolution No. 42: Aguiar, Baldwin, Burton, Cunneen, Goldsmith, Hoge, Knowles, McPherson, Miller, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 251, Concurrence: Aguiar, Baldwin, Battin, Boland, Bordonaro, Brulte, Goldsmith, Hoge, Martinez, McPherson, Miller, Morrow, Willard Murray, Olberg, Speier, Takasugi, and Tucker—Aye; Bowen—No.

Assembly Bill No. 149, Concurrence: Aguiar, Baldwin, Valerie Brown, Ducheny, Goldsmith, Hoge, Knowles, McDonald, Miller, Kevin Murray, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 611, Concurrence: Battin, Bustamante, Goldsmith, Hoge, Machado, Miller, Morrow, Kevin Murray, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 774, Concurrence: Aguiar, Baldwin, Bowen, Goldsmith, Hoge, Machado, Miller, Kevin Murray, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 1273, Concurrence: Baldwin, Goldsmith, Hoge, Miller, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 1358, Concurrence: Baldwin, Goldsmith, Hoge, Miller, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 1604, Concurrence: Baldwin, Goldsmith, Hoge, Morrow, Willard Murray, Speier, and Tucker—Aye.

Assembly Bill No. 1839, Concurrence: Baldwin, Goldsmith, Granlund, Hoge, Morrow, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 1845, Concurrence: Goldsmith, Hoge, Morrow, Speier, Tucker, and Weggeland—Aye.

Assembly Concurrent Resolution No. 38, Concurrence: Baldwin, Goldsmith, Hoge, Olberg, Speier, and Tucker—Aye.

Assembly Bill No. 323, Concurrence: Alpert, Bowen, Valerie Brown, Cunneen, Ducheny, Harvey, Hoge, McDonald, Napolitano, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 697, Concurrence: Valerie Brown, Bustamante, Frusetta, Harvey, Napolitano, and Tucker—Aye; Bowen—No.

Assembly Bill No. 16, Concurrence: Burton, Bustamante, Hoge, Kuehl, McDonald, Speier, and Tucker—Aye.

Assembly Bill No. 62, Concurrence: Poochigian and Tucker—Aye.

Assembly Bill No. 110, Concurrence: Hoge, Morrow, and Tucker—Aye.

Assembly Bill No. 202, Concurrence: Archie-Hudson, McDonald, McPherson, and Speier—Aye.

Assembly Bill No. 218, Urgency and Concurrence: Boland and Speier—Aye.

Assembly Bill No. 433, Concurrence: Speier and Woods—Aye.

Assembly Bill No. 530, Concurrence: Bowen, Granlund, Rainey, and Speier—Aye.

Assembly Bill No. 610, Concurrence: Aguiar, Baca, Valerie Brown, Goldsmith, and Speier—Aye.

Assembly Bill No. 637, Concurrence: Bustamante and Speier—Aye.

Assembly Bill No. 701, Concurrence: Aguiar and Speier—Aye.

Assembly Bill No. 725, Concurrence: Aguiar, Boland, Valerie Brown, and Speier—Aye.

Assembly Bill No. 989, Concurrence: Boland and Bustamante—Aye.

Assembly Bill No. 1075, Concurrence: Aguiar, Boland, Goldsmith, Hawkins, Morrow, and Speier—Aye.

Assembly Bill No. 1097, Concurrence: Boland, Hawkins, and Speier—Aye.

Assembly Bill No. 1104, Concurrence: Boland, Bordonaro, Speier, and Villaraigosa—Aye.

Assembly Bill No. 1115, Concurrence: Bustamante and Speier—Aye.

Assembly Bill No. 1159, Concurrence: Boland, Valerie Brown, Speier, Takasugi, and Weggeland—Aye.

Assembly Bill No. 1216, Concurrence: Frusetta, Harvey, Hawkins, Morrow, and Speier—Aye.

Assembly Bill No. 1293, Concurrence: Baca, Boland, and Speier—Aye.

Assembly Bill No. 1471, Concurrence: Battin, Boland, Granlund, Harvey, Machado, Kevin Murray, Speier, and Woods—Aye.

Assembly Bill No. 1536, Concurrence: Boland, Pringle, Speier, and Takasugi—Aye.

Assembly Bill No. 1540, Concurrence: Woods—Aye.

Assembly Bill No. 1611, Concurrence: Goldsmith and Weggeland—Aye.

Assembly Bill No. 1725, Urgency and Concurrence: Davis, Speier, and Weggeland—Aye.

Assembly Bill No. 1736, Concurrence: Alpert, Bustamante, Davis, and Granlund—Aye.

Assembly Bill No. 1916, Concurrence: Bustamante, McPherson, and Speier—Aye.

Assembly Concurrent Resolution No. 41, Concurrence: Alpert, Davis, Goldsmith, and Speier—Aye.

Assembly Bill No. 247, Concurrence: Bustamante, Goldsmith, Martinez, Napolitano, and Speier—Aye.

Assembly Bill No. 1968, Concurrence: Battin, Bordonaro, Goldsmith, Napolitano, and Speier—Aye.

Assembly Bill No. 1125, Concurrence: Battin, Goldsmith, and Kuehl—Aye.

Consent Calendar: Goldsmith—Aye.

Assembly Bill No. 182, Concurrence: Davis and Goldsmith—Aye.

MOTION TO ADJOURN

At 11:33 a.m., Assembly Member Hannigan moved that the Assembly do now adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:34 a.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 174.

BYRON D. SHER

Above request ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 21, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 99
Assembly Bill No. 598
Assembly Bill No. 843

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., July 21, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 21, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 770

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., July 21, 1995.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 761

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 361

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 684

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 663

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ARCHIE-HUDSON, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: July 21, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1702

With the recommendation: That Senate amendments be concurred in.

McPHERSON, Chairman

Above bill ordered to unfinished business.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 351

With amendments with the recommendation: Amend, and do pass, as amended.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 531

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 208
Assembly Bill No. 546
Assembly Bill No. 1098
Assembly Bill No. 1759

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 21, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1123

With the recommendation: Do pass.

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 699
Senate Bill No. 1043

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 892

With amendments with the recommendation: Amend, and do pass, as amended.

CORTESE, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

July 21, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning SB 1243 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 21
Assembly Bill No. 107
Assembly Bill No. 391
Assembly Bill No. 434
Assembly Bill No. 552
Assembly Bill No. 600
Assembly Bill No. 747
Assembly Bill No. 867
Assembly Bill No. 1270
Assembly Bill No. 1305
Assembly Bill No. 1409
Assembly Bill No. 1461
Assembly Bill No. 1464
Assembly Bill No. 1506
Assembly Bill No. 1821

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 42

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, July 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 56
Assembly Bill No. 65
Assembly Bill No. 97
Assembly Bill No. 770
Assembly Bill No. 928
Assembly Bill No. 1400
Assembly Bill No. 1570
Assembly Bill No. 1575
Assembly Bill No. 1802

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, introduced the following guests from Rio Hondo Community College: Sharon Caballero, Vice President, Pat Gallego and Hope Olmos; Dr. Elena Macias, of California State University Long Beach; and Marisa Olguin and Jamie Morgan, of her District office.

Assembly Member Boland, of the 38th Assembly District, introduced Jeanne Barnaby and her son, Ken Barnaby; Romain Biju, of Tours, France; and Vivian Callay, of Island of Corsica, France.

ADJOURNMENT

At 3 p.m., on motion of Assembly Member Hannigan, the Assembly adjourned until 5 p.m., Sunday, July 23, 1995, out of respect to the memory of Col. William M. Martin, on motion of Assembly Member Conroy; out of respect to the memory of Deputy Sheriff Antranik Geuvjehizian and Robert Boswell, on motion of Assembly Member Hoge; out of respect to the memory of Thomas Michael Crail, on motion of Assembly Member Knox; and out of respect to the memory of Margaret Hayter, on motion of Assembly Member Harvey.

BRIAN SETENCICH, Majority Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 21, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

604
627
913
1943

Senate Bills

30
100
152
159
193
291
341
424
446
487
647
719
815
866
872
1054
1169
1244

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Sunday, July 23, 1995

ONE HUNDRED SEVENTEENTH SESSION DAY

TWO HUNDRED THIRTY-FIRST 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Sunday, July 23, 1995

The Assembly met at 5:03 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 5:04 p.m., Majority Speaker pro Tempore Setencich placed a quorum call upon the Assembly.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Assembly Member Gary G. Miller, of the 60th Assembly District:

Our God and Father: We thank You for this beautiful day You have blessed us with. We pray that You will watch over each of us; we ask that all we say and do will be pleasing unto You. In Your name we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Cannella then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

QUORUM PRESENT

At 5:17 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present. The roll call was completed, and the following answered to their names—63:

Aguiar	Conroy	Katz	Murray, Willard
Alpert	Cortese	Knight	Napolitano
Archie-Hudson	Cunneen	Knox	Olberg
Baca	Davis	Kuehl	Poochigian
Baldwin	Ducheny	Kuykendall	Pringle
Bates	Figueroa	Lee	Rainey
Battin	Gallegos	Machado	Richter
Bordonaro	Goldsmith	Margett	Rogan
Bowler	Granlund	Martinez	Setencich
Brewer	Hannigan	Mazzoni	Sweeney
Brown, Valerie	Harvey	McDonald	Takasugi
Brulte	Hauser	McPherson	Tucker
Burton	Hawkins	Miller	Vasconcellos
Bustamante	Hoge	Morrissey	Weggeland
Campbell	House	Morrow	Woods
Cannella	Isenberg	Murray, Kevin	

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Boland, Bowen, Caldera, Frusetta, Knowles, and Villaraigosa.

On legislative business, and waiving per diem: Assembly Members Firestone and Kaloogian.

On personal business, and waiving per diem: Assembly Members Alby, Willie Brown, Escutia, Friedman, Speier, and Thompson.

Because of illness: Assembly Member Sher.

Because of illness in her family: Assembly Member Allen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 23, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol, Room 219

Dear Mme. Speaker: This is to request that I be excused on this day on legislative business in my district. I am a featured speaker at an event in my district and a replacement cannot be found at this late notice.

Thank you for your consideration of this request.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

July 21, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mme. Speaker: I am writing to request that I be excused from session on Sunday, July 23rd, Monday, July 24th and Thursday, July 27th. As the legislative representative to the Judicial Council's Court Technology Committee I will be in San Francisco attending the regularly scheduled meetings of that body.

Please do not hesitate to call should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

July 21, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Due to legislative business in my district this Sunday, July 23, 1995, I would like to be excused from attending session.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 21, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Ms. Allen: Please be advised that I will be unable to attend the Assembly Floor Session scheduled for this Sunday, July 23, at 5:00 p.m. I will be away from the Capitol on legislative business. I waive my per diem for this day.

Sincerely,

BROOKS FIRESTONE, Assembly Member
Thirty-fifth District

July 24, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: Please excuse me from Assembly Floor Session on Sunday, July 23, 1995. I will be in my district on legislative business.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

July 23, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: Due to important legislative business in my district I will be unable to attend the Floor Session scheduled for Sunday, July 23, 1995.

I request that my absence be noted in the Journal, and to waive per diem for the day.

Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

July 24, 1995

Speaker Doris Allen
State Capitol
Sacramento, California

Dear Speaker Allen: Please excuse my absence from session on July 23, due to legislative business.

Sincerely,

DAVID KNOWLES, Assembly Member
Fourth District

July 23, 1995

Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This letter is to request that I be excused from Assembly Session on Sunday, July 23, 1995 due to legislative business.

Thank you for your consideration of this request.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 23, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 604
Assembly Bill No. 913
Assembly Bill No. 1943

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1446

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 633

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SETENCICH, Chairman

Above bill ordered to second reading.

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. 604 and **913,** ordered to third reading;

Assembly Bill No. 1943, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 208—An act to add and repeal Sections 17053.51 and 23651 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 546—An act to add and repeal Section 17206 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1098—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1759—An act to add and repeal Section 17053.33 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1123—An act to add Section 453.2 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 424, 291, and **446,** ordered to third reading;

Senate Bills Nos. 152, 193, and **1244,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 266—An act to amend Sections 10082, 10086, and 10089 the Insurance Code, relating to earthquake insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1360—An act to amend Section 1290 of, to add Section 27 to, to add Division 101 (commencing with Section 100100), Division 102 (commencing with Section 102100), Division 103 (commencing with Section 104100), Division 104 (commencing with Section 106500), Division 105 (commencing with Section 120100), Division 106 (commencing with Section 123100), and Division 107 (commencing with Section 127000) to, to repeal Sections 26, 850, 1250.9, 1250.10, and 1260 of, to repeal Article 1 (commencing with Section 200), Article 1.5 (commencing with Section 225), Article 1.7 (commencing with Section 230), Article 1.7 (commencing with Section 235), Article 1.8 (commencing with Section 242), Article 1.9 (commencing with Section 246.1), Article 2 (commencing with Section 248), Article 2.1 (commencing with Section 275, Article 2.4 (commencing with Section 283), Article 2.6 (commencing with Section 289), Article 2.9 (commencing with Section 295), Article 3 (commencing with Section 300), Article 3.1 (commencing with Section 309.7), Article 3.2 (commencing with Section 309.100), Article 3.3 (commencing with Section 310), Article 3.4 (commencing with Section 320), Article 3.45 (commencing with Section 324.7), Article 3.5 (commencing with Section 325), Article 3.6 (commencing with Section 340), Article 3.7 (commencing with Section 349), Article 4 (commencing with Section 350), Article 4.5 (commencing with Section 360), Article 4.6 (commencing with Section 372), Article 5 (commencing with Section 374), Article 5.5 (commencing with Section 380), Article 5.7 (commencing with Section 390), Article 6 (commencing with Section 400), Article 6.1 (commencing with Section 402), Article 6.5 (commencing with Section 405), Article 7 (commencing with Section 410), Article 7.2 (commencing with Section 412), Article 7.7 (commencing with Section 417), Article 7.8 (commencing with Section 418), Article8 (commencing with Section 420), Article 8.1 (commencing with Section 421), Article 8.5 (commencing with Section 423), Article 8.7 (commencing with Section 424.10), Article 9.5 (commencing with Section 426), Article 10 (commencing with Section 427), Article 10.2 (commencing with Section 427.10), Article 11 (commencing with Section 428), Article 13 (commencing with Section 429.11), Article 13.1 (commencing with Section 429.13), Article 14.5 (commencing with Section 429.35), and Article 15 (commencing with Section 429.40), Article 16 (commencing with Section 429.50), Article 17 (commencing with Section 429.60), Article 18 (commencing with Section 429.70), Article 18.5 (commencing with Section 429.90), Article 19 (commencing with Section 429.94, and Article 20 (commencing with Section 429.994) of Chapter 2 of Part 1 of Division 1 of, to repeal Article 8 (commencing with Section 1630) of Chapter 4 of Division 2 of, to repeal Chapter 1 (commencing with Section 100), Chapter 1.4 (commencing with Section 140), Chapter 1.5 (commencing with Section 150), Chapter 1.7 (commencing with Section 175), Chapter 1.8 (commencing with Section 185), Chapter 1.85 (commencing with Section 188), Chapter 1.9 (commencing with Section 190), Chapter 1.10 (commencing with Section 195), Chapter 1.11 (commencing with Section 199.20), Chapter 1.12 (commencing with Section 199.30), Chapter 1.13 (commencing with Section 199.42), Chapter 1.14 (commencing with Section 199.45), Chapter 1.15 (commencing with Section 199.55), Chapter 1.16 (commencing with Section 199.70), Chapter 1.17 (commencing with Section 199.81), Chapter 1.19 (commencing with Section 199.86), Chapter 1.20 (commencing with Section 199.95), Chapter 3 (commencing with Section 430) of, Chapter 4 (commencing with Section 436), and Chapter 5 (commencing with Section 436.50) of Part 1 of Division 1 of, to repeal Chapter 1 (commencing with Section 450), Chapter 2 (commencing with Section 600), Chapter 3 (commencing with Section 700), Chapter 6 (commencing with Section 954), Chapter 7 (commencing with Section 1000), Chapter 7.5 (commencing with Section 1010), and Chapter 8 (commencing with Section 1100) of Part 2 of Division 1 of, to repeal Chapter 7 (commencing with Section 1700) of Division 2 of, to

repeal Chapter 2 (commencing with Section 1800), Chapter 3 (commencing with Section 1900), Chapter 4 (commencing with Section 2100), Chapter 5.5 (commencing with Section 2425), and Chapter 9 (commencing with Section 2950) of Division 3 of, to repeal Chapter 6.5 (commencing with Section 5474.20) of Part 3 of Division 5 of, to repeal Chapter 1 (commencing with Section 15000) of Division 12.5 of, to repeal Chapter 1.5 (commencing with Section 19010) of Part 3 of Division 13 of, to repeal Chapter 1 (commencing with Section 24000), Chapter 1.2 (commencing with Section 24160), Chapter 1.5 (commencing with Section 24180), Chapter 3 (commencing with Section 24380), Chapter 3.5 (commencing with Section 24385), Chapter 4 (commencing with Section 24400), Chapter 4.3 (commencing with Section 24425), Chapter 4.5 (commencing with Section 24450), Chapter 5 (commencing with Section 24800), Chapter 6 (commencing with Section 25000), Chapter 6.1 (commencing with Section 25015), Chapter 6.99 (commencing with Section 25572), Chapter 7 (commencing with Section 25600), Chapter 7.1 (commencing with Section 25620), Chapter 7.2 (commencing with Section 25625), Chapter 7.3 (commencing with Section 25650), Chapter 7.4 (commencing with Section 25660), Chapter 7.5 (commencing with Section 25700), Chapter 7.6 (commencing with Section 25800), Chapter 7.7 (commencing with Section 25880), Chapter 7.8 (commencing with Section 25882), Chapter 7.9 (commencing with Section 25884), Chapter 8 (commencing with Section 25895), Chapter 9 (commencing with Section 25898), Chapter 10 (commencing with Section 25900), Chapter 10.2 (commencing with Section 25906), Chapter 10.5 (commencing with Section 25920), Chapter 10.7 (commencing with Section 25930), Chapter 10.8 (commencing with Section 25940), Chapter 11 (commencing with Section 25950), Chapter 12 (commencing with Section 25960), Chapter 12.7 (commencing with Section 25967), Chapter 13 (commencing with Section 25970), Chapter 13.7 (commencing with Section 25989.500), Chapter 14 (commencing with Section 25990), Chapter 14.5 (commencing with Section 25995), and Chapter 14.7 (commencing with Section 25996.950) of Division 20 of, to repeal Part 1.5 (commencing with Section 437.01), Part 1.8 (commencing with Section 443), Part 1.85 (commencing with Section 444), Part 1.95 (commencing with Section 446), Part 1.96 (commencing with Section 447.70), Part 1.97 (commencing with Section 448), Part 3 (commencing with Section 1170), Part 3.5 (commencing with Section 1175), Part 6 (commencing with Section 1180), Part 6.9 (commencing with Section 1189.101), and Part 7 (commencing with Section 1190) of Division 1 of, to repeal Part 1 (commencing with Section 3700) and Part 2 (commencing with Section 4100) of Division 5 of, to repeal Division 2.3 (commencing with Section 1795), Division 4 (commencing with Section 3000), Division 9 (commencing with Section 10000), Division 9.5 (commencing with Section 10800), Division 9.7 (commencing with Section 10900), Division 10.1 (commencing with Section 11670), Division 17 (commencing with Section 23000), Division 21 (commencing with Section 26000), and Division 22 (commencing with Section 27000) of, the Health and Safety Code, relating to reorganization of the Health and Safety Code.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 761—An act to amend Section 1373.621 of the Health and Safety Code, to amend Sections 10116.5 and 11512.03 of the Insurance Code, and to amend Section 2800.2 of, and to repeal Section 2807.5 of, the Labor Code, relating to health insurance.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 361—An act to amend Sections 5370.2 and 5512 of, to amend and repeal Section 5510 of, and to repeal Section 5512 of, the Welfare and Institutions Code, relating to mental health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 684—An act to add Article 3.9 (commencing with Section 14124.50) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to managed care.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 351—An act to amend Section 769 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 531—An act to amend Section 6902.2 of, and to add Section 6075 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 699—An act to add Section 35730.1 to the Education Code, relating to school district reorganization.

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. 1043—An act to amend Sections 32230, 32231, 32233, 32235, 32237, and 32239 of, and to add Sections 32236 and 32238 to, the Education Code, relating to schools, making an appropriation therefor, 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. 892—An act to amend Section 7145 of the Fish and Game Code, relating to sportfishing.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be returned to the second reading file.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Senate Bill No. 549, on request of Assembly Member Takasugi.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bills Nos. 772 and 901 were continued until the next legislative day.

MOTION TO ADJOURN

At 5:19 p.m., Assembly Member Richter moved that the Assembly do now adjourn.

Assembly Member Napolitano seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:20 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 6:58 p.m., pursuant to the motion by Assembly Member Richter the Assembly adjourned until 11 a.m., Monday, July 24, 1995.

BRIAN SETENCICH, Majority Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 23, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

208
546
1098
1759

Senate Bills

351
361
531
684
699
761
892
1043

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 24, 1995

ONE HUNDRED EIGHTEENTH SESSION DAY

TWO HUNDRED THIRTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 24, 1995

The Assembly met at 11 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Woods moved a quorum call of the Assembly. Motion carried. Time, 11:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:15 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—73:

Aguiar	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Vasconcellos
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Assembly Member Louis Caldera, of the 46th Assembly District:

O Lord, Make Your face shine upon Your servants gathered together this morning and teach us Your just decrees. Let our mouths be filled with Your praise, that we may sing hymns to Your glory and Your majesty all day long. Order our steps according to Your will, Lord, and keep us safe from all harm.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Margett 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 Kuehl, seconded by Assembly Member Miller.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Bowen.

On personal business, and waiving per diem: Assembly Members Escutia, Richter, and Thompson.

Because of a family emergency: Assembly Member Alby.

Because of illness in her family: Assembly Member Allen.

(NOTE: For letter explaining the absence of Assembly Member Bowen on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Sunday, July 23, 1995.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 24, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Brian Setencich and Curt Pringle to the Assembly Public Safety Committee to fill existing vacancies for the hearing on Monday, July 24, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 24, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Peter Frusetta and Bruce McPherson to the Assembly Transportation Committee to fill existing vacancies for the hearing on Monday, July 24, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 24, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bob Margett and Tom Woods to the Assembly Water, Parks and Wildlife Committee to fill existing vacancies for the hearing on Monday, July 24, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 24, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Education Committee to fill an existing vacancy for the hearing on Monday, July 24, 1995 only. I have also appointed Assemblymember Jim Cunneen to this committee in my place for the hearing on Monday, July 24, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 24, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Assembly Environmental Safety and Toxic Materials Committee to fill an existing vacancy for the hearing on Tuesday, July 25, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 208 Assembly Bill No. 1098
Assembly Bill No. 546 Assembly Bill No. 1759

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, July 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 627

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 65

And reports the same correctly enrolled, and presented to the Governor at 9:30 a.m., July 24, 1995.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Bill No.	*Committee*
1978	Health

House Resolution No.	*Committee*
23	Rls.

Senate Bill No.	*Committee*
258	C.P.,G.E. & E.D.

Senate Concurrent Resolution No.	*Committee*
17	Rls.
34	Rls.

AUTHOR'S AMENDMENTS
Committee on Higher Education

July 24, 1995

Mme. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 730

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARCHIE-HUDSON, Chairwoman

ASSEMBLY BILL NO. 730—An act to amend Section 66602 of the Education Code, relating to postsecondary education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 24, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 614
Senate Bill No. 954

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 614—An act to amend Section 18342 of the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462, 2244.5, and 4730.9 to, and to repeal Section 4704 of, the Health and Safety Code, to add Section 1023.5 to the Military and Veterans Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 954—An act to amend Section 19605.51 of, to amend, repeal, and add Section 19610.5 of, and to add Section 19603.5 to, the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 24, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 174
Senate Bill No. 638
Senate Bill No. 1194

AGUIAR, Alternate Chair

MESSAGES FROM THE SENATE

Senate Chamber, July 23, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 775
Senate Concurrent Resolution No. 30

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 23, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 348
Assembly Bill No. 1578

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 875

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 29

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 875—An act to amend Sections 19191 and 19192 of, and to add and repeal Sections 17053.44 and 23644 of, the Revenue and Taxation Code, and to amend Section 1088.5 of the Unemployment Insurance Code, relating to taxation.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 29—Relative to iron deficiency anemia prevention.

REQUEST FOR UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alfred Shaffer, of Inland Empire.

Assembly Member Firestone was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former UCSB Chancellor Vernon Cheadle.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Irv Carriero, of Hollister.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Slezak, of Burbank; and Dicie Marie Carner, of Burbank; and in honor of the birth of Alexandra Marie Fleming, born on June 29, 1995 to Sharon and Ed Fleming, of Portland, Oregon.

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. 208, 546, 1098, and **1759,** ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1446—An act to add Section 17053.65 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 351, 699, 1043, and **892,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 633—An act to add Sections 1826, 19720, and 19721 to the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 92 (Hauser)—An act to amend Sections 12026, 12026.1, and 12026.2 of the Penal Code, relating to firearms.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hauser moved a call of the Assembly.

Motion carried. Time, 11:21 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1742 (McPherson)—An act to amend Sections 8670.17, 8670.20, 8670.21, 8670.23, 8670.30, 8670.56.5, 8670.64, 8670.66, and 8670.67 of, to add Sections 8670.23.1, 8670.23.2, and 8670.56.1 to, and to repeal Section 8670.15 of, the Government Code, relating to oilspills.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McPherson moved a call of the Assembly.

Motion carried. Time, 11:25 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1806 (Poochigian)—An act to amend Sections 87202, 87203, and 87204 of the Government Code, relating to the Political Reform Act of 1974.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Conroy	Isenberg	Murray, Kevin
Alpert	Cortese	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knight	Olberg
Baldwin	Ducheny	Knowles	Poochigian
Bates	Figueroa	Knox	Pringle
Battin	Firestone	Kuehl	Rainey
Boland	Friedman	Kuykendall	Rogan
Bordonaro	Frusetta	Lee	Setencich
Bowler	Gallegos	Machado	Sher
Brewer	Goldsmith	Margett	Speier
Brown, Valerie	Granlund	Martinez	Sweeney
Brown, Willie	Hannigan	Mazzoni	Takasugi
Brulte	Harvey	McDonald	Tucker
Burton	Hauser	McPherson	Vasconcellos
Bustamante	Hawkins	Miller	Villaraigosa
Caldera	Hoge	Morrissey	Weggeland
Cannella	House	Morrow	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1702 (McPherson)—An act to amend Sections 5 and 7 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941), 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.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Granlund	McPherson	Vasconcellos
Brown, Willie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Cannella	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 21 (Archie-Hudson)—An act to add Article 3 (commencing with Section 76396) to Chapter 2 of Part 47 of the Education Code, relating to postsecondary education.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Cortese	Katz	Napolitano
Alpert	Cunneen	Knight	Olberg
Archie-Hudson	Davis	Knowles	Poochigian
Baca	Ducheny	Kuehl	Pringle
Bates	Figueroa	Kuykendall	Rainey
Battin	Firestone	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowler	Gallegos	Martinez	Speier
Brewer	Goldsmith	Mazzoni	Sweeney
Brown, Valerie	Granlund	McDonald	Takasugi
Brown, Willie	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Caldera	Hawkins	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	

NOES—2

Hoge	Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 391 (Bustamante)—An act to add Sections 60118 and 60251.5 to the Education Code, relating to instructional materials, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Archie-Hudson	Conroy	Hawkins	Miller
Baca	Cortese	Isenberg	Murray, Kevin
Baldwin	Cunneen	Kaloogian	Murray, Willard
Bates	Davis	Katz	Napolitano
Battin	Ducheny	Knox	Rainey
Boland	Figueroa	Kuehl	Rogan
Bowler	Firestone	Kuykendall	Setencich
Brown, Valerie	Friedman	Lee	Sher
Brown, Willie	Frusetta	Machado	Speier
Brulte	Gallegos	Margett	Sweeney
Burton	Granlund	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Vasconcellos
Caldera	Harvey	McDonald	Villaraigosa
Cannella	Hauser	McPherson	

NOES—7

Aguiar	Bordonaro	Hoge	Weggeland
Alpert	Goldsmith	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 434 (Rainey)—An act to amend Sections 21671 and 21672 of the Business and Professions Code, and to amend Section 1739.7 of the Civil Code, relating to collectibles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Murray, Kevin
Alpert	Cortese	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Bates	Figueroa	Knox	Rogan
Battin	Firestone	Kuehl	Setencich
Boland	Friedman	Kuykendall	Sher
Bordonaro	Frusetta	Lee	Speier
Bowler	Gallegos	Machado	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Cannella	House	Morrow	

NOES—2

Hoge	Pringle

Above bill ordered enrolled.

ASSEMBLY BILL NO. 600 (Morrissey)—An act to amend, repeal, and add Section 972.1 of the Military and Veterans Code, relating to veterans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Conroy	Isenberg	Murray, Kevin
Alpert	Cortese	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knight	Olberg
Baldwin	Ducheny	Knowles	Poochigian
Bates	Figueroa	Knox	Pringle
Battin	Firestone	Kuehl	Rainey
Boland	Friedman	Kuykendall	Rogan
Bordonaro	Frusetta	Lee	Setencich
Bowler	Gallegos	Machado	Sher
Brewer	Goldsmith	Margett	Speier
Brown, Valerie	Granlund	Martinez	Sweeney
Brown, Willie	Hannigan	Mazzoni	Takasugi
Brulte	Harvey	McDonald	Tucker
Burton	Hauser	McPherson	Vasconcellos
Bustamante	Hawkins	Miller	Villaraigosa
Caldera	Hoge	Morrissey	Weggeland
Cannella	House	Morrow	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 747 (Valerie Brown)—An act to amend Section 13132.7 of the Health and Safety Code, relating to fire protection, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Valerie Brown moved a call of the Assembly.

Motion carried. Time, 11:32 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 867 (Valerie Brown)—An act to add and repeal Section 26614.7 to the Government Code, relating to county searches.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aguiar	Cortese	Katz	Napolitano
Alpert	Cunneen	Knight	Olberg
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Rogan
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Frusetta	Lee	Speier
Bordonaro	Gallegos	Machado	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Tucker
Brown, Valerie	Hannigan	McDonald	Vasconcellos
Brown, Willie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	House	Morrow	
Cannella	Isenberg	Murray, Kevin	
Conroy	Kaloogian	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1270 (McPherson)—An act to amend Sections 7593, 7598.4, and 7599.36 of the Business and Professions Code, relating to alarm companies.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowler	Goldsmith	Margett	Sweeney
Brewer	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1305 (Bowler)—An act to amend Section 2010 of the Fish and Game Code, relating to game.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowler moved a call of the Assembly.

Motion carried. Time, 11:35 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1409 (Valerie Brown)—An act to add Sections 429.82, 429.83, and 429.84 to the Health and Safety Code, relating to geriatric technicians.

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

Aguiar	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brewer	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1461 (Bordonaro)—An act to add and repeal Section 26614.6 to the Government Code, relating to county searches.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Aguiar	Conroy	House	Morrissey
Alpert	Cortese	Kaloogian	Morrow
Archie-Hudson	Cunneen	Knight	Murray, Willard
Baca	Davis	Knowles	Napolitano
Baldwin	Ducheny	Knox	Olberg
Battin	Figueroa	Kuehl	Poochigian
Boland	Firestone	Kuykendall	Rainey
Bordonaro	Frusetta	Lee	Rogan
Bowler	Gallegos	Machado	Setencich
Brewer	Goldsmith	Margett	Sweeney
Brown, Valerie	Granlund	Martinez	Takasugi
Brown, Willie	Hannigan	Mazzoni	Villaraigosa
Brulte	Harvey	McDonald	Weggeland
Bustamante	Hauser	McPherson	Woods
Cannella	Hawkins	Miller	

NOES—4

Burton	Caldera	Isenberg	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1464 (Kaloogian)—An act to amend Section 19995.1 of the Government Code, relating to civil service.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Conroy	Isenberg	Murray, Kevin
Alpert	Cortese	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knight	Olberg
Baldwin	Ducheny	Knowles	Poochigian
Bates	Figueroa	Knox	Pringle
Battin	Firestone	Kuehl	Rainey
Boland	Friedman	Kuykendall	Rogan
Bordonaro	Frusetta	Lee	Setencich
Bowler	Gallegos	Machado	Sher
Brewer	Goldsmith	Margett	Speier
Brown, Valerie	Granlund	Martinez	Sweeney
Brown, Willie	Hannigan	Mazzoni	Takasugi
Brulte	Harvey	McDonald	Tucker
Burton	Hauser	McPherson	Vasconcellos
Bustamante	Hawkins	Miller	Villaraigosa
Caldera	Hoge	Morrissey	Weggeland
Cannella	House	Morrow	Woods

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1110 (Kaloogian)—An act to amend Section 564 of the Code of Civil Procedure, relating to financial transactions.

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

Aguiar	Cortese	Kaloogian	Murray, Willard
Alpert	Cunneen	Katz	Napolitano
Archie-Hudson	Davis	Knight	Olberg
Baca	Ducheny	Knowles	Poochigian
Baldwin	Figueroa	Knox	Pringle
Battin	Firestone	Kuehl	Rainey
Boland	Friedman	Kuykendall	Rogan
Bordonaro	Frusetta	Lee	Setencich
Bowler	Gallegos	Machado	Sher
Brewer	Goldsmith	Margett	Speier
Brown, Valerie	Granlund	Martinez	Sweeney
Brown, Willie	Hannigan	Mazzoni	Takasugi
Brulte	Harvey	McDonald	Tucker
Burton	Hauser	McPherson	Vasconcellos
Bustamante	Hawkins	Miller	Villaraigosa
Caldera	Hoge	Morrissey	Weggeland
Cannella	House	Morrow	Woods
Conroy	Isenberg	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

BILL RETURNED TO SENATE

Without objection, Assembly Member Kaloogian returned Assembly Bill No. 1466 to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1506 (Kuehl)—An act to add Section 22859.2 to the Government Code, relating to public employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 11:41 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1821 (Battin)—An act to amend Section 1032 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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 11:42 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY JOINT RESOLUTION NO. 42 (Figueroa)—Relative to human rights.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Aguiar	Cortese	Kaloogian	Murray, Willard
Alpert	Cunneen	Katz	Napolitano
Archie-Hudson	Davis	Knight	Olberg
Baca	Ducheny	Knowles	Poochigian
Baldwin	Figueroa	Knox	Pringle
Bates	Firestone	Kuehl	Rainey
Battin	Friedman	Kuykendall	Rogan
Boland	Frusetta	Lee	Setencich
Bordonaro	Gallegos	Machado	Sher
Bowler	Goldsmith	Margett	Speier
Brewer	Granlund	Martinez	Sweeney
Brown, Valerie	Hannigan	Mazzoni	Takasugi
Brown, Willie	Harvey	McDonald	Tucker
Brulte	Hauser	McPherson	Vasconcellos
Burton	Hawkins	Miller	Villaraigosa
Bustamante	Hoge	Morrissey	Weggeland
Cannella	House	Morrow	Woods
Conroy	Isenberg	Murray, Kevin	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 465 (Kaloogian)—An act to add Section 27622.5 to the Health and Safety Code, relating to food 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—67

Aguiar	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Knight	Olberg
Baca	Davis	Knowles	Poochigian
Baldwin	Ducheny	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Frusetta	Lee	Sher
Bordonaro	Gallegos	Machado	Speier
Bowler	Goldsmith	Margett	Sweeney
Brewer	Granlund	Martinez	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Brulte	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574, and Senate Bill No. 772 were continued until Thursday, July 27, 1995.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER MOTION TO RESCIND ACTION

In compliance with a motion given on a previous day, Assembly Member Burton moved that the vote be reconsidered whereby the motion to rescind action as it relates to Senate Bill No. 901, lost.

Motion to rescind action on Senate Bill No. 901 reconsidered by the following vote:

AYES—47

Aguiar	Caldera	Hawkins	Murray, Kevin
Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Kaloogian	Napolitano
Baca	Davis	Katz	Poochigian
Baldwin	Ducheny	Knox	Setencich
Bates	Figueroa	Kuehl	Sher
Battin	Friedman	Lee	Speier
Bowler	Frusetta	Machado	Sweeney
Brown, Valerie	Gallegos	Martinez	Vasconcellos
Brown, Willie	Hannigan	Mazzoni	Villaraigosa
Burton	Harvey	McDonald	Woods
Bustamante	Hauser	McPherson	

NOES—13

Bordonaro	Cunneen	Morrissey	Weggeland
Brewer	Goldsmith	Olberg	
Brulte	Hoge	Pringle	
Conroy	Knowles	Rainey	

Further Consideration of Motion to Rescind Action

Assembly Member Sher moved that the action be rescinded whereby on July 14, 1995 (Assembly Journal, page 2715), the Report of the Committee on Natural Resources relative to Senate Bill No. 901 was received and read in the Assembly and whereby on July 15, 1995 (Assembly Journal, page 2740), the bill was read a second time, amendments to the bill read and adopted and the bill ordered reprinted and re-referred to the Committee on Local Government.

Motion carried by the following vote:

AYES—48

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Kaloogian	Napolitano
Baca	Davis	Katz	Poochigian
Bates	Ducheny	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Boland	Friedman	Lee	Speier
Bowler	Frusetta	Machado	Sweeney
Brown, Valerie	Gallegos	Martinez	Takasugi
Brown, Willie	Hannigan	Mazzoni	Tucker
Burton	Harvey	McDonald	Vasconcellos
Bustamante	Hauser	McPherson	Villaraigosa
Caldera	House	Murray, Kevin	Woods

NOES—18

Aguiar	Cunneen	Kuykendall	Pringle
Baldwin	Goldsmith	Miller	Rainey
Brewer	Hoge	Morrissey	Weggeland
Brulte	Knight	Morrow	
Conroy	Knowles	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to rescind action as it relates to Senate Bill No. 901: Assembly Member Takasugi, from "No" to "Aye".

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 903 (Vasconcellos)—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Amendments Withdrawn

Without objection, Assembly Member Brulte withdrew his amendments to Assembly Bill No. 903.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 903

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 903 be laid upon the table.

Assembly Member Hoge seconded the motion.

Motion carried by the following vote:

AYES—42

Aguiar	Davis	Katz	Murray, Willard
Alpert	Ducheny	Knowles	Napolitano
Archie-Hudson	Figueroa	Knox	Poochigian
Baca	Firestone	Kuehl	Pringle
Boland	Friedman	Lee	Rainey
Brewer	Frusetta	Machado	Takasugi
Brown, Valerie	Gallegos	Margett	Tucker
Brown, Willie	Granlund	Martinez	Vasconcellos
Brulte	Hannigan	McDonald	Villaraigosa
Bustamante	Hauser	Miller	
Cannella	Hawkins	Morrissey	

NOES—16

Baldwin	Cortese	Isenberg	McPherson
Bordonaro	Cunneen	Kaloogian	Sher
Bowler	Goldsmith	Kuykendall	Speier
Caldera	Harvey	Mazzoni	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Isenberg to Assembly Bill No. 903: Assembly Member Speier, from "Aye" to "No".

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—59

Aguiar	Cunneen	Kaloogian	Murray, Willard
Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knight	Olberg
Baca	Figueroa	Knowles	Poochigian
Baldwin	Firestone	Knox	Pringle
Boland	Friedman	Kuehl	Rainey
Bordonaro	Frusetta	Lee	Rogan
Bowler	Gallegos	Machado	Setencich
Brewer	Goldsmith	Margett	Speier
Brown, Valerie	Granlund	McDonald	Takasugi
Brown, Willie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Burton	Hauser	Morrissey	Villaraigosa
Bustamante	Hawkins	Morrow	Woods
Cannella	House	Murray, Kevin	

NOES—6

Bates	Isenberg	Mazzoni
Caldera	Martinez	Sher

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Aguiar	Cunneen	Kaloogian	Murray, Willard
Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knight	Olberg
Baca	Figueroa	Knowles	Poochigian
Baldwin	Firestone	Knox	Pringle
Boland	Friedman	Kuehl	Rainey
Bordonaro	Frusetta	Lee	Rogan
Bowler	Gallegos	Machado	Setencich
Brewer	Goldsmith	Margett	Speier
Brown, Valerie	Granlund	McDonald	Takasugi
Brown, Willie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Burton	Hauser	Morrissey	Villaraigosa
Bustamante	Hawkins	Morrow	Woods
Cannella	House	Murray, Kevin	

NOES—6

Bates	Isenberg	Mazzoni
Caldera	Martinez	Sher

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Assembly Bill No. 903, and on passage of the bill: Assembly Member Kuykendall, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 904 (Vasconcellos)—An act relating to corrections, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 904

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 904 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Isenberg to Assembly Bill No. 904: Assembly Member Lee, from "Aye" to "No".

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 905 (Vasconcellos)—An act relating to social services.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 905

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 905 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 906 (Vasconcellos)—An act relating to local government.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 906

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 906 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 908 (Vasconcellos)—An act relating to health.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 908

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 908 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 909 (Vasconcellos)—An act relating to public resources.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 909

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 909 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 910 (Vasconcellos)—An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Withdrawn

Without objection, the amendments offered by Assembly Member Richter to Assembly Bill No. 910 were withdrawn.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 910

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 910 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

ASSEMBLY BILL NO. 911 (Vasconcellos)—An act relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 911

Speaker Emeritus Brown moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 911 be laid upon the table.

Assembly Member Hannigan seconded the motion.

Motion carried by the following vote:

AYES—41

Aguiar	Davis	Knight	Napolitano
Alpert	Ducheny	Knox	Poochigian
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Machado	Setencich
Battin	Gallegos	Margett	Takasugi
Bowler	Granlund	Martinez	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrow	
Brulte	Kaloogian	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

NOES—15

Baldwin	Cannella	Isenberg	Sher
Bates	Cortese	Kuykendall	Speier
Bordonaro	Goldsmith	Lee	Sweeney
Caldera	Hawkins	Mazzoni	

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	House	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Martinez	Setencich
Bordonaro	Friedman	McDonald	Speier
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Vasconcellos
Brown, Willie	Hannigan	Morrow	Villaraigosa
Brulte	Harvey	Murray, Kevin	Weggeland
Bustamante	Hauser	Murray, Willard	Woods

NOES—8

Bates	Campbell	Isenberg	Mazzoni
Caldera	Cortese	Lee	Sher

Bill ordered transmitted to the Senate immediately.

At 12:06 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY JOINT RESOLUTION NO. 39 (Setencich)—Relative to flood control.

Resolution read, and adopted by the following vote:

AYES—61

Aguiar	Cortese	Knowles	Napolitano
Alpert	Cunneen	Knox	Olberg
Archie-Hudson	Davis	Kuehl	Poochigian
Baca	Ducheny	Kuykendall	Rainey
Bates	Figueroa	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Speier
Brewer	Gallegos	Martinez	Sweeney
Brown, Valerie	Goldsmith	Mazzoni	Takasugi
Brown, Willie	Granlund	McDonald	Vasconcellos
Burton	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	
Cannella	House	Murray, Kevin	
Conroy	Knight	Murray, Willard	

NOES—None

Resolution ordered transmitted to the Senate.

At 12:11 p.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

ASSEMBLY BILL NO. 819 (Vasconcellos)—An act making an appropriation for the payment of judgments and settlement claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Aguiar	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knox	Pringle
Baca	Ducheny	Kuehl	Rainey
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Aguiar	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knox	Pringle
Baca	Ducheny	Kuehl	Rainey
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 907 (Vasconcellos)—An act to add Article 4 (commencing with Section 13350) to Chapter 4 of Part 3 of Title 3 of Division 2 of the Government Code, relating to capital outlay planning.

Bill read third time, and passed by the following vote:

AYES—70

Aguiar	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knowles	Poochigian
Baca	Cunneen	Knox	Pringle
Baldwin	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Tucker
Brown, Willie	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1683 (Conroy)—An act to add Section 16728 to the Business and Professions Code, to amend Sections 211, 212, 214.5, 216, 622, 727, 728.5, 731, 768, 816.5, 1904, 2107.5, 2117, 2119, 4000, 4001, 4005, 4006, 4007, 4010, 4015, 4022, 5001, 5004, 5005, of, to amend the heading of Chapter 2.5 (commencing with Section 4000) of Division 2 of, to add Section 224.6 to, to repeal Sections 213, 214.1, 421.5, 452.1, 452.2, 454.1, 460.5, 586, 726, and 4008.1 of, and to repeal Article 4 (commencing with Section 1061) of Chapter 5 of Part 1 of Division 1, Chapter 1 (commencing with Section 3501), Chapter 2 (commencing with Section 3901), Chapter 2.7 (commencing with Section 4120), Chapter 3 (commencing with Section 4301) and Chapter 5 (commencing with Section 4801) of Division 2 of, the Public Utilities Code, to add Part 1.55 (commencing with Section 7231) to Division 2 of, the Revenue and Taxation Code, and to amend Sections 290, 1808.1, 1808.3, 34505.6, 34505.7, and 40000.22 of, and to add Division 14.85 (commencing with Section 34600) to, the Vehicle Code, relating to carriers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—56

Aguiar	Conroy	Hoge	Murray, Kevin
Alpert	Cortese	House	Murray, Willard
Baca	Cunneen	Kaloogian	Napolitano
Baldwin	Davis	Knight	Olberg
Battin	Ducheny	Knowles	Poochigian
Boland	Figueroa	Kuykendall	Pringle
Bordonaro	Firestone	Machado	Rainey
Bowler	Frusetta	Margett	Rogan
Brewer	Gallegos	Mazzoni	Setencich
Brown, Valerie	Goldsmith	McDonald	Takasugi
Brulte	Granlund	McPherson	Tucker
Bustamante	Hannigan	Miller	Villaraigosa
Caldera	Harvey	Morrissey	Weggeland
Cannella	Hauser	Morrow	Woods

NOES—8

Burton	Knox	Lee	Sher
Campbell	Kuehl	Martinez	Speier

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Conroy	Hoge	Murray, Kevin
Alpert	Cortese	House	Murray, Willard
Baca	Cunneen	Kaloogian	Napolitano
Baldwin	Davis	Knight	Olberg
Battin	Ducheny	Knowles	Poochigian
Boland	Figueroa	Kuykendall	Pringle
Bordonaro	Firestone	Machado	Rainey
Bowler	Frusetta	Margett	Rogan
Brewer	Gallegos	Mazzoni	Setencich
Brown, Valerie	Goldsmith	McDonald	Takasugi
Brulte	Granlund	McPherson	Tucker
Bustamante	Hannigan	Miller	Villaraigosa
Caldera	Harvey	Morrissey	Weggeland
Cannella	Hauser	Morrow	Woods

NOES—8

Burton	Knox	Lee	Sher
Campbell	Kuehl	Martinez	Speier

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 122 (O'Connell)—An act to add Section 61601.28 to the Government Code, relating to community services districts.

Bill read third time, and presented by Assembly Member Hannigan.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Knight	Napolitano
Archie-Hudson	Cunneen	Knowles	Olberg
Baca	Davis	Knox	Poochigian
Baldwin	Ducheny	Kuehl	Pringle
Bates	Figueroa	Kuykendall	Rainey
Battin	Firestone	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowler	Gallegos	Martinez	Speier
Brewer	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Caldera	Hoge	Morrissey	Weggeland
Campbell	House	Morrow	Woods
Cannella	Isenberg	Murray, Kevin	

NOES—1

Bustamante

Bill ordered transmitted to the Senate.

SENATE BILL NO. 312 (Campbell)—An act to add Section 855.9 to the Government Code, relating to liability.

Bill read third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—57

Aguiar	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knowles	Rainey
Battin	Figueroa	Knox	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Frusetta	Lee	Speier
Bowler	Goldsmith	Machado	Sweeney
Brown, Willie	Granlund	Martinez	Tucker
Brulte	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	
Conroy	Isenberg	Murray, Willard	
Cortese	Kaloogian	Olberg	

NOES—4

Caldera	Kuehl	McDonald	Napolitano

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent to take up Assembly Bill No. 107, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 107 (Boland)—An act to amend Sections 35700, 35721, and 35722 of, and to repeal Section 35546 of, the Education Code, relating to school district organization.

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—42

Aguiar	Cunneen	Katz	Pringle
Baldwin	Firestone	Knight	Rainey
Battin	Friedman	Knowles	Rogan
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Goldsmith	Margett	Speier
Bowler	Granlund	McPherson	Sweeney
Brewer	Harvey	Miller	Takasugi
Brulte	Hawkins	Morrissey	Weggeland
Cannella	Hoge	Morrow	Woods
Conroy	House	Olberg	
Cortese	Kaloogian	Poochigian	

NOES—22

Archie-Hudson	Campbell	Kuehl	Murray, Willard
Baca	Ducheny	Lee	Napolitano
Bates	Gallegos	Machado	Sher
Brown, Willie	Hannigan	Martinez	Villaraigosa
Burton	Hauser	Mazzoni	
Caldera	Knox	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 107: Assembly Members Willie Brown, Kevin Murray, and Willard Murray, from "Aye" to "No".

Above bill ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Speaker Allen:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Health and Appropriations to meet, consider, and report Senate Bills Nos. 638 and 1194 for further action.

By Assembly Member Sher:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Natural Resources and Appropriations to meet, consider, and report Senate Bill No. 174 for further action.

Resolutions read, and adopted by the following vote:

AYES—67

Aguiar	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Baca	Cortese	Katz	Olberg
Baldwin	Davis	Knight	Poochigian
Bates	Ducheny	Knowles	Pringle
Battin	Figueroa	Knox	Rainey
Boland	Firestone	Kuehl	Setencich
Bordonaro	Friedman	Kuykendall	Sher
Bowler	Frusetta	Lee	Speier
Brewer	Gallegos	Machado	Sweeney
Brown, Valerie	Goldsmith	Margett	Takasugi
Brown, Willie	Granlund	Martinez	Tucker
Brulte	Hannigan	Mazzoni	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	House	Murray, Kevin	

NOES—None

ASSEMBLY BILL NO. 1943 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Bordonaro was granted unanimous consent that Assembly Bill No. 1943 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 1943 (Bordonaro)—An act to amend Section 71011 of, and to add Section 71031 to, the Public Resources Code, relating to environmental protection.

Bill read third time.

Motion to Amend

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the Consent Calendar.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 1890 (Conroy)—An act to add Section 702.1 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 993 (Martinez)—An act to add Section 452.6 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1852 (Sher)—An act to add Section 326 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE CONCURRENT RESOLUTION NO. 23 (Marks)—Relative to a sister-state relationship.

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 BILL NO. 137 (Craven)—An act to amend Section 9882 of, and to add Article 10.5 (commencing with Section 9889.50) to Chapter 20.3 of Division 3 of the Business and Professions Code, relating to automobile repair.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 188 (Russell)—An act to amend Section 10506.4 of, and to add Article 6.5 (commencing with Section 10507.5) to Chapter 5 of Part 2 of Division 2 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 639 (Peace)—An act to amend Section 551 of the Penal Code, relating to fraud.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1006 (Dills)—An act to add Sections 44260.7 and 51226.6 to the Education Code, relating to driver education and training.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1036 (Mello)—An act to amend Section 33492.71 of the Health and Safety Code, relating to redevelopment.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1061 (Mountjoy)—An act to amend Sections 7028, 7030, 7040, 7058.6, 7096, 7097, 7098, 7102, 7117.5, and 7125 of, to add Sections 7071.17 and 7076.2 to, to repeal Section 7109.2 of, and to repeal and add Sections 7071.6, 7076, 7125.1, and 7125.2 of, the Business and Professions Code, relating to contractors.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1324 (Committee on Insurance)—An act to add Section 10113.6 to the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Vasconcellos
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 100 (Maddy)—An act to amend, repeal, and add Section 19809 of, to add and repeal Sections 19807.1, 19809.5, and 19819.5 of, and to repeal and add Section 19802 of, the Business and Professions Code, relating to gaming, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Isenberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1089 (Polanco)—An act to amend Section 40728.5 of the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Sher moved the adoption of amendments.

Amendments read and adopted; 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. 478, on request of Assembly Member Speier.

ACTION RESCINDED ON SENATE BILL NO. 1243

Assembly Member Conroy was granted unanimous consent to rescind the action whereby the Assembly, on July 17, 1995 (Assembly Journal, page 2788), passed Senate Bill No. 1243, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1243 by Unanimous Consent

Assembly Member Conroy was granted unanimous consent to take up Senate Bill No. 1243, without reference to file, for purpose of amendment.

SENATE BILL NO. 1243 (Kelley)—An act to amend Sections 2705 and 2706 of the Public Utilities Code, relating to water.

Bill read third time.

Motion to Amend

Assembly Member Conroy moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Laura Wilson, of Davis.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Alpert announced that the Committee on Education would meet today, upon adjournment of Floor session, in the Speaker's Conference Room.

Majority Speaker pro Tempore Setencich announced that the Committee on Water, Parks and Wildlife would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room, and that the Committee on Public Safety would meet today, upon adjournment of Floor session, in the same room, upon adjournment of Water, Parks and Wildlife Committee.

Assembly Member Katz announced that the Committee on Transportation scheduled for today is canceled.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Knowles was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joan Hunter of Amador County.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1158 (Johannessen)—An act to add and repeal Article 13 (commencing with Section 18841) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Margett moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Burton arose to the following point of order:

That only bills or amendments that are technical or noncontroversial should be taken up for consideration at the close of session.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Senate Bill No. 1158 Passed and Retained

By unanimous consent further consideration of proposed amendments to Senate Bill No. 1158 was passed on file, to retain its place on file.

SENATE BILL NO. 903 (Leslie)—An act to amend Section 65850 of the Government Code, relating to adult entertainment.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

BILL RE-REFERRED TO COMMITTEE

By unanimous consent, Senate Bill No. 903 was re-referred to the Committee on Local Government.

SPECIAL COMMITTEE MEETINGS

Assembly Member Rainey was granted unanimous consent that the Committee on Local Government be permitted to hold a special meeting and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 903 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 549 (Alquist)—An act to amend Sections 221, 9564, and 40000.5 of the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Takasugi moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Granlund was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 638 and 1194 for hearing in the Committee on Health.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1296 (Leonard)—An act to amend Section 25332 of, and to repeal Section 25339 of, the Government Code, relating to county services.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Burton arose to the following point of order:

That only amendments that are technical and noncontroversial in nature should be taken up for consideration at the close of session.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Senate Bill No. 1296 Passed and Retained

By unanimous consent further consideration of proposed amendments to Senate Bill No. 1296 was passed on file, to retain its place on file.

CAUCUS ANNOUNCEMENTS

Assembly Member Bustamante announced that the Democratic Caucus would meet today, at 2 p.m., in the Tom Bane Rules Committee Room.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1164

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Hawkins was granted unanimous consent to take up Assembly Bill No. 1164, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1164 (Hawkins)—An act to add Chapter 2.7 (commencing with Section 1954.50) to Title 5 of Part 4 of Division 3 of the Civil Code, to repeal Chapter 3.7 (commencing with Section 50540), Chapter 5 (commencing with Section 50600), Chapter 6 (commencing with Section 50650), and Chapter 11.6 (commencing with Section 50810), of Part 2 of, and to repeal Part 3.5 (commencing with Section 51500) of, Division 31 of, the Health and Safety Code, relating to housing.

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 Bordonaro, Baca, Speier, House, and Kuykendall demanded the previous question. Demand sustained.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—48

Aguiar	Cortese	Katz	Murray, Kevin
Baca	Cunneen	Knight	Murray, Willard
Baldwin	Firestone	Knowles	Olberg
Battin	Frusetta	Kuykendall	Poochigian
Boland	Goldsmith	Machado	Pringle
Bordonaro	Granlund	Margett	Rainey
Bowler	Harvey	Martinez	Rogan
Brewer	Hauser	Mazzoni	Setencich
Brulte	Hawkins	McPherson	Takasugi
Bustamante	Hoge	Miller	Tucker
Cannella	House	Morrissey	Weggeland
Conroy	Kaloogian	Morrow	Woods

NOES—18

Archie-Hudson	Caldera	Kuehl	Speier
Bates	Gallegos	Lee	Sweeney
Brown, Valerie	Hannigan	McDonald	Villaraigosa
Brown, Willie	Isenberg	Napolitano	
Burton	Knox	Sher	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 92

At 1:11 p.m., on motion of Assembly Member Hauser, 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. 92 by the following vote:

AYES—59

Aguiar	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Rogan
Bates	Friedman	Kuehl	Setencich
Battin	Frusetta	Kuykendall	Sher
Boland	Goldsmith	Lee	Speier
Bordonaro	Granlund	Machado	Sweeney
Brown, Valerie	Hannigan	Margett	Takasugi
Brown, Willie	Hauser	Mazzoni	Vasconcellos
Brulte	Hawkins	McPherson	Villaraigosa
Burton	Hoge	Miller	Weggeland
Bustamante	House	Morrissey	Woods
Cannella	Isenberg	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1742

At 1:11 p.m., on motion of Assembly Member McPherson, 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. 1742 by the following vote:

AYES—48

Aguiar	Conroy	Hoge	Morrow
Alpert	Cortese	House	Murray, Kevin
Baca	Cunneen	Kaloogian	Murray, Willard
Baldwin	Ducheny	Knight	Olberg
Battin	Firestone	Knowles	Poochigian
Boland	Frusetta	Knox	Pringle
Bordonaro	Gallegos	Kuykendall	Rainey
Bowler	Goldsmith	Machado	Rogan
Brewer	Granlund	Margett	Setencich
Brulte	Harvey	McPherson	Takasugi
Burton	Hauser	Miller	Weggeland
Cannella	Hawkins	Morrissey	Woods

NOES—15

Archie-Hudson	Katz	Mazzoni	Speier
Caldera	Kuehl	McDonald	Sweeney
Friedman	Lee	Napolitano	Villaraigosa
Isenberg	Martinez	Sher	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1742: Assembly Member Kuehl, from "Aye" to "No".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 747

At 1:12 p.m., on motion of Assembly Member Valerie Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 747 adopted by the following vote:

AYES—61

Aguiar	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Bates	Firestone	Kuehl	Rogan
Battin	Frusetta	Kuykendall	Setencich
Boland	Gallegos	Machado	Speier
Bordonaro	Goldsmith	Margett	Sweeney
Bowler	Granlund	McDonald	Takasugi
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—8

Baldwin	Isenberg	Martinez	Sher
Caldera	Lee	Mazzoni	Tucker

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—61

Aguiar	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Bates	Firestone	Kuehl	Rogan
Battin	Frusetta	Kuykendall	Setencich
Boland	Gallegos	Machado	Speier
Bordonaro	Goldsmith	Margett	Sweeney
Bowler	Granlund	McDonald	Takasugi
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—8

Baldwin	Isenberg	Martinez	Sher
Caldera	Lee	Mazzoni	Tucker

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1305

At 1:12 p.m., on motion of Assembly Member Bowler, 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. 1305 by the following vote:

AYES—48

Aguiar	Conroy	Hoge	Morrow
Baca	Cortese	House	Murray, Willard
Baldwin	Cunneen	Kaloogian	Olberg
Battin	Davis	Knight	Poochigian
Boland	Ducheny	Knowles	Pringle
Bordonaro	Firestone	Kuehl	Rainey
Bowler	Frusetta	Kuykendall	Rogan
Brewer	Goldsmith	Machado	Setencich
Brulte	Granlund	Margett	Takasugi
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Cannella	Hawkins	Morrissey	Woods

NOES—19

Alpert	Friedman	Lee	Napolitano
Archie-Hudson	Gallegos	Martinez	Sher
Bates	Isenberg	Mazzoni	Speier
Brown, Willie	Katz	McDonald	Tucker
Caldera	Knox	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1305: Assembly Members Katz and Knox, from "Aye" to "No".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1506

At 1:12 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1506 by the following vote:

AYES—48

Aguiar	Cunneen	Katz	Napolitano
Alpert	Davis	Knox	Poochigian
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Figueroa	Lee	Rogan
Bates	Firestone	Machado	Setencich
Brown, Valerie	Friedman	Martinez	Speier
Brown, Willie	Gallegos	Mazzoni	Sweeney
Burton	Goldsmith	McDonald	Takasugi
Bustamante	Granlund	McPherson	Tucker
Campbell	Hannigan	Miller	Vasconcellos
Cannella	Hauser	Murray, Kevin	Villaraigosa
Cortese	Hoge	Murray, Willard	Weggeland

NOES—16

Battin	Brulte	Isenberg	Morrissey
Boland	Caldera	Kaloogian	Olberg
Bordonaro	Harvey	Knight	Pringle
Brewer	House	Knowles	Sher

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1506: Assembly Member Kaloogian, from "Aye" to "No".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1821

At 1:13 p.m., on motion of Assembly Member Battin, 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. 1821 by the following vote:

AYES—44

Aguiar	Conroy	Hoge	Olberg
Alpert	Cortese	House	Poochigian
Baca	Cunneen	Kaloogian	Pringle
Baldwin	Firestone	Knight	Rainey
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Machado	Setencich
Bordonaro	Goldsmith	Margett	Takasugi
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Woods

NOES—23

Archie-Hudson	Friedman	Lee	Napolitano
Bates	Hauser	Martinez	Sher
Brown, Willie	Isenberg	Mazzoni	Speier
Burton	Katz	McDonald	Sweeney
Caldera	Knox	Murray, Kevin	Tucker
Figueroa	Kuehl	Murray, Willard	

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 537, on request of Assembly Member Rainey.

SENATE BILL NO. 1257 RE-REFERRED TO COMMITTEE

Speaker Emeritus Brown was granted unanimous consent that Senate Bill No. 1257 be re-referred to the Committee on Housing and Community Development.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1806, Concurrence: Aguiar, Boland, Brulte, Burton, Cannella, Cunneen, Figueroa, Frusetta, Hoge, Kaloogian, Knowles, Martinez, Morrow, Sweeney, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1702, Concurrence: Aguiar, Brulte, Burton, Cannella, Cunneen, Figueroa, Frusetta, Goldsmith, Hoge, Knowles, Martinez, Sweeney, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 21, Concurrence: Aguiar, Battin, Burton, Cannella, Cunneen, Figueroa, Frusetta, Goldsmith, Harvey, Knowles, Martinez, Morrissey, Olberg, Poochigian, Sweeney, Takasugi, Villaraigosa, and Weggeland—Aye; Hoge and Kaloogian—No.

Assembly Bill No. 391, Concurrence: Bowler, Brulte, Burton, Cannella, Cunneen, Davis, Figueroa, Frusetta, Rogan, Sweeney, and Villaraigosa—Aye; Aguiar, Alpert, Goldsmith, Hoge, Morrow, and Weggeland—No.

Assembly Bill No. 434, Concurrence: Alpert, Burton, Cannella, Cunneen, Figueroa, Knowles, McPherson, Miller, Sweeney, Villaraigosa, and Weggeland—Aye; Hoge—No.

Assembly Bill No. 600, Concurrence: Burton, Cannella, Cunneen, Figueroa, Frusetta, Hoge, Knowles, Kuehl, Machado, Sweeney, Takasugi, and Weggeland—Aye.

Assembly Bill No. 867, Concurrence: Boland, Burton, Cannella, Cunneen, Figueroa, Knowles, Machado, Sweeney, and Weggeland—Aye.

Assembly Bill No. 1270, Concurrence: Burton, Bustamante, Cannella, Cunneen, Knowles, Napolitano, Sweeney, and Weggeland—Aye.

Assembly Bill No. 1409, Concurrence: Bowler, Cannella, Cunneen, Goldsmith, Speier, Sweeney, and Weggeland—Aye.

Assembly Bill No. 1461, Concurrence: Cannella, Cunneen, Goldsmith, Harvey, Knowles, Machado, Sweeney, and Weggeland—Aye; Burton and Speier—No.

Assembly Bill No. 1464, Concurrence: Bustamante, Cannella, Cunneen, Knowles, Sweeney, and Weggeland—Aye.

Assembly Bill No. 1110, Concurrence: Cannella, Cunneen, Knowles, Lee, Machado, Sweeney, and Weggeland—Aye.

Assembly Joint Resolution No. 42, Concurrence: Cannella, Cunneen, Goldsmith, Knowles, Lee, Machado, Sweeney, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 465, Concurrence: Cannella, Cunneen, Knowles, Lee, Machado, McPherson, Speier, Sweeney, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 901, Motion to Reconsider: Bowler, Cannella, McPherson, and Sweeney—Aye; Bordonaro, Cunneen, Knowles, and Weggeland—No.

Senate Bill No. 901, Motion to Rescind: Cannella, Frusetta, and McPherson—Aye; Cunneen, Knowles, Morrow, and Weggeland—No.

Assembly Bill No. 903, Motion to Table Isenberg Amendments: Kuehl, Machado, and Miller—Aye; Cunneen, Harvey, Kuykendall, McPherson, and Sweeney—No.

Assembly Bill No. 903 and Urgency: Cunneen, Harvey, Miller, and Morrow—Aye.

Assembly Bill No. 904, Motion to Table Isenberg Amendments: Ducheny, Granlund, Harvey, Kuehl, Machado, McPherson, and Morrow—Aye; Goldsmith and Sweeney—No.

Assembly Bill No. 904 and Urgency: Harvey and Kuehl—Aye; Lee—No.

Assembly Joint Resolution No. 39: Aguiar, Boland, Cunneen, Frusetta, Knox, Martinez, and McPherson—Aye.

Assembly Bill No. 819 and Urgency: Harvey—Aye.

Assembly Bill No. 907: Aguiar, Battin, Cunneen, Granlund, Kaloogian, and McPherson—Aye.

Assembly Bill No. 1683 and Urgency: Kuykendall and Poochigian—Aye; Knox and Martinez—No.

Senate Bill No. 122: Boland, Cunneen, Davis, Knox, Kuehl, and Speier—Aye.

Senate Bill No. 312: Bustamante and Davis—Aye.

Assembly Bill No. 107, Concurrence: Knox—Aye; Archie-Hudson, Lee, and Machado—No.

Consent Calendar: Hawkins—Aye.

Assembly Bill No. 1164, Concurrence: Bustamante, Machado, and Martinez—Aye.

Assembly Bill No. 92, Concurrence: Kaloogian—Aye.

Assembly Bill No. 1742, Concurrence: Kaloogian—Aye; Lee and Villaraigosa—No.

Assembly Bill No. 747, Urgency and Concurrence: Battin—Aye.

Assembly Bill No. 1305, Concurrence: Bustamante and Ducheny—Aye.

Assembly Bill No. 1506, Concurrence: Aguiar and Firestone—Aye.

Assembly Bill No. 1821, Concurrence: Machado—Aye; Speier—No.

CAUCUS ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Democratic Caucus would meet today, at 2:30 p.m., instead of 2 p.m. as previously announced; and that the Republican Caucus would meet upon adjournment of Floor session in the Assembly Lounge.

REMARKS ON CONDITION OF THE FILE

Assembly Member Sher was granted unanimous consent to speak on the condition of the file.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:17 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 174

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 901

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 19, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 75
Senate Bill No. 297

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 24, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 41

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

Committee on Water, Parks and Wildlife

Date of Hearing: July 24, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 316

With the recommendation: That the Senate amendments be concurred in.

CORTESE, Chairman

Above bill ordered to unfinished business.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1836

Unanimous consent was granted that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1836, and that the bill be held at the Desk.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 500

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 500—An act to amend Section 1182 of the Labor Code, relating to minimum wage.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 23	Assembly Bill No. 617
Assembly Bill No. 56	Assembly Bill No. 864
Assembly Bill No. 97	Assembly Bill No. 877
Assembly Bill No. 100	Assembly Bill No. 928
Assembly Bill No. 308	Assembly Bill No. 933
Assembly Bill No. 335	Assembly Bill No. 1085
Assembly Bill No. 396	~~Assembly Bill No. 1170~~
Assembly Bill No. 471	Assembly Bill No. 1182
Assembly Bill No. 475	Assembly Bill No. 1194
Assembly Bill No. 609	Assembly Bill No. 1219

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 24, 1995.

E. DOTSON WILSON, Chief Clerk

(NOTE: On July 28, 1995, the action was rescinded whereby Assembly Bill No. 1170 was reported correctly enrolled and presented to the Governor. See page 3011.)

Assembly Chamber, July 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

~~Assembly Bill No. 1291~~	Assembly Bill No. 1705
Assembly Bill No. 1400	Assembly Bill No. 1707
Assembly Bill No. 1498	Assembly Bill No. 1710
Assembly Bill No. 1570	Assembly Bill No. 1802
Assembly Bill No. 1575	Assembly Bill No. 1864
Assembly Bill No. 1597	Assembly Bill No. 1866

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 24, 1995.

E. DOTSON WILSON, Chief Clerk

(NOTE: On July 28, 1995, the action was rescinded whereby Assembly Bill No. 1291 was reported correctly enrolled and presented to the Governor. See page 3014.)

INTRODUCTION OF GUESTS

Assembly Member Speier, of the 19th Assembly District, introduced Maria Costa, Nancy Shaw, and Dorothy Yee.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, July 25, 1995, out of respect to the memory of former UCSB Chancellor Vernon Cheadle, on motion of Assembly Member Firestone; out of respect to the memory of Joan Hunter, on motion of Assembly Member Knowles; out of respect to the memory of Irv Carriero, on motion of Assembly Member Frusetta; out of respect to the memory of Laura Wilson, on motion of Assembly Member Hannigan; out of respect to the memory of John Slezak and Dicie Marie Carner, on motion of Assembly Member Rogan; out of respect to the memory of Alfred Shaffer, on motion of Speaker Emeritus Brown; and in honor of the birth of Alexandra Marie Fleming, on motion of Assembly Member Rogan.

BRIAN SETENCICH, Majority Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 24, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

730
1446
1943

Senate Bills

100
549
614
633
903
954
1089
1243

Amendments were considered by the Assembly, but not adopted, to the following measures:

Assembly Bills

903 (Isenberg amendments—Set 2, laid upon the table)
904 (Isenberg amendments, laid upon the table)
905 (Isenberg amendments, laid upon the table)
906 (Isenberg amendments, laid upon the table)
908 (Isenberg amendments, laid upon the table)
909 (Isenberg amendments, laid upon the table)
910 (Isenberg amendments, laid upon the table)
911 (Isenberg amendments, laid upon the table)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 25, 1995

ONE HUNDRED NINETEENTH SESSION DAY

TWO HUNDRED THIRTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 25, 1995

The Assembly met at 7 a.m.

Hon. John Vasconcellos, Assembly Member, 22nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—69:

Aguiar	Campbell	Isenberg	Napolitano
Alpert	Cannella	Kaloogian	Olberg
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cortese	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Machado	Sher
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	
Bustamante	Hawkins	Morrow	
Caldera	House	Murray, Willard	

Quorum present.

At 2:39 p.m., Hon. Brooks Firestone, 35th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Hoge, Kevin Murray, Speier, and Villaraigosa.

On legislative business, and waiving per diem: Assembly Member Cunneen.

On personal business, and waiving per diem: Assembly Members Escutia, Lee, and Thompson.

Because of a family emergency: Assembly Member Alby.

Because of illness in her family: Assembly Member Allen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 24, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I would like to request that I be excused from session on Tuesday, July 25, waiving per diem, as I must be away from Sacramento on legislative business. Thank you.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 25, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Tuesday, July 25, 1995.

Thank you for your consideration on this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

July 20, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This letter is to request to be excused from Session on Tuesday and Wednesday, July 25 and 26, 1995, on legislative business. I have very important matters in the District which I am unable to reschedule.

Your approval of my request would be greatly appreciated.

Thank you.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

July 25, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request that I be excused from check-in session today, Tuesday, July 25, 1995 on legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

July 25, 1995

Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This letter is to request that I be excused from Assembly Check-in Session on Tuesday, July 25, 1995 due to legislative business I have in my district.

Thank you for your consideration of this request.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 24, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Trice Harvey to the Assembly Environmental Safety and Toxic Materials Committee in place of Assemblymember Barbara Alby for the hearing on Tuesday, July 25, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Weggeland to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Wednesday, July 26, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Wednesday, July 26, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gary Miller to the Assembly Health Committee to fill an existing vacancy for the hearing on Wednesday, July 26, 1995 only. I have also appointed Assemblymember Jan Goldsmith in my place and Assemblymember Tom Bordonaro in place of Assemblymember Jim Battin to the Assembly Health Committee for the hearing on Wednesday, July 26, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:

Randy D. Poole, P.E., General Manager/Chief Engineer, Sonoma County Water Agency, Santa Rosa, dated July 17, 1995, transmitting "Resolution of the Board of Directors of the Sonoma County Water Agency Authorizing General Manager/Chief Engineer to Execute Agreements with Property Owners and Shamrock Materials Inc. Regarding Flood Remediation Project at Big Sulphur Creek. Referred by the Speaker to the Committee on Water, Parks and Wildlife.

REPORTS

The following report was presented by the Chief Clerk:

Report to the Legislature Concerning the Implementation of AB 3490 and AB 1476 (Moore)—Upgrade of Professional Standard Regarding Highway Safety Standards/Workers' Compensation Requirements

Above transmitted report, together with letter of transmittal from William R. Schutle, Director, Safety and Enforcement Division, Public Utilities Commission, San Francisco, dated July 14, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 2
Assembly Concurrent Resolution No. 24

And reports the same correctly enrolled, and presented to the Secretary of State on the 24th day of July, 1995, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1446

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 730

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 41

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, July 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1943

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

AUTHOR'S AMENDMENTS
Committee on Budget

July 25, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Assembly Constitutional Amendment No. 25

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VASCONCELLOS, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending and repealing Section 12 of, and adding Section 12.1 to, Article IV thereof, and by amending and repealing Section 5.5 of Article XIII B thereof, relating to the state budget.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 25, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1126
Assembly Bill No. 1235

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BREWER, Chairwoman

ASSEMBLY BILL NO. 1126—An act to add Section 17013 to the Welfare and Institutions Code, relating to general assistance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1235—An act to add Section 12300.5 to the Welfare and Institutions Code, relating to public social services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 25, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 454
Senate Bill No. 726
Senate Bill No. 950

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 454—An act to amend Sections 1367 and 1368 of the Health and Safety Code, relating to health care service plans.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 726—An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, to amend Section 98101 of the Public Utilities Code, to amend Section 255 of, and to add Sections 941.6 and 954.6 to, the Streets and Highways Code, to amend Sections 1808.5, 9901, 11406, 11713, 12505, 12509, 12527, 12804.9, 12804.13, 12804.14, 12814.5, 13353.8, 14601, 14601.1, 14601.2, 21053, 23116, 24607, 25950, 34500, and 35400 of, to amend, repeal, and add Sections 22349, 22354, 22356, 22357, 22358, and 22360 of, to add Sections 22366, 24611, and 40200.8 to, and to repeal Sections 2424.5 and 4602.1 of, the Vehicle Code, and to amend Section 10850 of the Welfare and Institutions Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 950—An act to add Section 186.11 to the Penal Code, relating to crimes.

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 Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 835

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 24, 1995

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 1569

With the recommendation: That the Senate amendments be concurred in.

ALPERT, Chairwoman

Above bill ordered to unfinished business.

CONSIDERATION OF DAILY FILE

ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 1446, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 174—An act to amend Sections 11553 and 11554 of the Government Code, to amend Section 12153 of the Public Contract Code, and to amend Sections 607, 40400, 40401, 40404, 40405, 40406, 40410, 40433, 41782, 41821, 41825, 42010, 42301, 43200, 43214, 43216, 43217, 43230, 44005, 44007, 44014, 44016, 44018, 44104, 44152, 44800, 44802, 44803, 44815, 44816, and 45500 of, to add Section 40400.5 to, to add Article 6 (commencing with Section 42350) to Chapter 5.5 of, Chapter 8.5 (commencing with Section 42460) to, and Chapter 20 (commencing with Section 42970) to, Part 3 of, to add Article 1.5 (commencing with Section 44020) to Chapter 3 of Part 4 of, to add Chapter 5 (commencing with Section 48700) and Chapter 6 (commencing with Section 48750) to Part 7 of, and to add Part 9 (commencing with Section 49700) to, Division 30 of, to repeal Sections 40003 and 44009 of, to repeal Article 9 (commencing with Section 3460) of Chapter 1 of Division 3 of, Chapter 1.5 (commencing with Section 3475) of Division 3 of, Division 12.1 (commencing with Section 14500) of, Division 12.2 (commencing with Section 15000) of, Division 12.7 (commencing with Section 18000) of, Division 12.9 (commencing with Section 19500) of, and Division 31 (commencing with Section 50000) of, and to repeal and add Article 3.5 (commencing with Section 47200) of Chapter 1 of Part 7 of Division 30 of, the Public Resources Code, relating to waste management.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 901—An act to add Section 21151.9 to the Public Resources Code, and to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 75—An act to amend Section 2150 of, and to add Section 2144 to, the Elections Code, relating to voter registration.

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. 297—An act to add Section 11019.6 to the Government Code, relating to government agencies.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 38

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of July, 1995, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 16
Assembly Bill No. 110
Assembly Bill No. 149
Assembly Bill No. 182
Assembly Bill No. 202
Assembly Bill No. 218
Assembly Bill No. 247
Assembly Bill No. 251
Assembly Bill No. 323
Assembly Bill No. 433
Assembly Bill No. 530
Assembly Bill No. 610
Assembly Bill No. 611
Assembly Bill No. 637
Assembly Bill No. 697
Assembly Bill No. 701
Assembly Bill No. 725
Assembly Bill No. 774
Assembly Bill No. 989

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 25, 1995.

E. DOTSON WILSON, Chief Clerk

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. 834

Governor's Office, Sacramento
July 22, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 834 without my signature.

This bill would seek to clarify the law which automatically abolishes land use restrictions enforceable as "powers of termination" after thirty years unless the restrictions are also enforceable as "equitable servitudes" to provide that restrictions enforceable as "covenants running with the land" are also not automatically abolished.

While the effort to clarify arcane laws which distinguish between interests in real property is commendable this bill raises more questions then it resolves.

The issue regarding whether 1982 legislation terminated certain venerable covenants is clearly in dispute. This bill proclaims that it did not. If this is a correct analysis of the law that portion of AB 834 would prove to be a nullity providing its proponents with no legal rights that they do not already enjoy.

If AB 834 is incorrect in its proposed restatement of the law it seeks to reinstate already terminated covenants in an arguably unconstitutional fashion.

More problematic than either of these possibilities which would ultimately be resolved by the courts is the exception created by the bill wherein any person who acquired real property between January 1, 1989 and January 1, 1996 relying to his or her detriment on the non-existence of a restriction on the property and without real or constructive knowledge of the restriction would not be subject to such restriction.

This bill would accordingly do what it declares current law does not, it would extinguish covenants which have existed for many years as they relate to an unidentified group of properties sold during a seven year period based on the subjective beliefs of the purchasers.

While I am sympathetic to the concerns of the proponents of this bill its impacts are not quantifiable and therefore not justifiable.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 24th day of July 1995, at 4:35 p.m., of Assembly Bill No. 834, 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 of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Labor and Employment, on August 16, 1995.

ADJOURNMENT

At 5:39 p.m., the Assembly adjourned until 9 a.m., Wednesday, July 26, 1995.

BRIAN SETENCICH, Majority Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 25, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

1126
1235

Assembly Constitutional Amendment

25

Senate Bills

75
174
297
454
726
901
950

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 26, 1995

ONE HUNDRED TWENTIETH SESSION DAY

TWO HUNDRED THIRTY-FOURTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 26, 1995

The Assembly met at 7 a.m.
Hon. Bernie Richter, Assembly Member, 3rd District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—67:

Aguiar	Conroy	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Boland	Figueroa	Kuehl	Richter
Bordonaro	Firestone	Kuykendall	Rogan
Bowen	Friedman	Lee	Setencich
Bowler	Frusetta	Machado	Sweeney
Brewer	Gallegos	Margett	Takasugi
Brown, Valerie	Goldsmith	Martinez	Thompson
Brown, Willie	Granlund	Mazzoni	Tucker
Brulte	Harvey	McDonald	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	House	Morrow	Woods
Campbell	Isenberg	Murray, Willard	Mme. Speaker
Cannella	Kaloogian	Napolitano	

Quorum present.

At 1:13 p.m., Hon. Howard Kaloogian, 74th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Archie-Hudson, Cortese, Hannigan, Hoge, McPherson, Kevin Murray, Sher, and Speier.

On legislative business, and waiving per diem: Assembly Member Bates.

On personal business, and waiving per diem: Assembly Members Alby and Escutia.

Because of illness in his family: Assembly Member Battin.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: This letter is to respectfully request to be excused from check-in Session on Wednesday, July 26, 1995, due to legislative business in my district. Should you have any questions or comments, please feel free to call my office at 445-2363.

Sincerely,

MARGUERITE ARCHIE-HUDSON, Assembly Member
Forty-eighth District

July 24, 1995

Honorable Doris Allen
Room 219
State Capitol Building
Sacramento, California

Dear Madam Speaker, It was requested that I be excused from session on July 26 through July 28 on legislative business, waiving per diem. I will be attending the National Crime Prevention Council in Baltimore.

The conference is being held at the Baltimore Omni Harbor Inn where I can be reached at 410-752-1100. If my vote is needed to pass the budget, I will return on the next available flight.

Thank you,

TOM BATES, Assembly Member
Fourteenth District

July 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: Please excuse me from Session today, Wednesday, July 26, 1995. I'll be meeting with a group in my district relative to legislation pending before my committee.

I would respectfully appreciate your consideration of this request.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

July 25, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Doris: I respectfully request to be excused from legislative session on Wednesday, July 26, 1995 on legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

THOMAS M. HANNIGAN, Assembly Member
Eighth District

July 26, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Wednesday, July 26, 1995.

Thank you for your consideration on this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

July 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219

Dear Madame Speaker: Please excuse me from check-in session today, July 26, 1995. I will be attending to prior commitments and conducting legislative business in my district.

Thank you for your attention to this request.

Sincerely,

BRUCE McPHERSON, Assembly Member
Twenty-seventh District

July 26, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219
State Capitol

Dear Madam Speaker: I am requesting to be excused, on legislative business, from check-in session on Wednesday, July 26, 1995. As a Uniform Law Commission member, I will be participating in a meeting in Kansas City, Missouri, this weekend and will be home today working on a presentation that I will be making at that meeting.

Thank you for your consideration.

Sincerely,

BYRON D. SHER, Assembly Member
Twenty-first District

July 26, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request that I be excused from check-in session today, Wednesday, July 26, 1995 on legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

(NOTE: For letter explaining the absence of Assembly Member Kevin Murray on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, July 25, 1995.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gary Miller to the Assembly Health Committee to fill an existing vacancy for the hearing on Thursday, July 27, 1995 only. I have also appointed Assemblymember Jan Goldsmith in my place and Assemblymember Tom Bordonaro in place of Assemblymember Jim Battin to the Assembly Health Committee for the hearing on Thursday, July 27, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 26, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Thursday, July 27, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1126
Assembly Bill No. 1235

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, July 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 25

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, July 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 41

And reports the same correctly enrolled, and presented to the Secretary of State on the 26th day of July, 1995, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

July 26, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1280

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 1280—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 26, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 215
Senate Bill No. 888

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 215—An act to amend Section 2933 of, and to add Section 3041.6 to, the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 888—An act to amend Sections 14233, 14250, 14260, and 14427 of the Business and Professions Code, to amend, repeal, and add Section 2104 of the Code of Civil Procedure, to amend Section 9409 of, and to amend, repeal, and add Sections 9403, 9404, 9405, and 9406 of, the Commercial Code, to amend Section 17701 of the Corporations Code, and to amend Sections 12181, 12192, 12204, 12210, 12211, and 12214 of the Government Code, relating to fees.

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 Local Government

July 26, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Assembly Constitutional Amendment No. 13

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XIIIC and Article XIIID thereto, and by repealing Section 4 of Article XIIIA thereof, relating to local government finance.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Environmental Safety and Toxic Materials

Date of Hearing: July 25, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 808

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RICHTER, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 661

With amendments with the recommendation: Amend, and do pass, as amended.

GRANLUND, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 75 and **297**, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 835—An act to amend Sections 14016.5, 14301, 14304, and 14408 of, and to add Section 14464 to, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 62
Assembly Bill No. 254
Assembly Bill No. 1075
Assembly Bill No. 1097
Assembly Bill No. 1104
Assembly Bill No. 1115
Assembly Bill No. 1125
Assembly Bill No. 1159
Assembly Bill No. 1216
Assembly Bill No. 1273
Assembly Bill No. 1293
Assembly Bill No. 1471
Assembly Bill No. 1536
Assembly Bill No. 1540
Assembly Bill No. 1604
Assembly Bill No. 1611
Assembly Bill No. 1725
Assembly Bill No. 1736
~~Assembly Bill No. 1839~~
Assembly Bill No. 1845

And reports the same correctly enrolled, and presented to the Governor At 2 p.m., July 26, 1995.

E. DOTSON WILSON, Chief Clerk

(NOTE: On July 28, 1995, the action was rescinded whereby Assembly Bill No. 1839 was reported correctly enrolled and presented to the Governor. See page 3012.)

Assembly Chamber, July 26, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1968

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., July 26, 1995.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Thursday, July 27, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 26, 1995

The following measures were amended in the Assembly on this day:

Assembly Constitutional Amendment

13

Senate Bills

215
835
888
1280

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 27, 1995

ONE HUNDRED TWENTY-FIRST SESSION DAY

TWO HUNDRED THIRTY-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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 27, 1995

By unanimous consent the Assembly met at 6:35 a.m.
Hon. Trice Harvey, Assembly Member, 32nd District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—46:

Aguiar	Campbell	Knight	Rainey
Alpert	Cannella	Knox	Richter
Baca	Cortese	Kuehl	Rogan
Boland	Davis	Lee	Setencich
Bordonaro	Ducheny	Machado	Sher
Bowler	Friedman	Martinez	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Harvey	Morrow	Villaraigosa
Brulte	Hauser	Murray, Willard	Weggeland
Burton	Hawkins	Napolitano	Mme. Speaker
Bustamante	Kaloogian	Olberg	
Caldera	Katz	Pringle	

Quorum present.

At 3:12 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Baldwin, Bowen, Brewer, Conroy, Frusetta, Gallegos, Goldsmith, Hannigan, Hoge, Knowles, Kuykendall, Margett, Mazzoni, McPherson, Miller, Morrissey, Kevin Murray, Speier, and Takasugi.

On legislative business, and waiving per diem: Assembly Members Bates, Cunneen, Firestone, and Sweeney.

On personal business, and waiving per diem: Assembly Members Alby, Escutia, Figueroa, House, Poochigian, Thompson, and Woods.

Because of a death in her family: Assembly Member Archie-Hudson.

Because of illness in his family: Assembly Member Battin.

The following Assembly Member was excused for the day, and his per diem was waived: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 27, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session for Thursday, July 27, 1995 because I am in my district office on legislative business.

I have several meetings in my district office with constituents.

Thank you in advance for your consideration.

Sincerely,

STEVE BALDWIN, Assembly Member
Seventy-seventh District

July 27, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I am respectfully requesting to be excused from check-in session on Thursday, July 27, 1995, due to legislative business in my district.

Your consideration in this matter is greatly appreciated.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

July 26, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I ask that you excuse me from check-in session tomorrow, July 27, 1995, so that I may attend to legislative business in my district.

I appreciate your consideration of my request.

Sincerely,

MICKEY CONROY, Assembly Member
Seventy-first District

July 26, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I would like to request that I be excused from session on Thursday, July 27, waiving per diem, as I must be away from Sacramento in my district on legislative business. Thank you.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 27, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Ms. Allen, Please be advised that I will be attending a town hall meeting in my district and will miss session today. I waive my per diem.

Sincerely,

BROOKS FIRESTONE, Assembly Member
Thirty-fifth District

July 27, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from Check-in Session July 27, 1995. I am in my district attending to legislative business.

Thank you for your consideration.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

July 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Madam Speaker: This letter is to request to be excused from check-in session on Thursday, July 27, 1995, due to legislative business meeting with constituents in my district office.

Thank you for your consideration.

Sincerely,

MARTIN GALLEGOS, D.C., Assembly Member
Fifty-seventh District

July 26, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219

Dear Madame Speaker: This is to request that I be excused on Thursday, July 27, 1995 due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

JAN GOLDSMITH, Assembly Member
Seventy-fifth District

July 27, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Doris: I respectfully request to be excused from legislative session on Thursday, July 27, 1995 on legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

THOMAS M. HANNIGAN, Assembly Member
Eighth District

July 27, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-in Session on legislative business on Thursday, July 27, 1995.

Thank you for your consideration on this matter.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

July 26, 1995

Assembly Speaker Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Mme. Speaker: Please excuse me from check-in Session for Thursday, July 27, 1995. I will be out of town until Thursday evening due to legislative business.

Thank you for your consideration on this matter.

Sincerely,

DAVID KNOWLES, Assembly Member
Fourth District

July 27, 1995

The Honorable Doris Allen
Speaker of the California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I will be absent from Session on Thursday, July 27, 1995 due to Legislative Business.

Thank you for your attention to this matter.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty-fourth District

July 26, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I would like to request permission to be excused from check-in session on Thursday, July 27, 1995, to travel to my district on legislative business. I will be returning on Friday, July 28, 1995 to attend session.

Sincerely,

BOB MARGETT, Assembly Member
Fifty-ninth District

July 27, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: This is to advise you that I will not be in the Capitol today due to legislative business in my District Office.

Thank you for your attention to this matter.

Sincerely,

KERRY MAZZONI, Assembly Member
Sixth District

July 26, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219

Dear Madame Speaker: Please excuse me from check-in session tomorrow, July 27, 1995. I will be attending to prior commitments and conducting legislative business in my district.

Thank you for your attention to this request.

Sincerely,

BRUCE McPHERSON, Assembly Member
Twenty-seventh District

July 27, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on Thursday, July 27, 1995. I will be in my district due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

July 27, 1995

Honorable Speaker Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I respectfully request permission to be excused on legislative business in my district on Thursday, July 27, 1995.

Sincerely,

JIM MORRISSEY, Assembly Member
Sixty-ninth District

July 26, 1995

The Honorable Doris Allen
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: This letter is to request to be excused from Session on Thursday, July 27, 1995, on legislative business. I have very important matters in the District which I am unable to reschedule.

Your approval of my request would be greatly appreciated.

Thank you.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

July 27, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I respectfully request that I be excused from check-in session today, Thursday, July 27, 1995 on legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

July 26, 1995

Hon. Doris Allen
Speaker of the Assembly
California State Legislature
State Capitol—Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from legislative session Thursday, July 27, 1995. I will be in my district conducting legislative business and on a panel for the League of California Cities Annual Executive Forum. I will be waiving my per diem.

Thank you for your attention to this matter.

Sincerely,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

July 26, 1995

Hon. Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: This is to request that I be excused from check-in session on Thursday, July 27, 1995 due to legislative business in my district. I will be back in Sacramento in time for Session on Friday, July 28.

Thank you for your consideration of my request.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

(NOTE: For letter explaining the absence of Assembly Member Bates on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, July 26, 1995; for letter explaining the absence of Assembly Member Bowen on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Sunday, July 23, 1995.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Peter Frusetta will no longer serve on the Assembly Labor and Employment Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Friday, July 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Transportation Committee to fill an existing vacancy for the hearing on Friday, July 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

July 27, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Peter Frusetta to the Assembly Transportation Committee to fill an existing vacancy for the hearing on Friday, July 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 27, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 21
Assembly Bill No. 92
Assembly Bill No. 107
Assembly Bill No. 391
Assembly Bill No. 434
Assembly Bill No. 465
Assembly Bill No. 633
Assembly Bill No. 747
Assembly Bill No. 867
Assembly Bill No. 1305
Assembly Bill No. 1358
Assembly Bill No. 1409
Assembly Bill No. 1461
Assembly Bill No. 1464
Assembly Bill No. 1506
Assembly Bill No. 1742
Assembly Bill No. 1806
Assembly Bill No. 1821
Assembly Bill No. 1916

And reports the same correctly enrolled, and presented to the Governor at 9 a.m., July 27, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 27, 1995

Mme. Speaker: Pursuant to you instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 13

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, July 27, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 600
Assembly Bill No. 1110
Assembly Bill No. 1164
Assembly Bill No. 1270
Assembly Bill No. 1702

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., July 27, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 27, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 42

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of July, 1995, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 33—Burton. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 42—Archie-Hudson, Baca, Campbell, Ducheny, Isenberg, Katz, Knox, Kuehl, Lee, Martinez, McDonald, Speier, Vasconcellos, and Villaraigosa. Relative to the Joint Committee on the Master Plan for Higher Education.

AUTHOR'S AMENDMENTS

Committee on Rules

July 27, 1995

Mme. Speaker: The Chair of your Committee on Rules reports:

Assembly Joint Resolution No. 38

With author's amendments with the recommendation: Amend, and re-refer to the committee.

AGUIAR, Alternate Chair

ASSEMBLY JOINT RESOLUTION NO. 38—Relative to the Reserve Officer Training Corps.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 27, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 991

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 991—An act to amend Section 441 of, and to add Sections 408.5 and 487 to, the Revenue and Taxation Code, relating to real property.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 34
Senate Bill No. 184
Senate Bill No. 298
Senate Bill No. 658
Senate Bill No. 695
Senate Bill No. 727
Senate Bill No. 735
Senate Bill No. 1016
Senate Bill No. 1054
Senate Bill No. 1102

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 39
Senate Bill No. 69
Senate Bill No. 488
Senate Bill No. 988
Senate Bill No. 1109

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 20

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 396

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

SENATE BILL NO. 661—An act to amend Sections 289.7 and 309 of the Health and Safety Code, relating to hereditary disorders, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bill No. 772 were continued until the next legislative day.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Transportation be permitted to hold a special meeting on Friday, July 28, 1995, at 5 p.m., and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 146 for hearing.

Unanimous consent was granted that the Committee on Budget be permitted to hold a special meeting on Friday, July 28, 1995, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 803, 1330, 1332, 1334, 1337, 1344, 1345, 1346, 1354, 1356, and 1358; and Assembly Bill No. 861.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned until 6 p.m., Friday, July 28, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 27, 1995

The following measures were amended in the Assembly on this day:

Assembly Joint Resolution

38

Senate Bills

661
991

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 28, 1995

ONE HUNDRED TWENTY-SECOND SESSION DAY

TWO HUNDRED THIRTY-SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 28, 1995

The Assembly met at 6 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 6:01 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 6:33 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Escutia	Kuehl	Richter
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Lee	Setencich
Bowen	Friedman	Machado	Speier
Bowler	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Thompson
Brown, Willie	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Father in Heaven, We pray this evening for the members of the California State Assembly, the State Senate, the Governor, and the people of California. We acknowledge, Lord, that You have created each one of us as unique individuals. You have given us Your gift of a free will, allowing us to choose those things that will prosper us in life and in faith. At this time of state budget deliberations we ask, Holy Master, that You extend Your unseen hand from Your holy dwelling place and bless us. Create in us a unifying spirit that will guide us to prudent and timely decisions. For You are a good and loving God, and we send up glory to You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Tucker 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 Davis, seconded by Assembly Member Hawkins.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and waiving per diem: Assembly Member Bates.

On legislative business, and per diem was waived: Assembly Member Sher.

On personal business, and waiving per diem: Assembly Member Hauser.

Because of a death in her family: Assembly Member Archie-Hudson.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 27, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219
State Capitol

Dear Madam Speaker: Please excuse me on legislative business from any sessions that may be held from July 28 to August 2, 1995. I will be in Kansas City, Missouri, as a California Uniform Law Commissioner, attending the annual meeting of the National Conference of Commissioners on Uniform State Laws. At the meeting the drafting committee of which I am a member will be presenting its work product to the Commission.

If any sessions are held during the period August 3 through August 6, 1995, please excuse me on personal business, waiving per diem.

Thank you for your consideration of this request.

Sincerely,

BYRON D. SHER, Assembly Member
Twenty-first District

(NOTE: For letter explaining the absence of Assembly Member Bates on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, July 26, 1995.)

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 6:35 p.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Weggeland to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Friday, July 28, 1995 only. I have also appointed Assemblymember Brett Granlund to the Assembly Budget Committee to fill an existing vacancy for the hearing on Friday, July 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 28, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 38

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 28, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 11	Senate Bill No. 957
Senate Bill No. 645	Senate Bill No. 1098
Senate Bill No. 729	Senate Bill No. 1284

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 11—An act to amend, repeal, and add Sections 17525, 17526, 17553, 17555, 17557, 17558, 17558.5, and 17562 of, and to add Sections 17561.5 and 17561.6 to, the Government Code, and to amend and repeal Section 2246 of the Revenue and Taxation Code, relating to state-mandated local programs.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 645—An act to add Section 15037.1 to the Unemployment Insurance Code, relating to employment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 729—An act to amend Sections 51225.3, 51226, 52300, 52302.5, 52322, 52335.4, and 52372.1 of, to add Sections 51226.1, 52314.8, and 52335.9 to, and to repeal Sections 52318, 52319, 52335.6, and 52335.7 of, the Education Code, relating to career education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 957—An act to amend Section 1349.2 of the Health and Safety Code, and to amend Section 740 of the Insurance Code, relating to health care service plans.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1098—An act to add Section 40714.5 to the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1284—An act to amend Sections 69899.5, 69911, 70046.2, 73084.2, 73084.3, 73084.4, 73084.5, 73089, 73096, 73348, 73351, 73353, 73358, 73398, 73399, 73433, 73433.1, 73433.4, 73434, 73435, 73436, 73436.1, 73436.2, 73440, 73487, 73489, 73490, 73523, 73524, 73525, 73529, 73601, 73602, 73644, 73682, 73683, 73684, 73691, 73692, 73695, 73699.1, 73705, 73710, 73713, 73714, 73736, 73822, 73823, 73954, 74001.5, 74002, 74004, 74010, 74011, 74012, 74013, 74014, 74141, 74143, 74207, 74208, 74344, 74604, 74607, 74610, 74642, 74643, 74644.1, 74644.5, 74647, 74663, 74665, 74745, 74783, 74803, 74805, 74807, 74808, 74809, 74921.10, 74925.2, 74954, 74954.5, 74955, 74956, 74984, 74985, 74986, and 74987 of, to add Sections 73436.05 and 74811 to, and to repeal Sections 73485, 73491, 73492, 73708, 73715, 73716.2, and 74809.5 of, the Government Code, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

July 28, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1222
Senate Bill No. 1135

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1222—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.1, 25174.6, 25200.3, 25200.14, 25205.7, 25205.22, and 25245.4 of, to add Sections 25200.15 and 25200.18 to, to repeal Sections 25155.5, 25155.6, 25155.7, and 25174.9 of, and to repeal and add Article 7.7 (commencing with Section 25179.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 43151 of the Revenue and Taxation Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1135—An act to amend Sections 25123.3, 25169.1, 25270.2, and 25281 of, and to add Sections 25110.12 and 25201.19 to, the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 28, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 82
Senate Bill No. 523

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 82—An act to amend Sections 7054 and 7056, to add Sections 7054.1 and 7058 to, and to repeal Sections 35174 and 72632 of, the Education Code, relating to schools.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 523—An act to amend Sections 124, 4160, 10175.2, and 23083 of the Business and Professions Code, to amend Sections 232 and 94323 of, and to add Section 92001 to, the Education Code, to amend Section 755.5 of the Evidence Code,

to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11370, 11370.3, 11370.5, 11371, 11500, 11501, 11502, 11505, 11506, 11507.6, 11507.7, 11508, 11509, 11511, 11511.5, 11512, 11513, 11517, 11518, 11519, 11520, 11523, 11524, 11526, 11529, 12935, 19582.5, 37624.2, and 68560.5 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to add Sections 11340.4, 11507.3, 11511.7, 11518.5, 15609.5, and 17533 to, to add article headings immediately preceding Sections 11370 and 11371 of, to add Article 3 (commencing with Section 11380) to Chapter 4 of, and to add Chapter 4.5 (commencing with Section 11400) to, Part 1 of Division 3 of Title 2 of, and to repeal Sections 11501.5, 11502.1, 11510, 11513.5, 11525, and 11530 of, the Government Code, to amend Sections 443.37, 1551.5, 1568.065, 1569.515, 1596.8875, 11834.37, 18949.6, 25149, 25229, 25299.59, 25375.5, 32154, and 40843 of the Health and Safety Code, to amend Sections 146, 4600, 5278, 5710, 5811, and 6603 of, and to add Section 1144.5 to, the Labor Code, to add Section 105 to the Military and Veterans Code, to add Section 3066 to the Penal Code, to amend Sections 663.1 and 40412 of, and to add Sections 25513.3 and 30329 to, the Public Resources Code, to amend Section 1701 of the Public Utilities Code, to amend Sections 1636, 19044, and 19084 of the Revenue and Taxation Code, to amend Section 409 of the Unemployment Insurance Code, to amend Sections 3066, 11728, and 14112 of the Vehicle Code, and to amend Sections 4689.5 and 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

July 28, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 861

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 861—An act to add Sections 27000.1, 27000.3, 27000.5, 53600.3, and 53600.5 to the Government Code, relating to local agencies.

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

July 28, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 501

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 501—An act to amend Sections 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, and to amend Section 4000.6 of the Vehicle Code, relating to air pollution.

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 Banking and Finance

July 28, 1995

Mme. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 267

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WEGGELAND, Chairman

SENATE BILL NO. 267—An act to add Sections 771.01 and 771.02 to the Insurance Code, relating to insurance.

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.

MESSAGES FROM THE SENATE

Senate Chamber, July 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 910
Assembly Bill No. 1371

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 28, 1995

Mme. 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. 756

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 122
Senate Bill No. 188
Senate Bill No. 221
Senate Bill No. 312
Senate Bill No. 907
Senate Concurrent Resolution No. 7

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 96
Senate Bill No. 388

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 40

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 96—An act to add Sections 81821.5 and 81822.5 to, and to add Part 66 (commencing with Section 100000) to, the Education Code, relating to public education facilities construction through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 388—An act to add Article 2.5 (commencing with Section 14020) to Chapter 1 of Part 5 of Division 3 of Title 2 of the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 40—Relative to the Mormon Battalion.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rex Hegwer, of Lodi.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Milton Roth, of Rancho Palos Verdes.

Assembly Members Mazzoni and Burton and Speaker Emeritus Brown were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Duane Garrett, of San Francisco.

Assembly Member McDonald was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Walton, of Los Angeles.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joan West, of Tucson, Arizona; and Josephine Ramos, of Whittier.

CONSIDERATION OF SENATE BILL NO. 426 BY UNANIMOUS CONSENT

Assembly Member Machado was granted unanimous consent to take up Senate Bill No. 426, out of order.

SENATE BILL NO. 426 (Leslie)—An act to amend Section 17580 of, to add Section 17580.5 to, and to repeal Section 17508.5 of, the Business and Professions Code, relating to environmental advertising.

Bill read third time.

Motion to Amend

Assembly Member Machado moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 661, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 34—An act to amend Section 2962 of the Penal Code, relating to parolees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 184—An act to add Section 701.8 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 298—An act to amend Sections 18662 and 19183 of the Revenue and Taxation Code, and to amend Section 13020 of the Unemployment Insurance Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 658—An act to amend Section 3212.6 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 695—An act to amend Sections 94301, 94312, 94316.5, 94318.5, 94319.16, 94323, 94343, and 94346 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 727—An act to add Sections 130051.21 and 130243 to the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 735—An act to add Section 12606.2 to the Business and Professions Code, relating to packaging.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1016—An act to amend Sections 629, 629.02, 629.06, 629.08, 629.10, 629.32, 629.38, 629.44, and 629.48 of, and to add and repeal Chapter 1.4 (commencing with Section 629.50) of Title 15 of Part 1 of, the Penal Code, relating to wiretapping.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1054—An act to amend Sections 45183, 45253, 45271, 45272, 45273, 45274, 45283, 45292, and 45300 of, and to repeal Sections 45105.1, 45257, and 45282 of, the Education Code, relating to school district employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1102—An act to amend Sections 73391.5, 73393, 73399.3, and 74641 of, to add Sections 74640.1, 74640.2, 74641.2, and 74641.3 to, and to repeal and add Section 74640 of, the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 39—An act to amend and renumber Section 9025 of, to add Section 9025 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 69—An act to amend Section 798.61 of the Civil Code, to amend Sections 700.080 and 715.010 of the Code of Civil Procedure, and to amend Section 18005.8 of, and to add Section 18080.9 to, the Health and Safety Code, relating to mobilehomes, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 488—An act to amend Section 1095 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 988—An act to amend Sections 4052 and 4085 of, and to add Sections 4227.5 and 4350.1 to, and to repeal and add Section 4360 of, the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1109—An act to amend Sections 15097.105 and 18938 of the Health and Safety Code, relating to buildings, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 396—An act to amend Sections 113, 27510, 27511, 27512, 27517, 27519, 27523, 27531, 27534, 27535, 27550, 27560, 27601, 27604, 27613, 27614, 27621, 27622, 27623, 27625, 27627, 27629, 27632, 27675, 27791, 27844, 27845, and 27849 of, to add Sections 27508, 27512.5, 27514, 27514.1, 27514.2, 27518.5, 27519.1, 27519.2, 27523.1, 27523.2, 27523.3, 27523.4, 27523.8, 27525.1, 27531.5, 27533.5, 27536.3, 27601.5, 27602.2, 27602.3, 27602.4, 27612.1, and 27677 to, to add and repeal Section 27832 of, and to repeal and add Sections 27606 and 27612 of, the Health and Safety Code, relating to food 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.

CONSIDERATION OF SENATE BILL NO. 699 BY UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent to take up Senate Bill No. 699, out of order.

SENATE BILL NO. 699 (Hayden)—An act to add Section 35730.1 to the Education Code, relating to school district reorganization.

Bill read third time.

Motion to Amend

Assembly Member Boland moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jenifor Klindt. Jenifor passed away on the evening of July 19, as a result of a cerebral hemorrhage. Jenifor served as the Director of the Democratic Legislative Campaign Committee, an arm of the DNC. Her passing was sudden and unexpected. Our condolences and thoughts are with her husband, Richard Walsh, and son, Alex Klindt.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1170

Assembly Member Morrissey was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1170; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 24, 1995 (Assembly Journal, page 2963); and that the bill be returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the 50th wedding anniversary of Dr. Carl and Agnes Pearlman, of Santa Ana.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1836

Assembly Member Figueroa was granted unanimous consent that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 11, 1995 (Assembly Journal, page 2633); and whereby on July 7, 1995 (Assembly Journal, page 2550), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1839

Assembly Member Figueroa was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1839; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 26, 1995 (Assembly Journal, page 2984); and whereby on July 21, 1995 (Assembly Journal, page 2867), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 146

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: July 24, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 623

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Utilities and Commerce.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 903

With the recommendation: Do pass.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1170

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

ASSEMBLY MEMBER MARTHA ESCUTIA WELCOMED BACK

Assembly Member Pringle was joined by the Members of the Assembly in welcoming Assembly Member Martha Escutia back to the Assembly following her recent absence.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaree Klein, of San Fernando Valley; and Keith Brown, of Winnetka.

BILLS RETURNED TO THIRD READING FILE

Assembly Member Hannigan was granted unanimous consent that Assembly Bill No. 817 be withdrawn from the inactive file and placed upon the third reading file.

CONSIDERATION OF SENATE BILL NO. 100 BY UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 100, out of order.

SENATE BILL NO. 100 (Maddy)—An act to amend, repeal, and add Section 19809 of, to add and repeal Sections 19807.1, 19809.5, and 19819.5 of, and to repeal and add Section 19802 of, the Business and Professions Code, relating to gaming, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Isenberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Alby	Cortese	Knight	Napolitano
Alpert	Davis	Knowles	Olberg
Baca	Ducheny	Knox	Poochigian
Baldwin	Escutia	Kuehl	Pringle
Battin	Figueroa	Kuykendall	Rainey
Boland	Firestone	Lee	Richter
Bordonaro	Friedman	Machado	Rogan
Bowen	Frusetta	Margett	Setencich
Bowler	Gallegos	Martinez	Speier
Brewer	Goldsmith	Mazzoni	Sweeney
Brown, Willie	Granlund	McDonald	Takasugi
Brulte	Hannigan	McPherson	Thompson
Burton	Harvey	Miller	Tucker
Bustamante	Hawkins	Morrissey	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	Isenberg	Murray, Kevin	Mme. Speaker
Conroy	Kaloogian	Murray, Willard	

NOES—2

Caldera	House

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Alby	Cortese	Knight	Napolitano
Alpert	Davis	Knowles	Olberg
Baca	Ducheny	Knox	Poochigian
Baldwin	Escutia	Kuehl	Pringle
Battin	Figueroa	Kuykendall	Rainey
Boland	Firestone	Lee	Richter
Bordonaro	Friedman	Machado	Rogan
Bowen	Frusetta	Margett	Setencich
Bowler	Gallegos	Martinez	Speier
Brewer	Goldsmith	Mazzoni	Sweeney
Brown, Willie	Granlund	McDonald	Takasugi
Brulte	Hannigan	McPherson	Thompson
Burton	Harvey	Miller	Tucker
Bustamante	Hawkins	Morrissey	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	Isenberg	Murray, Kevin	Mme. Speaker
Conroy	Kaloogian	Murray, Willard	

NOES—2

Caldera House

Bill ordered transmitted to the Senate.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1291

Assembly Member Alpert was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1291; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 24, 1995 (Assembly Journal, page 2963); and that the bill be returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Avedis Sanjian, of Santa Monica.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Rogan announced his intention to request that Senate Bill No. 1094 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Richter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nevada County Supervisor David Tobiassen.

REPORTS OF STANDING COMMITTEES

Committee on Budget

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Budget reports:

Assembly Bill No. 861

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chairman

Above bill ordered to second reading.

ASSEMBLY BILL NO. 861 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 861 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time, and the bill ordered to the third reading file for the next legislative day.

ASSEMBLY BILL NO. 861—An act to add Sections 16367, 16367.1, 16367.2, 16367.3, 16367.4, 16367.5, 16367.6, 16367.7, and 16367.8 to, and to repeal Section 16366.7 of, the Government Code, relating to federal block grant funds, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Budget read and adopted; bill ordered reprinted and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 762 BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Senate Bill No. 762, out of order.

SENATE BILL NO. 762 (Greene)—An act to amend Section 14089 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and presented by Assembly Member Alby.

Bill passed by the following vote:

AYES—70

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Battin	Figueroa	Kuykendall	Richter
Boland	Firestone	Lee	Rogan
Bordonaro	Friedman	Machado	Setencich
Bowen	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McDonald	Thompson
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mme. Speaker
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1007 BY UNANIMOUS CONSENT

Assembly Member Baca was granted unanimous consent to take up Senate Bill No. 1007, out of order.

SENATE BILL NO. 1007 (Dills)—An act to add Section 51855 to the Education Code, relating to education.

Bill read third time, and presented by Assembly Member Baca.

Bill passed by the following vote:

AYES—71

Aguiar	Cannella	Isenberg	Murray, Kevin
Alby	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Baca	Cunneen	Knight	Olberg
Baldwin	Davis	Knowles	Poochigian
Battin	Ducheny	Knox	Pringle
Boland	Escutia	Kuehl	Rainey
Bordonaro	Figueroa	Kuykendall	Richter
Bowen	Firestone	Lee	Rogan
Bowler	Frusetta	Machado	Setencich
Brewer	Gallegos	Margett	Speier
Brown, Valerie	Goldsmith	Martinez	Sweeney
Brown, Willie	Granlund	Mazzoni	Takasugi
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hawkins	Miller	Woods
Caldera	Hoge	Morrissey	Mme. Speaker
Campbell	House	Morrow	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Weggeland was granted unanimous consent to take up Assembly Bill No. 1371, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1371 (Weggeland)—An act to amend Section 33117.5 of the Education Code, to amend Sections 11320.6, 11320.8, 11321.4, 11322.8, 11323, 11323.1, 11323.2, 11323.4, 11324.8, 11325, 11325.4, 11327, 11327.4, 11327.5, 11327.6, 11327.8, 11328, 11328.6, 11329.7, 11330.4 of, to add Sections 11320.3, 11325.21, 11325.22, 11325.23, and 11325.25 to, to repeal Sections 11323.15, 11325.8, 11326.2, 11326.4, 11326.6, 11326.8, and 11327.55 of, and to repeal Article 3 (commencing with Section 11300) of Chapter 2 of Part 3 of Division 9 of, and to repeal and add Sections 11322.4, 11325.2, and 11326 of, the Welfare and Institutions Code, relating to public social services and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Kuehl	Rainey
Battin	Ducheny	Kuykendall	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McPherson	Thompson
Brown, Willie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—1

Isenberg

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Kuehl	Rainey
Battin	Ducheny	Kuykendall	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McPherson	Thompson
Brown, Willie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—1

Isenberg

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 146

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Katz:

Resolved, That Senate Bills Nos. 146 and 1337 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—75

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Escutia	Kuehl	Richter
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Lee	Setencich
Bowen	Friedman	Machado	Speier
Bowler	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Thompson
Brown, Willie	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

CONSIDERATION OF SENATE BILL NO. 46 BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Senate Bill No. 46, out of order.

SENATE BILL NO. 46 (Ayala)—An act to amend Section 53075.5 of the Government Code, to amend Section 5374 of, and to add Sections 1032.1 and 120269 to, the Public Utilities Code, and to amend Section 34520 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—60

Aguiar	Caldera	House	Morrow
Alby	Cannella	Kaloogian	Murray, Kevin
Alpert	Conroy	Katz	Napolitano
Baca	Cortese	Knight	Olberg
Baldwin	Cunneen	Knowles	Poochigian
Battin	Davis	Kuehl	Pringle
Boland	Ducheny	Kuykendall	Rainey
Bordonaro	Figueroa	Lee	Richter
Bowen	Firestone	Machado	Rogan
Bowler	Frusetta	Margett	Setencich
Brewer	Goldsmith	Mazzoni	Speier
Brown, Valerie	Granlund	McDonald	Sweeney
Brown, Willie	Harvey	McPherson	Takasugi
Brulte	Hawkins	Miller	Thompson
Bustamante	Hoge	Morrissey	Mme. Speaker

NOES—4

Burton	Gallegos	Isenberg	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1286 BY UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent to take up Senate Bill No. 1286, out of order.

SENATE BILL NO. 1286 (Mountjoy)—An act to add Sections 3319, 3320, and 3321 to the Civil Code, relating to works of improvement.

Bill read third time, and presented by Assembly Member Woods.

Bill passed by the following vote:

AYES—50

Alby	Davis	Knight	Rainey
Alpert	Ducheny	Knox	Richter
Baca	Figueroa	Kuehl	Rogan
Battin	Frusetta	Lee	Setencich
Boland	Gallegos	Machado	Speier
Bordonaro	Goldsmith	Margett	Sweeney
Bowler	Granlund	Martinez	Takasugi
Brewer	Hannigan	Mazzoni	Thompson
Brown, Willie	Harvey	McPherson	Villaraigosa
Brulte	Hawkins	Miller	Woods
Bustamante	House	Morrow	Mme. Speaker
Conroy	Isenberg	Murray, Kevin	
Cortese	Kaloogian	Murray, Willard	

NOES—2

Burton	Caldera

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Richter was granted unanimous consent to take up Assembly Bill No. 1822, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1822 (Richter)—An act to add Section 25143.4 to the Health and Safety Code, relating to hazardous waste.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Knight	Olberg
Baca	Davis	Knowles	Poochigian
Baldwin	Ducheny	Knox	Pringle
Battin	Escutia	Kuehl	Rainey
Boland	Figueroa	Kuykendall	Richter
Bordonaro	Firestone	Lee	Rogan
Bowen	Friedman	Machado	Setencich
Bowler	Frusetta	Margett	Speier
Brewer	Gallegos	Martinez	Sweeney
Brown, Valerie	Goldsmith	Mazzoni	Takasugi
Brown, Willie	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mme. Speaker
Bustamante	Hawkins	Morrissey	
Caldera	Hoge	Morrow	
Cannella	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 149 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Senate Bill No. 149, out of order.

SENATE BILL NO. 149 (Johannessen)—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, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Hannigan.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hannigan moved a call of the Assembly.

Motion carried. Time, 7:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 103 BY UNANIMOUS CONSENT

Assembly Member Willard Murray was granted unanimous consent to take up Senate Bill No. 103, out of order.

SENATE BILL NO. 103 (Hurtt)—An act to amend Section 3003 of, and to add Section 2717.9 to, the Penal Code, relating to prisoners.

Bill read third time, and presented by Assembly Member Willard Murray.

Bill passed by the following vote:

AYES—44

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Baldwin	Firestone	Kuykendall	Rainey
Battin	Frusetta	Machado	Rogan
Boland	Goldsmith	Margett	Setencich
Bordonaro	Granlund	McPherson	Speier
Bowen	Harvey	Miller	Sweeney
Bowler	Hawkins	Morrissey	Takasugi
Brewer	Hoge	Morrow	Thompson
Brulte	House	Murray, Willard	Weggeland
Conroy	Kaloogian	Olberg	Woods

NOES—15

Baca	Figueroa	Kuehl	McDonald
Brown, Valerie	Gallegos	Lee	Murray, Kevin
Brown, Willie	Isenberg	Martinez	Villaraigosa
Cannella	Knox	Mazzoni	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 103: Assembly Member Willie Brown, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 60 BY UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 60, out of order.

SENATE BILL NO. 60 (Kopp)—An act relating to the State Bar of California.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 146 BY UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent to take up Senate Bill No. 146, without reference to file, for purpose of consideration.

SENATE BILL NO. 146 (Maddy)—An act to add Chapter 12.48 (commencing with Section 8879) to Division 1 of Title 2 of, and to repeal Section 8879.4 of, the Government Code, and to amend Sections 180.1, 180.2, 180.3, 180.7, 180.8, and 180.9 of the Streets and Highways Code, relating to seismic retrofit by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 146

SENATE BILL NO. 146 (Maddy)—An act to add Chapter 12.48 (commencing with Section 8879) to Division 1 of Title 2 of, and to repeal Section 8879.4 of, the Government Code, and to amend Sections 180.1, 180.2, 180.3, 180.7, 180.8, and 180.9 of the Streets and Highways Code, relating to seismic retrofit by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Katz.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—59

Aguiar	Campbell	Hawkins	Murray, Willard
Alpert	Cannella	Isenberg	Napolitano
Baca	Conroy	Katz	Olberg
Battin	Cortese	Knight	Poochigian
Boland	Cunneen	Kuehl	Rainey
Bordonaro	Davis	Kuykendall	Setencich
Bowen	Ducheny	Lee	Speier
Bowler	Escutia	Machado	Sweeney
Brewer	Figueroa	Margett	Takasugi
Brown, Valerie	Firestone	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Brulte	Frusetta	McDonald	Villaraigosa
Burton	Gallegos	McPherson	Weggeland
Bustamante	Hannigan	Miller	Mme. Speaker
Caldera	Harvey	Murray, Kevin	

NOES—12

Alby	Granlund	Kaloogian	Richter
Baldwin	Hoge	Knowles	Rogan
Goldsmith	House	Morrow	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Aguiar	Campbell	Hawkins	Murray, Willard
Alpert	Cannella	Isenberg	Napolitano
Baca	Conroy	Katz	Olberg
Battin	Cortese	Knight	Poochigian
Boland	Cunneen	Kuehl	Rainey
Bordonaro	Davis	Kuykendall	Setencich
Bowen	Ducheny	Lee	Speier
Bowler	Escutia	Machado	Sweeney
Brewer	Figueroa	Margett	Takasugi
Brown, Valerie	Firestone	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Brulte	Frusetta	McDonald	Villaraigosa
Burton	Gallegos	McPherson	Weggeland
Bustamante	Hannigan	Miller	Mme. Speaker
Caldera	Harvey	Murray, Kevin	

NOES—12

Alby	Granlund	Kaloogian	Richter
Baldwin	Hoge	Knowles	Rogan
Goldsmith	House	Morrow	Thompson

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF ASSEMBLY BILL NO. 817 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Assembly Bill No. 817, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 817 (Vasconcellos)—An act to make an appropriation in augmentation of Items 9840-001-001, 9840-001-494, 9840-001-988, and 9840-011-001 of Section 2.00 of the Budget Act of 1994, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 817, As Amended, by Unanimous Consent

Assembly Member Hannigan was granted unanimous consent to take up Assembly Bill No. 817, as amended, without reference to file for purpose of consideration at this time, and that the same be considered engrossed.

ASSEMBLY BILL NO. 817 (Vasconcellos)—An act to make an appropriation in augmentation of Items 9840-001-001, 9840-001-494, 9840-001-988, and 9840-011-001 of Section 2.00 of the Budget Act of 1994, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read third time, presented by Assembly Member Hannigan, and passed by the following vote:

AYES—62

Aguiar	Cortese	Knight	Olberg
Alby	Cunneen	Knowles	Poochigian
Alpert	Davis	Kuehl	Pringle
Baca	Ducheny	Kuykendall	Rainey
Baldwin	Figueroa	Lee	Richter
Battin	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mme. Speaker
Cannella	House	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—4

Bowen	Caldera	Isenberg	Martinez

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 156 BY UNANIMOUS CONSENT

Assembly Member Valerie Brown was granted unanimous consent to take up Senate Bill No. 156, out of order.

SENATE BILL NO. 156 (Thompson)—An act to add Section 4730.9 to the Health and Safety Code, to amend Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 12.5, 13, 14, 15, 16, 17, 18, 20, 21, 22, 24, 25, 27, 28, 30, 31, 33, and 37 of, and to add Sections 1.5, 13.5, and 36 to, the Napa County Flood Control and Water Conservation District Act (Chapter 1449 of the Statutes of 1951), and to amend Section 4 of, and to add Section 24.5 to, the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to the special districts.

Bill read third time, and presented by Assembly Member Valerie Brown.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Valerie Brown moved a call of the Assembly.

Motion carried. Time, 7:42 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 1245 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Senate Bill No. 1245, out of order.

SENATE BILL NO. 1245 (Polanco)—An act to amend Section 1305 of the Penal Code, relating to bail.

Bill read third time, and presented by Assembly Member Bustamante.

Bill passed by the following bill:

AYES—70

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Battin	Ducheny	Kuehl	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Takasugi
Brewer	Gallegos	Mazzoni	Thompson
Brown, Valerie	Goldsmith	McDonald	Tucker
Brown, Willie	Granlund	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mme. Speaker
Caldera	House	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 41 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Bordonaro was granted unanimous consent that Assembly Joint Resolution No. 41 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of amendment.

ASSEMBLY JOINT RESOLUTION NO. 41 (Bordonaro)—Relative to the National Spaceport Act.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 41

Assembly Member Bordonaro was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 41 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Allen, Alpert, Bowen, Willie Brown, Burton, Bustamante, Cannella, Cortese, Cunneen, Davis, Escutia, Frusetta, Goldsmith, Granlund, Hannigan, Hawkins, Kuehl, Margett, Martinez, McPherson, Miller, Morrow, Napolitano, Setencich, Sweeney, Thompson, Vasconcellos, and Woods.

Request for Unanimous Consent

Assembly Member Bordonaro was granted unanimous consent to take up Assembly Joint Resolution No. 41, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 41, as Amended

ASSEMBLY JOINT RESOLUTION NO. 41—Relative to the National Spaceport Act.

Resolution read, as amended, and adopted by the following vote:

AYES—65

Aguiar	Cannella	Knight	Rainey
Alby	Conroy	Knowles	Richter
Alpert	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Speier
Battin	Escutia	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bowen	Frusetta	Margett	Thompson
Bowler	Goldsmith	Martinez	Tucker
Brewer	Granlund	Mazzoni	Vasconcellos
Brown, Valerie	Hannigan	McDonald	Villaraigosa
Brown, Willie	Harvey	McPherson	Weggeland
Brulte	Hawkins	Miller	Woods
Burton	Hoge	Morrissey	Mme. Speaker
Bustamante	House	Morrow	
Caldera	Kaloogian	Napolitano	
Campbell	Katz	Pringle	

NOES—None

Resolution ordered transmitted to the Senate.

(NOTE: For further explanation of vote by Assembly Member Bordonaro relative to Assembly Joint Resolution No. 41, see Assembly Journal for July 31, 1995, page 3114.)

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:

Assembly Bill No. 1123, on request of Assembly Member Richter.

CONSIDERATION OF SENATE BILL NO. 266 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Senate Bill No. 266, out of order.

SENATE BILL NO. 266 (Rosenthal)—An act to amend Sections 10082 10086, and 10089 of the Insurance Code, relating to earthquake insurance.

Bill read third time, and presented by Assembly Member McDonald.

Bill passed by the following vote:

AYES—58

Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Friedman	Lee	Setencich
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brown, Valerie	Harvey	McDonald	Tucker
Brown, Willie	Hawkins	McPherson	Villaraigosa
Bustamante	Hoge	Miller	Mme. Speaker
Campbell	House	Morrow	
Cannella	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 1943 (Bordonaro)—An act to amend Section 71011 of, and to add Section 71031 to, the Public Resources Code, relating to environmental protection, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 152 (Maddy)—An act to amend Sections 60000, 60001, 60061, 60200, 60222, 60223, 60225, 60240, 60242, 60245, 60312, 60313, 60510, 60520, 60521, and 62000.4 of, to amend and renumber the heading of Article 8 (commencing with Section 60110) of, and Article 9 (commencing with Section 60117) of, Chapter 1 of Part 33 of, to repeal Sections 60003, 60063, 60224, 60241, 60242.1, 60243, 60311, 60316, 60401, 60402, 60404, 60412, 60413, 60414, 60512, and 60513 of, to repeal Article 7 (commencing with Section 60100) of Chapter 1 of, Article 4 (commencing with Section 60260) of, and Article 5 (commencing with Section 60280) of, Chapter 2 of, and Article 3 (commencing with Section 60420) of Chapter 3 of, Part 33 of, to repeal and add Section 60002 of, and to repeal and add Article 2 (commencing with Section 60010) of Chapter 1 of Part 33 of, the Education Code, relating to instructional materials.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 193 (Costa)—An act to add Sections 12376 and 12389.6 to the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1244 (Watson)—An act to add Section 248 to the Penal Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Battin	Escutia	Kuehl	Setencich
Boland	Figueroa	Kuykendall	Speier
Bordonaro	Firestone	Lee	Sweeney
Bowen	Friedman	Machado	Takasugi
Bowler	Frusetta	Margett	Thompson
Brewer	Gallegos	Martinez	Tucker
Brown, Valerie	Goldsmith	Mazzoni	Vasconcellos
Brown, Willie	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hawkins	Morrissey	Mme. Speaker
Caldera	Hoge	Morrow	
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—None

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 16 BY UNANIMOUS CONSENT

Assembly Member Kuehl was granted unanimous consent to take up Senate Concurrent Resolution No. 16, out of order.

SENATE CONCURRENT RESOLUTION NO. 16 (O'Connell)—Relative to access to service stations by disabled persons.

Resolution read, presented by Assembly Member Kuehl, and adopted by the following vote:

AYES—47

Alpert	Cortese	Katz	Poochigian
Baca	Cunneen	Knox	Rainey
Battin	Davis	Kuehl	Rogan
Bordonaro	Ducheny	Kuykendall	Speier
Bowen	Escutia	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Takasugi
Brown, Willie	Friedman	Martinez	Tucker
Burton	Frusetta	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	Weggeland
Campbell	Harvey	Morrissey	Mme. Speaker
Cannella	Isenberg	Napolitano	

NOES—16

Aguiar	Bowler	Hoge	Morrow
Alby	Brulte	Kaloogian	Olberg
Baldwin	Conroy	Margett	Richter
Boland	Hawkins	Miller	Thompson

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1243 BY UNANIMOUS CONSENT

Assembly Member Conroy was granted unanimous consent to take up Senate Bill No. 1243, out of order.

SENATE BILL NO. 1243 (Kelley)—An act to amend Sections 2705 and 2706 of the Public Utilities Code, relating to water.

Bill read third time, and presented by Assembly Member Conroy.

Bill passed by the following vote:

AYES—65

Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Ducheny	Kuehl	Speier
Battin	Escutia	Kuykendall	Sweeney
Boland	Figueroa	Lee	Takasugi
Bordonaro	Firestone	Machado	Thompson
Bowen	Frusetta	Martinez	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brown, Willie	Harvey	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Olberg	
Caldera	House	Poochigian	
Cannella	Isenberg	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Budget

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Budget reports:

Senate Bill No. 803
Senate Bill No. 1330
Senate Bill No. 1332
Senate Bill No. 1334
Senate Bill No. 1344
Senate Bill No. 1345
Senate Bill No. 1346
Senate Bill No. 1354
Senate Bill No. 1356
Senate Bill No. 1358

With the recommendation: Do pass.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

Date of Hearing: July 28, 1995

Mme. Speaker: Your Committee on Budget reports:

Senate Bill No. 1337

With the recommendation: Do pass.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

BILLS TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Hannigan was granted unanimous consent to take up the following bills without reference to file, for purpose of second reading and adoption of committee amendments at this time, and that the bills be returned to the third reading file for the next legislative day:

SENATE BILL NO. 803—An act to amend and repeal Section 41851 of the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1330—An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1332—An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1334—An act to amend Section 25673.1 of the Health and Safety Code, relating to radiologic technology.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1344—An act relating to the State Department of Social Services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1345—An act relating to state and local finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1346—An act relating to the fiscal relationship between state and local government, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1354—An act relating to state mandates, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1356—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1358—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1337—An act relating to social services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 10 BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Senate Joint Resolution No. 10, out of order.

SENATE JOINT RESOLUTION NO. 10 (Kopp)—Relative to the federal role in transportation.

Resolution read, presented by Assembly Member Aguiar, and adopted by the following vote:

AYES—41

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Boland	Goldsmith	McPherson	Takasugi
Bordonaro	Granlund	Miller	Weggeland
Bowler	Hannigan	Morrissey	Woods
Brewer	Harvey	Morrow	Mme. Speaker
Brulte	Hawkins	Murray, Kevin	
Cannella	Hoge	Murray, Willard	
Conroy	House	Olberg	

NOES—17

Baca	Gallegos	Lee	Vasconcellos
Bowen	Isenberg	Machado	Villaraigosa
Caldera	Katz	Martinez	
Figueroa	Knox	Napolitano	
Friedman	Kuehl	Speier	

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 220 BY UNANIMOUS CONSENT

Assembly Member Olberg was granted unanimous consent to take up Senate Bill No. 220, out of order.

SENATE BILL NO. 220 (Haynes)—An act to add Section 4554.5 to the Public Resource Code, relating to forest practices.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—65

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Katz	Pringle
Alpert	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Villaraigosa
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hawkins	Morrissey	Mme. Speaker
Caldera	Hoge	Morrow	
Cannella	House	Napolitano	
Conroy	Isenberg	Olberg	

NOES—2

Murray, Kevin Murray, Willard

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 112 BY UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent to take up Senate Bill No. 112, out of order.

SENATE BILL NO. 112 (Hurtt)—An act to amend Section 7124.6 of the Business and Professions Code, and to amend Section 6254 of the Government Code, relating to records.

Bill read third time, and presented by Assembly Member Morrissey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Morrissey moved a call of the Assembly.

Motion carried. Time, 8:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 1360 BY UNANIMOUS CONSENT

Assembly Member Friedman was granted unanimous consent to take up Senate Bill No. 1360, out of order.

SENATE BILL NO. 1360 (Committee on Health and Human Services)—An act to amend Section 1290 of, to add Section 27 to, to add Division 101 (commencing with Section 100100), Division 102 (commencing with Section 102100), Division 103 (commencing with Section 104100), Division 104 (commencing with Section 106500), Division 105 (commencing with Section 120100), Division 106 (commencing with Section 123100), and Division 107 (commencing with Section 127000) to, to repeal Sections 26, 850, 1250.9, 1250.10, and 1260 of, to repeal Article 1 (commencing with Section 200), Article 1.5 (commencing with Section 225), Article 1.7 (commencing with Section 230), Article 1.7 (commencing with Section 235), Article 1.8 (commencing with Section 242), Article 1.9 (commencing with Section 246.1), Article 2 (commencing with Section 248), Article 2.1 (commencing with Section 275, Article 2.4 (commencing with Section 283), Article 2.6 (commencing with Section 289), Article 2.9 (commencing with Section 295), Article 3 (commencing with Section 300), Article 3.1 (commencing with Section 309.7), Article 3.2 (commencing with Section 309.100), Article 3.3 (commencing with Section 310), Article 3.4 (commencing with Section 320), Article 3.45 (commencing with Section 324.7), Article 3.5 (commencing with Section 325), Article 3.6 (commencing with Section 340), Article 3.7 (commencing with Section 349), Article 4 (commencing with Section 350), Article 4.5 (commencing with Section 360), Article 4.6 (commencing with Section 372), Article 5 (commencing with Section 374), Article 5.5 (commencing with Section 380), Article 5.7 (commencing with Section 390), Article 6 (commencing with Section 400), Article 6.1 (commencing with Section 402), Article 6.5 (commencing with Section 405), Article 7 (commencing with Section 410), Article 7.2 (commencing with Section 412), Article 7.7 (commencing with Section 417), Article 7.8 (commencing with Section 418), Article 8 (commencing with Section 420), Article 8.1 (commencing with Section 421), Article 8.5 (commencing with Section 423), Article 8.7 (commencing with Section 424.10), Article 9.5 (commencing with Section 426), Article 10 (commencing with Section 427), Article 10.2 (commencing with Section 427.10), Article 11 (commencing with Section 428), Article 13 (commencing with Section 429.11), Article 13.1 (commencing with Section 429.13), Article 14.5 (commencing with Section 429.35), and Article 15 (commencing with Section 429.40), Article 16 (commencing with Section 429.50), Article 17 (commencing with Section 429.60), Article 18 (commencing with Section 429.70), Article 18.5 (commencing with Section 429.90), Article 19 (commencing with Section 429.94, and Article 20 (commencing with Section 429.994) of Chapter 2 of Part 1 of Division 1 of, to repeal Article 8 (commencing with Section 1630) of Chapter 4 of Division 2 of, to repeal Chapter 1 (commencing with Section 100), Chapter 1.4 (commencing with Section 140), Chapter 1.5 (commencing with Section 150), Chapter 1.7 (commencing with Section 175), Chapter 1.8 (commencing with Section 185), Chapter 1.85 (commencing with Section 188), Chapter 1.9 (commencing with Section 190), Chapter 1.10 (commencing with Section 195), Chapter 1.11 (commencing with Section 199.20), Chapter 1.12 (commencing with Section 199.30), Chapter 1.13 (commencing with Section 199.42), Chapter 1.14 (commencing with Section 199.45), Chapter 1.15 (commencing with Section 199.55), Chapter 1.16 (commencing with Section 199.70), Chapter 1.17 (commencing with Section 199.81), Chapter 1.19 (commencing with Section 199.86), Chapter 1.20 (commencing with Section 199.95), Chapter 3 (commencing with Section 430) of, Chapter 4 (commencing with Section 436), and Chapter 5 (commencing with Section 436.50) of Part 1 of Division 1 of, to repeal Chapter 1 (commencing with Section 450), Chapter 2 (commencing with Section 600), Chapter 3 (commencing with Section 700), Chapter 6 (commencing with Section 954), Chapter 7 (commencing with Section 1000), Chapter 7.5 (commencing with Section 1010), and Chapter 8 (commencing with Section 1100) of Part 2 of Division 1 of, to repeal Chapter 7 (commencing with Section 1700) of Division 2 of, to repeal Chapter 2 (commencing with Section 1800), Chapter 3 (commencing with Section 1900), Chapter 4 (commencing with Section 2100), Chapter 5.5 (commencing with Section 2425), and Chapter 9 (commencing with Section 2950) of Division 3 of, to repeal Chapter 6.5 (commencing with Section 5474.20) of Part 3 of Division 5 of, to repeal Chapter 1 (commencing with Section 15000) of Division 12.5 of, to repeal Chapter 1.5 (commencing with Section 19010) of Part 3 of Division 13 of, to repeal Chapter 1

(commencing with Section 24000), Chapter 1.2 (commencing with Section 24160), Chapter 1.5 (commencing with Section 24180), Chapter 3 (commencing with Section 24380), Chapter 3.5 (commencing with Section 24385), Chapter 4 (commencing with Section 24400), Chapter 4.3 (commencing with Section 24425), Chapter 4.5 (commencing with Section 24450), Chapter 5 (commencing with Section 24800), Chapter 6 (commencing with Section 25000), Chapter 6.1 (commencing with Section 25015), Chapter 6.99 (commencing with Section 25572), Chapter 7 (commencing with Section 25600), Chapter 7.1 (commencing with Section 25620), Chapter 7.2 (commencing with Section 25625), Chapter 7.3 (commencing with Section 25650), Chapter 7.4 (commencing with Section 25660), Chapter 7.5 (commencing with Section 25700), Chapter 7.6 (commencing with Section 25800), Chapter 7.7 (commencing with Section 25880), Chapter 7.8 (commencing with Section 25882), Chapter 7.9 (commencing with Section 25884), Chapter 8 (commencing with Section 25895), Chapter 9 (commencing with Section 25898), Chapter 10 (commencing with Section 25900), Chapter 10.2 (commencing with Section 25906), Chapter 10.5 (commencing with Section 25920), Chapter 10.7 (commencing with Section 25930), Chapter 10.8 (commencing with Section 25940), Chapter 11 (commencing with Section 25950), Chapter 12 (commencing with Section 25960), Chapter 12.7 (commencing with Section 25967), Chapter 13 (commencing with Section 25970), Chapter 13.7 (commencing with Section 25989.500), Chapter 14 (commencing with Section 25990), Chapter 14.5 (commencing with Section 25995), and Chapter 14.7 (commencing with Section 25996.950) of Division 20 of, to repeal Part 1.5 (commencing with Section 437.01), Part 1.8 (commencing with Section 443), Part 1.85 (commencing with Section 444), Part 1.95 (commencing with Section 446), Part 1.96 (commencing with Section 447.70), Part 1.97 (commencing with Section 448), Part 3 (commencing with Section 1170), Part 3.5 (commencing with Section 1175), Part 6 (commencing with Section 1180), Part 6.9 (commencing with Section 1189.101), and Part 7 (commencing with Section 1190) of Division 1 of, to repeal Part 1 (commencing with Section 3700) and Part 2 (commencing with Section 4100) of Division 5 of, to repeal Division 2.3 (commencing with Section 1795), Division 4 (commencing with Section 3000), Division 9 (commencing with Section 10000), Division 9.5 (commencing with Section 10800), Division 9.7 (commencing with Section 10900), Division 10.1 (commencing with Section 11670), Division 17 (commencing with Section 23000), Division 21 (commencing with Section 26000), and Division 22 (commencing with Section 27000) of, the Health and Safety Code, relating to reorganization of the Health and Safety Code.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—67

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Pringle
Battin	Ducheny	Kuehl	Rainey
Boland	Escutia	Kuykendall	Rogan
Bordonaro	Figueroa	Lee	Setencich
Bowen	Firestone	Machado	Speier
Bowler	Friedman	Margett	Sweeney
Brewer	Frusetta	Mazzoni	Takasugi
Brown, Valerie	Gallegos	McDonald	Thompson
Brown, Willie	Goldsmith	McPherson	Tucker
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Mme. Speaker
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 75 BY UNANIMOUS CONSENT

Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 75, out of order.

SENATE BILL NO. 75 (Kopp)—An act to amend Section 2150 of, and to add Section 2144 to, the Elections Code, relating to voter registration.

Bill read third time.

Motion to Amend by Assembly Member Escutia

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Is an analysis of the proposed Escutia amendments available to the membership?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the negative.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Will it be the policy of the House that Budget trailer bills will not be taken up for consideration until an analysis is available?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that bills are taken up without reference to file with unanimous consent of the House and that an analysis is required on bills, unless otherwise ordered by the Speaker, pursuant to the rules.

Analysis Waived

Pursuant to the rules, the Majority Speaker pro Tempore waived the analysis requirement as it relates to Senate Bill No. 75.

Point of Order

Assembly Member Hoge arose to the following point of order:

That the amendments offered by Assembly Member Escutia to Senate Bill No. 75 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Escutia to Senate Bill No. 75 are germane to the bill.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

What is the number of trailer bills yet to be amended in the Assembly?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that there are approximately 20 trailer bills to be amended in the Assembly.

Motion to Appeal from the Decision of the Chair

Assembly Member Hoge moved to appeal from the decision of the Chair that the amendments offered by Assembly Member Escutia to Senate Bill No. 75 are germane to the bill.

Assembly Member Thompson seconded the motion.

Motion Withdrawn

Assembly Member Hoge, with the consent of the second to his motion, withdrew his motion to appeal from the decision of the Chair.

Further Consideration of Escutia Motion to Amend Senate Bill No. 75

The question being on the Escutia motion to amend Senate Bill No. 75.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Escutia moved a call of the Assembly.

Motion carried. Time, 8:42 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 URGENCY CLAUSE TO SENATE BILL NO. 149

At 8:43 p.m., on motion of Assembly Member Hannigan, 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. 149 refused adoption by the following vote:

AYES—43

Alby	Cannella	Knowles	Napolitano
Alpert	Conroy	Knox	Olberg
Baca	Cortese	Lee	Poochigian
Battin	Ducheny	Machado	Richter
Boland	Firestone	Margett	Setencich
Bordonaro	Friedman	Martinez	Takasugi
Brown, Valerie	Granlund	Miller	Tucker
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Burton	Harvey	Morrow	Woods
Bustamante	House	Murray, Kevin	Mme. Speaker
Campbell	Knight	Murray, Willard	

NOES—22

Aguiar	Davis	Katz	Rogan
Baldwin	Figueroa	Kuehl	Speier
Bowler	Gallegos	Kuykendall	Sweeney
Brulte	Goldsmith	McDonald	Thompson
Caldera	Isenberg	McPherson	
Cunneen	Kaloogian	Rainey	

Urgency Clause to Senate Bill No. 149 Reconsidered

Assembly Member Hannigan was granted unanimous consent that the vote be reconsidered whereby the urgency clause to Senate Bill No. 149 was this day refused adoption, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 156

At 8:44 p.m., on motion of Assembly Member Valerie Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 156 passed by the following vote:

AYES—45

Aguiar	Cortese	Katz	Poochigian
Alpert	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Speier
Bowen	Figueroa	Kuykendall	Sweeney
Brewer	Firestone	Lee	Takasugi
Brown, Valerie	Friedman	Machado	Tucker
Brown, Willie	Frusetta	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Granlund	McDonald	Mme. Speaker
Caldera	Hannigan	Murray, Kevin	
Campbell	Harvey	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—24

Alby	Brulte	Knight	Olberg
Baldwin	Conroy	Knowles	Rainey
Battin	Goldsmith	Margett	Richter
Boland	Hawkins	Miller	Rogan
Bordonaro	Hoge	Morrissey	Thompson
Bowler	Kaloogian	Morrow	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 112

At 8:44 p.m., on motion of Assembly Member Morrissey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 8:44 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 ESCUTIA MOTION TO AMEND SENATE BILL NO. 75

At 8:44 p.m., on motion of Assembly Member Escutia, 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 Willard Murray moved to continue the call of the Assembly.

Motion carried. Time, 8:46 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. 112

At 8:46 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. 112 refused passage by the following vote:

AYES—39

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mme. Speaker
Conroy	Kaloogian	Poochigian	

NOES—32

Alpert	Cannella	Hannigan	Murray, Kevin
Bowen	Cortese	Katz	Murray, Willard
Brown, Valerie	Davis	Knox	Napolitano
Brown, Willie	Ducheny	Kuehl	Speier
Burton	Escutia	Lee	Sweeney
Bustamante	Figueroa	Machado	Tucker
Caldera	Friedman	Martinez	Vasconcellos
Campbell	Gallegos	McDonald	Villaraigosa

Senate Bill No. 112 Reconsidered

Assembly Member Morrissey was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 112 was this day refused passage and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ESCUTIA MOTION TO AMEND SENATE BILL NO. 75

At 8:46 p.m., on motion of Assembly Member Willard Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Escutia motion to amend Senate Bill No. 75 lost by the following vote:

AYES—32

Alpert	Campbell	Hannigan	Mazzoni
Baca	Cannella	Isenberg	McDonald
Bowen	Davis	Katz	Murray, Kevin
Brown, Valerie	Ducheny	Knox	Murray, Willard
Brown, Willie	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Tucker
Bustamante	Friedman	Machado	Vasconcellos
Caldera	Gallegos	Martinez	Villaraigosa

NOES—36

Aguiar	Cunneen	Kaloogian	Olberg
Alby	Firestone	Knowles	Poochigian
Baldwin	Frusetta	Kuykendall	Pringle
Battin	Goldsmith	Margett	Rainey
Bordonaro	Granlund	McPherson	Rogan
Bowler	Harvey	Miller	Takasugi
Brewer	Hawkins	Morrissey	Thompson
Brulte	Hoge	Morrow	Weggeland
Conroy	House	Napolitano	Woods

Escutia Motion to Amend Senate Bill No. 75 Reconsidered

Assembly Member Escutia was granted unanimous consent that the vote be reconsidered whereby her motion to amend Senate Bill No. 75 lost, and that the bill be passed on file, to retain its place on file.

BILL RETURNED TO SENATE

Without objection, Assembly Member Speier returned Assembly Bill No. 910 to the Senate for further action.

CAUCUS ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Republican Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge, and that the Democratic Caucus would meet at the same time, in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bill No. 772 were continued until the next legislative day.

MOTION TO ADJOURN

At 8:46 p.m., Assembly Member Bustamante moved that the Assembly do now adjourn.

Assembly Member Granlund seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Bill No. 100 and Urgency: Burton, Cortese, Kuykendall, and McDonald—Aye.

Senate Bill No. 762: Brulte, Burton, Cortese, Granlund, Kuykendall, and Morrow—Aye.

Senate Bill No. 1007: Boland, Burton, Granlund, Morrow, Poochigian, and Villaraigosa—Aye.

Assembly Bill No. 1371, Urgency and Concurrence: Bowen, Burton, Martinez, Poochigian, and Speier—Aye.

Senate Bill No. 46: Valerie Brown, Bustamante, Goldsmith, and Granlund—Aye; Burton and Isenberg—No.

Senate Bill No. 1286: Bordonaro, Lee, and Takasugi—Aye; Burton—No.

Assembly Bill No. 1822, Concurrence: Valerie Brown, Burton, Bustamante, Davis, Lee, Machado, McDonald, Olberg, and Speier—Aye.

Senate Bill No. 103: Granlund and Machado—Aye; Valerie Brown—No.

Senate Bill No. 146 and Urgency: Goldsmith, Granlund, and Morrow—No.

Assembly Bill No. 817: Goldsmith, Granlund, Machado, and McDonald—Aye.

Senate Bill No. 1245: Valerie Brown, Goldsmith, Granlund, and McDonald—Aye.

Assembly Joint Resolution No. 41, Coauthors: Goldsmith and Granlund—Aye.

Assembly Joint Resolution No. 41: Granlund and Knox—Aye.

Senate Bill No. 266: Boland, Bustamante, Granlund, Hawkins, and Knox—Aye.

Senate Concurrent Resolution No. 16: Kuykendall—Aye.

Senate Bill No. 1243: Bowen, Valerie Brown, Kuykendall, and McDonald—Aye.

Senate Joint Resolution No. 10: Bowen and Speier—No.

Senate Bill No. 220: McDonald and Villaraigosa—Aye.

Senate Bill No. 1360: Bowen and McDonald—Aye.

Senate Bill No. 156: Aguiar, Kuykendall, and McDonald—Aye.

Senate Bill No. 75, Escutia Amendments: McDonald—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:46 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Katz, of the 39th Assembly District, introduced former Member of the Assembly Jim Keysor.

ADJOURNMENT

At 8:47 p.m., pursuant to the motion by Assembly Member Bustamante, the Assembly adjourned until 12 noon, Saturday, July 29, 1995, out of respect to the memory of Rex Hegwer, on motion of Assembly Member Isenberg; out of respect to the memory of Milton Roth, on motion of Assembly Member Kuykendall; out of respect to the memory of Duane Garrett, on motion of Assembly Members Mazzoni and Burton and Speaker Emeritus Brown; out of respect to the memory of James Walton, on motion of Assembly Member McDonald; out of respect to the memory of Margaree Klein and Keith Brown, on motion of Assembly Member Boland; out of respect to the memory of Joan West and Josephine Ramos, on motion of Assembly Member Rogan; out of respect to the memory of Jenifor Klindt, on motion of Speaker Emeritus Brown; out of respect to the memory of David Tobiassen, on motion of Assembly Member Richter; out of respect to the memory of Avedis Sanjian, on motion of Speaker Emeritus Brown; and in honor of the 50th wedding anniversary of Dr. Carl and Agnes Pearlman, on motion of Assembly Member Morrissey.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 28, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

817
861

Senate Bills

11
60
82
267
396
426
501
523
645
699
729
861
957
1098
1135
1222
1284

Amendments were considered by the Assembly, but not adopted, to the following measure:

Senate Bill

75

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Saturday, July 29, 1995

ONE HUNDRED TWENTY-THIRD SESSION DAY

TWO HUNDRED THIRTY-SEVENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Saturday, July 29, 1995

The Assembly met at 12:10 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Firestone moved a quorum call of the Assembly.

Motion carried. Time, 12:11 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 12:20 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Setencich
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord God, You are the true light, that illumines and sanctifies all who come into the world. Let the light of Your countenance leave its mark on us; that in it we may perceive the infinite light. Direct our steps to the keeping of Your commandments; and guide us as we accomplish the tasks before us today.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Thompson 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 Kuykendall, seconded by Assembly Member Davis.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and per diem was waived: Assembly Member Sher.

On personal business, and waiving per diem: Assembly Member Hauser.

(NOTE: For letter explaining the absence of Assembly Member Sher on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Friday, July 28, 1995.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 861

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, July 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1371

And reports the same correctly enrolled, and presented to the Governor at 12 m., July 29, 1995.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Local Government

July 29, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Assembly Constitutional Amendment No. 8

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 6 of Article XIIIB thereof, relating to state-mandated local programs.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 29, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 120

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 120—An act to add Section 41851.12 to, and to add and repeal Section 41851.11 of, the Education Code, relating to schools.

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.

MESSAGES FROM THE SENATE

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 825

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Rainey announced his intention to request that Senate Bill No. 816 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Davis was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 729

July 24, 1995

Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: I want to place this letter in the Assembly Daily Journal to clarify my intent in introducing Assembly Bill 729, which is currently awaiting action on the Senate floor. The bill was introduced for the purpose of expanding upon one of the reasons for which permanent certificated employees of school districts may be dismissed from employment.

Assembly Bill 729 replaces the reason of "incompetency" with that of "unsatisfactory performance" on the list of enumerated causes for permanent teacher dismissal. To maintain consistency in the

Education Code, the bill also substitutes the word "performance" for "competency" in the code sections addressing certificated employee evaluation and assessment (the so-called "Stull Act," found at Education Code sections 44660 et seq.).

The singular purpose of this legislation is to enable the dismissal of teachers who are not meeting performance standards established by the governing board. The bill therefore establishes a standard less than incompetency (which means not qualified or not able), in favor of one which means less than adequate performance. The intent of the bill was to increase, rather than diminish, a district's ability to dismiss unsatisfactory employees. A district will no longer need to prove a teacher is beyond remediation. Rather, it need only demonstrate the teacher is not meeting established standards of performance. This change adds consistency to the Education Code, since "unsatisfactory performance" is already the standard for dismissal (not release) of probationary certificated employees under Education Code section 44948.3.

Incompetency would, in effect, still be grounds for permanent teacher dismissal, since that level of performance would more than meet the "unsatisfactory performance" standard now in the Education Code. In this regard, it is important to note, as stated in the Legislative Counsel's Digest for the bill, that incompetency was merely "eliminated . . . as one of the **enumerated** causes for dismissal of a permanent employee." (Emphasis added.) Thus, "incompetency" remains as the most extreme example of, but is now subsumed by the cause of "unsatisfactory performance."

When the bill was heard in the Senate Education Committee on July 5, 1995, discussion clarified that the bill makes no changes to the evaluation processes with which school districts must already comply under the Stull Act, and that the intent of the bill is to merely establish an additional standard for dismissal as explained above.

Before approving the bill, the Committee did not envision or discuss the bill as having **any** impact on a governing board's authority to establish evaluation and performance standards under the Stull Act, or on a board's established managerial discretion to decide whether and when to issue notices of unsatisfactory performance and dismissal, pursuant to code sections regulating teacher dismissal. Therefore, the scope of negotiations under the Educational Employment Relations Act (Government Code section 3540 et seq.) remains unaffected and unchanged by the bill and, as such, is limited to "procedures" related to evaluation, as opposed to the substance thereof, or to a board's utilization of disciplinary procedures under the Education Code.

I hope this letter will clarify any concern that educators may have in implementing AB 729. By establishing a new and less demanding standard for the dismissal of unsatisfactory teachers, I believe the bill significantly enhances a district's ability to improve classroom education for students.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 396, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 623—An act to repeal and add Section 593d of the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Utilities and Commerce.

SENATE BILL NO. 903—An act to amend Section 65850 of the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1170—An act to add and repeal Chapter 6.7 (commencing with Section 8920) to Part 6 of the Education Code, relating to teenage pregnancy.

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.

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. 1094, on request of Assembly Member Rogan.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bill No. 772 were continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE JOINT RESOLUTION NO. 9 (Kopp)—Relative to fuel taxes.

Resolution read, and presented by Assembly Member Goldsmith.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 12:51 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 348, on request of Assembly Member Woods.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1158 (Johannessen)—An act to add and repeal Article 13 (commencing with Section 18841) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Margett moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1346 (Committee on Budget and Fiscal Review)—An act relating to the fiscal relationship between state and local government, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to third reading file.

SENATE JOINT RESOLUTION NO. 2 (Russell)—Relative to air pollution.

Resolution read, presented by Assembly Member Katz, and adopted by the following vote:

AYES—65

Aguiar	Conroy	Kaloogian	Murray, Willard
Alby	Cortese	Katz	Napolitano
Alpert	Cunneen	Knight	Olberg
Archie-Hudson	Davis	Knowles	Poochigian
Baca	Escutia	Knox	Pringle
Baldwin	Figueroa	Kuehl	Rainey
Battin	Firestone	Kuykendall	Richter
Boland	Friedman	Machado	Rogan
Bordonaro	Frusetta	Margett	Setencich
Bowen	Gallegos	Martinez	Speier
Bowler	Goldsmith	Mazzoni	Takasugi
Brown, Valerie	Granlund	McDonald	Thompson
Brulte	Harvey	McPherson	Weggeland
Burton	Hawkins	Miller	Woods
Bustamante	Hoge	Morrissey	
Caldera	House	Morrow	
Cannella	Isenberg	Murray, Kevin	

NOES—2

Lee Villaraigosa

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1315 (Rosenthal)—An act to add Section 3508.4 to the Civil Code, relating to motion pictures.

Bill read third time, and presented by Assembly Member Brulte.

~~Bill passed by the following vote:~~

~~AYES—69~~

~~Aguiar~~	~~Cannella~~	~~Katz~~	~~Napolitano~~
~~Alby~~	~~Conroy~~	~~Knight~~	~~Olberg~~
~~Alpert~~	~~Cortese~~	~~Knowles~~	~~Poochigian~~
~~Archie-Hudson~~	~~Cunneen~~	~~Knox~~	~~Pringle~~
~~Baca~~	~~Davis~~	~~Kuehl~~	~~Rainey~~
~~Baldwin~~	~~Ducheny~~	~~Kuykendall~~	~~Richter~~
~~Bates~~	~~Escutia~~	~~Lee~~	~~Rogan~~
~~Battin~~	~~Firestone~~	~~Machado~~	~~Setencich~~
~~Boland~~	~~Frusetta~~	~~Margett~~	~~Speier~~
~~Bordonaro~~	~~Gallegos~~	~~Martinez~~	~~Sweeney~~
~~Bowen~~	~~Goldsmith~~	~~Mazzoni~~	~~Takasugi~~
~~Bowler~~	~~Granlund~~	~~McDonald~~	~~Tucker~~
~~Brewer~~	~~Harvey~~	~~McPherson~~	~~Villaraigosa~~
~~Brown, Valerie~~	~~Hawkins~~	~~Miller~~	~~Weggeland~~
~~Brulte~~	~~Hoge~~	~~Morrissey~~	~~Woods~~
~~Burton~~	~~House~~	~~Morrow~~	
~~Bustamante~~	~~Isenberg~~	~~Murray, Kevin~~	
~~Caldera~~	~~Kaloogian~~	~~Murray, Willard~~	

~~NOES—None~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On February 9, 1996, the action was rescinded whereby Senate Bill No. 1315 was passed, and whereby the bill was ordered transmitted to the Senate. See page 4907.)

SENATE BILL NO. 2 (Kopp)—An act to amend Sections 1006, 35107, and 72103 of the Education Code, and to amend Sections 25000 and 36502 of, and to add Section 53077 to, the Government Code, relating to governing bodies.

Bill read third time, and presented by Assembly Member Valerie Brown.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Valerie Brown moved a call of the Assembly.

Motion carried. Time, 1:18 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 903

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE BILL NO. 699 BY UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent to take up Senate Bill No. 699, out of order.

SENATE BILL NO. 699 (Hayden)—An act to add Section 35730.1 to the Education Code, relating to school district reorganization.

Bill read third time, and presented by Assembly Member Boland.

Bill passed by the following vote:

AYES—53

Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knowles	Rainey
Alpert	Cunneen	Kuykendall	Richter
Baldwin	Davis	Machado	Rogan
Battin	Firestone	Margett	Setencich
Boland	Frusetta	Mazzoni	Speier
Bordonaro	Goldsmith	McPherson	Sweeney
Bowen	Granlund	Miller	Takasugi
Bowler	Harvey	Morrissey	Thompson
Brewer	Hawkins	Morrow	Weggeland
Brulte	Hoge	Murray, Kevin	Woods
Burton	House	Murray, Willard	
Bustamante	Isenberg	Olberg	
Cannella	Kaloogian	Poochigian	

NOES—13

Archie-Hudson	Gallegos	Martinez	Villaraigosa
Baca	Knox	McDonald	
Caldera	Kuehl	Napolitano	
Campbell	Lee	Tucker	

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF ASSEMBLY BILL NO. 861 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 861, out of order.

ASSEMBLY BILL NO. 861 (Ducheny)—An act to add Sections 16367, 16367.1, 16367.11, 16367.12, 16367.13, 16367.14, 16367.15, and 16367.16 to, and to repeal Section 16366.7 of, the Government Code, relating to federal block grant funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Bates	Ducheny	Knowles	Pringle
Battin	Escutia	Knox	Rainey
Boland	Figueroa	Kuehl	Richter
Bordonaro	Firestone	Kuykendall	Rogan
Bowen	Friedman	Lee	Setencich
Bowler	Frusetta	Machado	Speier
Brewer	Gallegos	Margett	Sweeney
Brown, Valerie	Goldsmith	Mazzoni	Takasugi
Brown, Willie	Granlund	McDonald	Thompson
Brulte	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods

NOES—1

Caldera

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Bates	Ducheny	Knowles	Pringle
Battin	Escutia	Knox	Rainey
Boland	Figueroa	Kuehl	Richter
Bordonaro	Firestone	Kuykendall	Rogan
Bowen	Friedman	Lee	Setencich
Bowler	Frusetta	Machado	Speier
Brewer	Gallegos	Margett	Sweeney
Brown, Valerie	Goldsmith	Mazzoni	Takasugi
Brown, Willie	Granlund	McDonald	Thompson
Brulte	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods

NOES—1

Caldera

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent to take up Assembly Bill No. 825, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 825 (Willie Brown)—An act to amend Sections 2557.5, 2558, 2558.45, 41202, 41203.1, 42238, 42238.4, 42238.12, 42238.145, 42241.7, 42243.7, 42247.3, 42249.2, 56728.8, 66171, and 84751 of, to add Article 3.5 (commencing with Section 2560) to Chapter 12 of Part 2 of, to add Sections 14002.7, 54761.2, and 76300 to, and to add Chapter 3.65 (commencing with Section 44776.1) and Chapter 3.66 (commencing with Section 44777.1) to Part 25 of, the Education Code, to amend Sections 96102, 96103, 96109, and 96110 of, to amend and repeal Section 20750.94 of, and to repeal Section 96108 of, the Government Code, and to amend Sections 97.2, 97.3, and 97.38 of, the Revenue and Taxation Code, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Tucker, Escutia, Machado, Bowler, and Bordonaro demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—67

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Baca	Cunneen	Katz	Poochigian
Baldwin	Davis	Knight	Pringle
Bates	Ducheny	Knowles	Rainey
Battin	Escutia	Knox	Rogan
Boland	Figueroa	Kuehl	Setencich
Bordonaro	Firestone	Kuykendall	Sweeney
Bowen	Friedman	Lee	Takasugi
Bowler	Frusetta	Machado	Thompson
Brewer	Gallegos	Margett	Tucker
Brown, Valerie	Goldsmith	Martinez	Villaraigosa
Brown, Willie	Granlund	McPherson	Weggeland
Brulte	Hannigan	Miller	Woods
Bustamante	Harvey	Morrissey	Mme. Speaker
Campbell	Hawkins	Morrow	

NOES—4

Caldera	Isenberg	Murray, Willard	Richter

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Baca	Cunneen	Katz	Poochigian
Baldwin	Davis	Knight	Pringle
Bates	Ducheny	Knowles	Rainey
Battin	Escutia	Knox	Rogan
Boland	Figueroa	Kuehl	Setencich
Bordonaro	Firestone	Kuykendall	Sweeney
Bowen	Friedman	Lee	Takasugi
Bowler	Frusetta	Machado	Thompson
Brewer	Gallegos	Margett	Tucker
Brown, Valerie	Goldsmith	Martinez	Villaraigosa
Brown, Willie	Granlund	McPherson	Weggeland
Brulte	Hannigan	Miller	Woods
Bustamante	Harvey	Morrissey	Mme. Speaker
Campbell	Hawkins	Morrow	

NOES—4

Caldera	Isenberg	Murray, Willard	Richter

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 825: Assembly Member Thompson, from "No" to "Aye".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE JOINT RESOLUTION NO. 9

At 2:07 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Joint Resolution No. 9 adopted by the following vote:

AYES—44

Aguiar	Cunneen	Knowles	Poochigian
Alby	Figueroa	Kuehl	Pringle
Baldwin	Frusetta	Kuykendall	Rainey
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	Mazzoni	Setencich
Bordonaro	Harvey	McPherson	Sweeney
Bowler	Hawkins	Miller	Takasugi
Brewer	Hoge	Morrissey	Thompson
Campbell	House	Morrow	Villaraigosa
Cannella	Kaloogian	Napolitano	Weggeland
Conroy	Knight	Olberg	Woods

NOES—2

Murray, Willard	Speier

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 2

At 2:09 p.m., on motion of Assembly Member Valerie Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2 passed by the following vote:

AYES—44

Aguiar	Brulte	House	Poochigian
Alby	Conroy	Kaloogian	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baldwin	Escutia	Kuykendall	Richter
Battin	Firestone	Margett	Rogan
Boland	Frusetta	McPherson	Setencich
Bordonaro	Goldsmith	Miller	Sweeney
Bowen	Granlund	Morrissey	Takasugi
Bowler	Harvey	Morrow	Thompson
Brewer	Hawkins	Napolitano	Weggeland
Brown, Valerie	Hoge	Olberg	Woods

NOES—26

Baca	Ducheny	Knowles	Murray, Kevin
Bates	Figueroa	Knox	Murray, Willard
Burton	Friedman	Kuehl	Speier
Bustamante	Gallegos	Lee	Tucker
Caldera	Hannigan	Machado	Villaraigosa
Campbell	Isenberg	Martinez	
Cannella	Katz	Mazzoni	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 538 REMOVED FROM INACTIVE FILE AND TAKEN UP

Assembly Member Archie-Hudson was granted unanimous consent that Assembly Bill No. 538 be withdrawn from the inactive file, and to take the bill up at this time, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 538 (Archie-Hudson)—An act to add Sections 17053.81 and 23622.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Archie-Hudson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 903 SET FOR SPECIAL ORDER

Majority Speaker pro Tempore Setencich was granted unanimous consent that Assembly Bill No. 903 be made a special order of business today at 3 p.m.

CAUCUS ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Republican Caucus would meet, at this time in the Assembly Lounge, and that the Democratic Caucus would meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 2:09 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 4:03 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 215

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 227
Senate Bill No. 595

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 bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 489

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 905

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 504
Assembly Bill No. 904
Assembly Bill No. 910

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 882

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 903

The hour having arrived, Senate Bill No. 903 was taken up.

SENATE BILL NO. 903 (Leslie)—An act to amend Section 65850 of the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Rainey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—61

Aguiar	Conroy	Knowles	Pringle
Alby	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Richter
Baca	Escutia	Kuykendall	Rogan
Baldwin	Firestone	Machado	Setencich
Battin	Frusetta	Margett	Speier
Boland	Gallegos	McDonald	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Miller	Tucker
Bowler	Hannigan	Morrissey	Vasconcellos
Brewer	Harvey	Morrow	Weggeland
Brown, Willie	Hawkins	Murray, Kevin	Woods
Brulte	House	Murray, Willard	Mme. Speaker
Burton	Kaloogian	Napolitano	
Bustamante	Katz	Olberg	
Cannella	Knight	Poochigian	

NOES—4

Isenberg	Lee	Sweeney	Villaraigosa

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—61

Aguiar	Conroy	Knowles	Pringle
Alby	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Richter
Baca	Escutia	Kuykendall	Rogan
Baldwin	Firestone	Machado	Setencich
Battin	Frusetta	Margett	Speier
Boland	Gallegos	McDonald	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Miller	Tucker
Bowler	Hannigan	Morrissey	Vasconcellos
Brewer	Harvey	Morrow	Weggeland
Brown, Willie	Hawkins	Murray, Kevin	Woods
Brulte	House	Murray, Willard	Mme. Speaker
Burton	Kaloogian	Napolitano	
Bustamante	Katz	Olberg	
Cannella	Knight	Poochigian	

NOES—4

Isenberg	Lee	Sweeney	Villaraigosa

Bill ordered transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 906
Assembly Bill No. 911

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 17

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE JOINT RESOLUTION NO. 17—Relative to immigration.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Pringle was granted unanimous consent to take up Assembly Bill No. 903, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 903 (Pringle)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 6:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 1170 BY UNANIMOUS CONSENT

Assembly Member Davis was granted unanimous consent to take up Senate Bill No. 1170, without reference to file, for purpose of consideration.

SENATE BILL NO. 1170 (Lockyer)—An act to add and repeal Chapter 6.7 (commencing with Section 8920) to Part 6 of the Education Code, relating to teenage pregnancy.

Bill read third time, and presented by Assembly Member Davis.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Davis moved a call of the Assembly.

Motion carried. Time, 6:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1337 (Committee on Budget and Fiscal Review)—An act relating to social services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Member Brewer demanded the previous question.

Point of Order

Assembly Member Burton arose to the following point of order:

That under the rules a Member may not speak to the merits of a motion prior to making the motion.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The question being on the Knowles motion to amend Senate Bill No. 1337.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Vasconcellos moved a call of the Assembly.

Motion carried. Time, 6:45 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. 1170

At 6:46 p.m., on motion of Assembly Member Davis, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1170 passed by the following vote:

AYES—45

Alpert	Cortese	Harvey	Murray, Willard
Archie-Hudson	Cunneen	Isenberg	Napolitano
Baca	Davis	Katz	Rainey
Bates	Ducheny	Knox	Speier
Bowen	Escutia	Kuehl	Sweeney
Brown, Valerie	Figueroa	Kuykendall	Tucker
Brown, Willie	Firestone	Lee	Vasconcellos
Burton	Friedman	Machado	Villaraigosa
Bustamante	Frusetta	Martinez	Weggeland
Caldera	Gallegos	Mazzoni	
Campbell	Goldsmith	McPherson	
Cannella	Hannigan	Murray, Kevin	

NOES—29

Aguiar	Conroy	Margett	Rogan
Alby	Granlund	Miller	Setencich
Baldwin	Hawkins	Morrissey	Thompson
Battin	Hoge	Morrow	Woods
Boland	House	Olberg	Mme. Speaker
Bordonaro	Kaloogian	Poochigian	
Bowler	Knight	Pringle	
Brewer	Knowles	Richter	

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1344 (Committee on Budget and Fiscal Review)—An act relating to the State Department of Social Services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Friedman moved the adoption of amendments.

Amendments read, and adopted by the following vote:

AYES—69

Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Davis	Kuehl	Rogan
Battin	Ducheny	Kuykendall	Setencich
Boland	Figueroa	Lee	Speier
Bordonaro	Firestone	Machado	Sweeney
Bowen	Friedman	Margett	Takasugi
Bowler	Frusetta	Martinez	Tucker
Brewer	Gallegos	Mazzoni	Villaraigosa
Brown, Valerie	Goldsmith	McPherson	Weggeland
Brown, Willie	Granlund	Miller	Woods
Brulte	Hannigan	Morrissey	Mme. Speaker
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—1

Vasconcellos

Bill ordered reprinted.

Further Consideration of Senate Bill No. 1344, As Amended, by Unanimous Consent

Assembly Member Friedman was granted unanimous consent to take up Senate Bill No. 1344, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 1344 (Solis)—An act to add Section 16262 to the Government Code, relating to social services and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Friedman.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—1

Vasconcellos

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—1

Vasconcellos

Bill ordered transmitted to the Senate immediately.

Further Consideration of Senate Bill No. 1346, As Amended, by Unanimous Consent

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 1346, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 1346 (Kopp)—An act relating to state buildings.

Bill read third time, and presented by Assembly Member Burton.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Burton moved a call of the Assembly.

Motion carried. Time, 6:52 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 KNOWLES MOTION TO AMEND SENATE BILL NO. 1337

At 6:53 p.m., on motion of Assembly Member Vasconcellos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Knowles motion to amend Senate Bill No. 1337 carried by the following vote:

AYES—37

Aguiar	Firestone	Kuykendall	Rogan
Alby	Goldsmith	Margett	Setencich
Baldwin	Granlund	Miller	Takasugi
Battin	Harvey	Morrissey	Thompson
Boland	Hawkins	Morrow	Weggeland
Bordonaro	Hoge	Olberg	Woods
Bowler	House	Poochigian	Mme. Speaker
Brewer	Kaloogian	Pringle	
Brulte	Knight	Rainey	
Conroy	Knowles	Richter	

NOES—36

Alpert	Caldera	Gallegos	Mazzoni
Archie-Hudson	Campbell	Hannigan	Murray, Kevin
Baca	Cannella	Isenberg	Murray, Willard
Bates	Cortese	Katz	Napolitano
Bowen	Davis	Knox	Speier
Brown, Valerie	Ducheny	Kuehl	Sweeney
Brown, Willie	Escutia	Lee	Tucker
Burton	Figueroa	Machado	Vasconcellos
Bustamante	Friedman	Martinez	Villaraigosa

Bill ordered reprinted.

Request to Take Up Senate Bill No. 1337 by Unanimous Consent

Assembly Member Knowles requested unanimous consent to take up Senate Bill No. 1337, as amended, without reference to file.

Unanimous consent was withheld.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1346

At 7:14 p.m., on motion of Assembly Member Burton, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1346 passed by the following vote:

AYES—48

Aguiar	Campbell	Hannigan	McPherson
Alpert	Cannella	Harvey	Murray, Kevin
Archie-Hudson	Cortese	Hawkins	Murray, Willard
Baca	Cunneen	Isenberg	Napolitano
Bates	Davis	Katz	Richter
Boland	Ducheny	Knox	Setencich
Bowen	Escutia	Kuehl	Speier
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Friedman	Machado	Tucker
Burton	Gallegos	Margett	Vasconcellos
Bustamante	Goldsmith	Martinez	Villaraigosa
Caldera	Granlund	Mazzoni	Mme. Speaker

NOES—6

Baldwin	Kaloogian	Olberg
Hoge	Morrow	Thompson

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1345 (Committee on Budget and Fiscal Review)—An act relating to state and local finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Valerie Brown moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—64

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Baca	Cunneen	Knight	Olberg
Battin	Davis	Knox	Poochigian
Boland	Ducheny	Kuehl	Pringle
Bordonaro	Escutia	Kuykendall	Rainey
Bowen	Figueroa	Lee	Richter
Bowler	Firestone	Machado	Rogan
Brewer	Friedman	Margett	Setencich
Brown, Valerie	Gallegos	Martinez	Speier
Brown, Willie	Goldsmith	Mazzoni	Sweeney
Brulte	Granlund	McPherson	Takasugi
Burton	Hannigan	Miller	Tucker
Bustamante	Harvey	Morrissey	Villaraigosa
Caldera	Hawkins	Morrow	Mme. Speaker

NOES—1

Kaloogian

Consideration of Further Amendments to Senate Bill No. 1345
Motion to Amend by Assembly Member Willard Murray

Assembly Member Willard Murray moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—40

Alpert	Ducheny	Katz	Murray, Kevin
Bowen	Escutia	Knox	Murray, Willard
Brown, Willie	Figueroa	Kuehl	Napolitano
Burton	Friedman	Kuykendall	Pringle
Caldera	Gallegos	Lee	Setencich
Campbell	Goldsmith	Machado	Speier
Cannella	Granlund	Margett	Sweeney
Conroy	Harvey	Martinez	Tucker
Cortese	Hawkins	Mazzoni	Villaraigosa
Davis	Isenberg	Morrow	Mme. Speaker

NOES—20

Aguiar	Bordonaro	House	Olberg
Alby	Bowler	Kaloogian	Poochigian
Baldwin	Brulte	Knight	Rogan
Battin	Cunneen	Knowles	Thompson
Boland	Hoge	McPherson	Weggeland

Bill ordered reprinted.

Request to Take Up Senate Bill No. 1345, As Amended, by Unanimous Consent

Assembly Member Valerie Brown requested unanimous consent to take up Senate Bill No. 1345, as amended, without reference to file for purpose of consideration at this time.

Assembly Member Knowles withheld unanimous consent.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bowler was granted unanimous consent to take up Assembly Bill No. 904, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 904 (Bowler)—An act to amend Section 290 of, and to repeal and add Sections 207.1, 872, 885, 886.5, and 896 of, the Welfare and Institutions Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Baca	Cunneen	Katz	Poochigian
Baldwin	Davis	Knight	Pringle
Battin	Ducheny	Knowles	Rainey
Boland	Figueroa	Kuehl	Richter
Bordonaro	Firestone	Kuykendall	Rogan
Bowen	Friedman	Machado	Setencich
Bowler	Frusetta	Margett	Speier
Brewer	Gallegos	Martinez	Sweeney
Brown, Valerie	Goldsmith	Mazzoni	Takasugi
Brown, Willie	Granlund	McPherson	Thompson
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

Further Consideration of Senate Bill No. 1345, As Amended, by Unanimous Consent

Assembly Member Valerie Brown was granted unanimous consent to take up Senate Bill No. 1345, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 1345 (Boatwright)—An act to repeal Chapter 28 (commencing with Section 17870) of Part 10 of Division 1 of Title 1 of, Article 17 (commencing with Section 69905) of Chapter 2 of Part 42 of Division 5 of Title 3 of, and Chapter 2 (commencing with Section 94100) of Part 59 of Division 10 of Title 3 of, the Education Code, to amend Sections 5104, 5106, 5310, 5320, 5762, 8000, 8009.5, 8032, 8034, 8035, 8036, 8037, 8050, 8053, 8152, 8154, 8155, 8250, and 9000 of, and to repeal Sections 8038, 8052, 8054, and 8252 of, the Financial Code, to amend Sections 8855, 8856, 8857, 15430, 15431, 15432, 15433, 15436, 15438, 15438.5, 15439, 15440, 15449, 15451, 15451.5, 15452, 15459, 91504, 91531, and 91532 of, to amend the heading of Part 7.2 (commencing with Section 15430) of Division 3 of Title 2 of, to add Section 15437.5 to, to add headings to Article 1 (commencing with Section 8750) of Chapter 9 of Division 1 of Title 2 of, Chapter 1 (commencing with Section 15430) of Part 7.2 of Division 3 of Title 2 of, to Chapter 2 (commencing with Section 15433) of, Part 7.2 of Division 3 of Title 2 of, to Chapter 3 (commencing with Section 15438) of Part 7.2 of Division 3 of Title 2 of, and to Chapter

4 (commencing with Section 15441) of Part 7.2 of Division 3 of Title 2 of, to add Article 2 (commencing with Section 8757) to Chapter 9 of Division 1 of Title 2 of, Chapter 5 (commencing with Section 15465) to Part 7.2 of Division 3 of Title 2 of, Chapter 6 (commencing with Section 15470) to Part 7.2 of Division 3 of Title 2 of, Chapter 7 (commencing with Section 15480) to Part 7.2 of Division 3 of Title 2 of, and Chapter 2 (commencing with Section 91550) to Title 10 of, to repeal Sections 8855.5, 8855.7, 8855.8, 8858, 15438.1, 15438.2, 15453, 15453.5, 15453.6, 15453.7, 15453.8, 15453.9, 15453.10, 15454, and 15461 of, and to repeal Article 6.5 (commencing with Section 16496) of Chapter 3 of Part 2 of Division 4 of Title 2 of, Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, Article 4 (commencing with Section 91560) of Chapter 1 of Title 10 of, Article 5 (commencing with Section 91570) of Chapter 1 of Title 10 of, and Title 11 (commencing with Section 92000) of, the Government Code, to amend Section 13108 of, and to repeal Section 51360 of, and to repeal Division 27 (commencing with Section 44500) of, the Health and Safety Code, to amend Section 1148 of, and to add Section 1160.31 to, the Labor Code, to repeal Division 16 (commencing with Section 26000) of, and Division 22 (commencing with Section 32000) of, the Public Resources Code, and to amend Section 19272 of the Revenue and Taxation Code, relating to state and local finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Valerie Brown.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Aguiar	Cannella	Katz	Napolitano
Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Escutia	Lee	Setencich
Boland	Figueroa	Machado	Speier
Bordonaro	Firestone	Margett	Sweeney
Bowen	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Thompson
Brewer	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Vasconcellos
Brown, Willie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	

NOES—4

Hoge	House	Kaloogian	Woods

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Aguiar	Cannella	Katz	Napolitano
Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Escutia	Lee	Setencich
Boland	Figueroa	Machado	Speier
Bordonaro	Firestone	Margett	Sweeney
Bowen	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Thompson
Brewer	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Vasconcellos
Brown, Willie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	

NOES—4

Hoge	House	Kaloogian	Woods

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Senate Bill No. 1345, and on passage of the bill: Assembly Members Kaloogian and Woods, from "Aye" to "No".

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent to take up Assembly Bill No. 905, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 905 (Poochigian)—An act to add Sections 6051.15 and 6201.05 to the Revenue and Taxation Code, to amend Sections 8200, 10100, 10101, 15200, 15204.2, 16101, 17600, 17600.10, 17600.15, 17600.20, 17602, 17605, 17606.20, 17608.15, and 17609.01 of, to add Sections 17602.01 and 17605.06 to, and to add Chapter 5.8 (commencing with Section 16560) to Part 4 of Division 9 of, and the Welfare and Institutions Code, relating to social services, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Poochigian moved a call of the Assembly.

Motion carried. Time, 7:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Assembly Bill No. 906, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 906 (Aguiar)—An act to add Section 18025.05 to the Education Code, and to add and repeal Article 1.5 (commencing with Section 55620) of Chapter 4 of Division 2 of Title 5 of the Government Code, and to amend Section 4497.38 of the Penal Code, to amend Sections 4703 and 4703.2 of, and to add Section 93.31 to, the Revenue and Taxation Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 1731.5, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, to add Sections 912.5 and 17001.51 to, and to add and repeal Section 881.25 of, the Welfare and Institutions Code, relating to local government assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Kaloogian, Machado, Escutia, Isenberg, and Ducheny demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Aguiar moved a call of the Assembly.

Motion carried. Time, 8:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 8:16 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 9:50 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 668
Assembly Bill No. 817

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 687

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Assembly Bill No. 687, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 687 (Goldsmith)—An act to add Sections 48204.5 and 48204.6 to the Education Code, and to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Aguiar	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Figueroa	Kuykendall	Richter
Baldwin	Friedman	Lee	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Thompson
Brown, Willie	Harvey	McPherson	Tucker
Brulte	Hawkins	Miller	Vasconcellos
Burton	Hoge	Morrissey	Weggeland
Campbell	House	Morrow	Woods
Cannella	Isenberg	Murray, Kevin	Mme. Speaker
Conroy	Kaloogian	Napolitano	
Cortese	Knight	Olberg	

NOES—1

Villaraigosa

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Aguiar	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Figueroa	Kuykendall	Richter
Baldwin	Friedman	Lee	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Thompson
Brown, Willie	Harvey	McPherson	Tucker
Brulte	Hawkins	Miller	Vasconcellos
Burton	Hoge	Morrissey	Weggeland
Campbell	House	Morrow	Woods
Cannella	Isenberg	Murray, Kevin	Mme. Speaker
Conroy	Kaloogian	Napolitano	
Cortese	Knight	Olberg	

NOES—1

Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 687: Assembly Member Villaraigosa, from "Aye" to "No".

Above bill ordered enrolled immediately.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Assembly Bill No. 504, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 504 (Kuykendall)—An act to repeal Chapter 3 (commencing with Section 66100) of Part 40 of Division 5 of Title 3 of the Education Code, and to repeal Sections 16352.5, 16353, and 16354 of, and to repeal Article 1.8 (commencing with Section 16368) of Chapter 2 of Division 4 of Title 2 of, the Government Code, and to amend Section 6217 of, to add Sections 5002.6 and 5009.3 to, to add Chapter 3.1 (commencing with Section 6230) to Division 6 of, and to repeal Division 16 (commencing with Section 26400) of, the Public Resources Code, and to amend Sections 4201, 4227, 4250, 4327, and 4405 of, and to repeal Section 4357 of, the Water Code, relating to state finances, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuykendall moved a call of the Assembly.

Motion carried. Time, 9:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Speier was granted unanimous consent to take up Assembly Bill No. 910, without reference to file, for purpose of consideration of Senate amendments.

ASSSEMBLY BILL NO. 910 (Speier)—An act to amend Sections 125.9, 8514, and 8516 of, to add Sections 102.1, 102.2, 8514.5, and 8519.5 to, and to add and repeal Section 117 of, the Business and Professions Code, relating to consumer affairs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Cannella	Hoge	Murray, Kevin
Alpert	Conroy	Isenberg	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knox	Rainey
Boland	Ducheny	Kuehl	Richter
Bordonaro	Escutia	Kuykendall	Rogan
Bowen	Figueroa	Lee	Setencich
Bowler	Firestone	Machado	Speier
Brewer	Friedman	Margett	Sweeney
Brown, Valerie	Frusetta	Martinez	Takasugi
Brown, Willie	Gallegos	Mazzoni	Tucker
Brulte	Goldsmith	McDonald	Vasconcellos
Burton	Granlund	McPherson	Villaraigosa
Bustamante	Hannigan	Miller	Weggeland
Caldera	Harvey	Morrissey	Woods
Campbell	Hawkins	Morrow	Mme. Speaker

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Vasconcellos was granted unanimous consent to take up Assembly Bill No. 911, without reference to file, for purpose of consideration of Senate amendments.

ASSSEMBLY BILL NO. 911 (Vasconcellos)—An act to amend Sections 11818, 11987.3, and 11987.5 of, to add Chapter 3.4 (commencing with Section 11758.40) to Part 1 of Division 10.5 of, and to add Part 5 (commencing with Section 1179) to Division 1 of, the Health and Safety Code, to amend Sections 4112, 4681.1, 14021, 14105, 14132.06, 14132.44, 14132.47, and 14161 of, to add Sections 7353, 10743.5, 14021.6, 14087.325, 14132.22, and 14132.90 to, to add and repeal Section 14105.981 of, and to add Article 4.1 (commencing with Section 14139.7) to Chapter 7 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

Alpert	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Richter
Baca	Ducheny	Kuykendall	Setencich
Bowen	Escutia	Lee	Speier
Brewer	Figueroa	Machado	Sweeney
Brown, Valerie	Firestone	Margett	Takasugi
Brown, Willie	Friedman	Martinez	Thompson
Brulte	Frusetta	Mazzoni	Tucker
Burton	Gallegos	McDonald	Vasconcellos
Bustamante	Goldsmith	McPherson	Villaraigosa
Caldera	Hannigan	Morrissey	Weggeland
Campbell	Harvey	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Napolitano	
Conroy	Katz	Poochigian	
Cortese	Knight	Pringle	

NOES—12

Aguiar	Granlund	House	Miller
Bordonaro	Hawkins	Kaloogian	Morrow
Bowler	Hoge	Knowles	Olberg

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Hoge was granted unanimous consent to take up Assembly Bill No. 817, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 817 (Hoge)—An act to amend Sections 13966.01 and 50050 of, and to add Section 13969.4 to, the Government Code, to amend Sections 1202.4, 1203, 1203.3, 1214, 1297, 2085.5, 3000, and 11177.2 of, to add Sections 1202.45 and 3060.1 to, to add Chapter 2.95 (commencing with Section 1001.90) to Title 6 of Part 2 of, and to repeal Section 1203.04 of, the Penal Code, to amend Section 1095 of the Unemployment Insurance Code, and to amend Sections 656, 659, 700, and 730.6 of, to add Section 730.7 to, and to repeal Sections 729.6 and 731.1 of, the Welfare and Institutions Code, relating to restitution for victims of crime, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Pringle
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Boland	Figueroa	Knox	Rogan
Bordonaro	Firestone	Kuehl	Setencich
Bowen	Friedman	Kuykendall	Speier
Bowler	Frusetta	Machado	Sweeney
Brewer	Gallegos	Margett	Takasugi
Brown, Valerie	Goldsmith	Martinez	Thompson
Brown, Willie	Granlund	Mazzoni	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Cannella	House	Napolitano	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Pringle
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Boland	Figueroa	Knox	Rogan
Bordonaro	Firestone	Kuehl	Setencich
Bowen	Friedman	Kuykendall	Speier
Bowler	Frusetta	Machado	Sweeney
Brewer	Gallegos	Margett	Takasugi
Brown, Valerie	Goldsmith	Martinez	Thompson
Brown, Willie	Granlund	Mazzoni	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Cannella	House	Napolitano	

NOES—None

Above bill ordered enrolled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1337, AS AMENDED, BY UNANIMOUS CONSENT

Assembly Member Knowles was granted unanimous consent to take up Senate Bill No. 1337, as amended, without reference to file for purpose of further amendments at this time.

SENATE BILL NO. 1337 (Wright)—An act to amend Section 14007.5 of the Welfare and Institutions Code, and to repeal Section 1 of Chapter 1441 of the Statutes of 1988, relating to health services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Request to Take Up Senate Bill No. 1337, As Amended, by Unanimous Consent

Assembly Member Knowles requested unanimous consent to take up Senate Bill No. 1337, as amended, without reference to file for purpose of consideration at this time.

Assembly Member Martinez withheld unanimous consent.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Knowles was granted unanimous consent to take up Assembly Bill No. 668, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 668 (Knowles)—An act to amend Section 14007.5 of the Welfare and Institutions Code, and to repeal Section 1 of Chapter 1441 of the Statutes of 1988, relating to health 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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Knowles moved a call of the Assembly.

Motion carried. Time, 10: 15 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. 905

At 10:16 p.m., on motion of Assembly Member Poochigian, 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 Poochigian moved to continue the call of the Assembly.

Motion carried. Time, 10:16 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 URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 906

At 10:16 p.m., on motion of Assembly Member Aguiar, 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 Aguiar moved to continue the call of the Assembly.

Motion carried. Time, 10:17 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. 504

At 10:17 p.m., on motion of Assembly Member Kuykendall, 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 Kuykendall moved to continue the call of the Assembly.

Motion carried. Time, 10:17 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. 668

At 10:17 p.m., on motion of Assembly Member Knowles, 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 Knowles moved to continue the call of the Assembly.

Motion carried. Time, 10:18 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 904

And reports the same correctly enrolled, and presented to the Governor at 11:15 p.m., July 29, 1995.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1218

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 681
Assembly Bill No. 723
Assembly Bill No. 729
Assembly Bill No. 952
Assembly Bill No. 1297
Assembly Bill No. 1440
Assembly Bill No. 1633
Assembly Bill No. 1870
Assembly Bill No. 1884

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 105
Assembly Bill No. 162
Assembly Bill No. 256
Assembly Bill No. 301
Assembly Bill No. 306
Assembly Bill No. 313
Assembly Bill No. 371
Assembly Bill No. 400
Assembly Bill No. 603
Assembly Bill No. 752
Assembly Bill No. 830
Assembly Bill No. 847
Assembly Bill No. 985
Assembly Bill No. 1167
Assembly Bill No. 1237
Assembly Bill No. 1316
Assembly Bill No. 1395
Assembly Bill No. 1452
Assembly Bill No. 1515
Assembly Bill No. 1528
Assembly Bill No. 1711
Assembly Bill No. 1965

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 948

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 415

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 28
Assembly Bill No. 624
Assembly Bill No. 778
Assembly Bill No. 796

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 977

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 29, 1995

Mme. 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. 266.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 29, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 46
Senate Bill No. 100
Senate Bill No. 152
Senate Bill No. 156
Senate Bill No. 193
Senate Bill No. 699
Senate Bill No. 903
Senate Bill No. 1170
Senate Bill No. 1243
Senate Bill No. 1244
Senate Bill No. 1245
Senate Bill No. 1286
Senate Bill No. 1344
Senate Bill No. 1345
Senate Bill No. 1346
Senate Bill No. 1360

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

TWO HUNDRED THIRTY-EIGHTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, Sacramento
Sunday, July 30, 1995

In Assembly, 12:01 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 75 (Kopp)—An act to amend Section 2150 of, and to add Section 2144 to, the Elections Code, relating to voter registration.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—39

Alpert	Ducheny	Knox	Murray, Kevin
Archie-Hudson	Escutia	Kuehl	Napolitano
Boland	Figueroa	Lee	Pringle
Bowen	Firestone	Machado	Rainey
Brewer	Friedman	Margett	Speier
Brown, Willie	Gallegos	Mazzoni	Sweeney
Bustamante	Hannigan	McPherson	Tucker
Caldera	Hawkins	Miller	Vasconcellos
Campbell	Isenberg	Morrissey	Villaraigosa
Conroy	Katz	Morrow	

NOES—22

Alby	Cortese	Kaloogian	Rogan
Baldwin	Cunneen	Knowles	Thompson
Bordonaro	Goldsmith	Kuykendall	Woods
Bowler	Granlund	Olberg	Mme. Speaker
Brulte	Harvey	Poochigian	
Cannella	Hoge	Richter	

Bill ordered reprinted.

Further Consideration of Senate Bill No. 75, As Amended, by Unanimous Consent

Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 75, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 75 (Polanco)—An act to add and repeal Sections 29530.3 and 29530.5 of the Government Code, to add and repeal Sections 99310.55 and 180205.5 of the Public Utilities Code, to add and repeal Section 96.19 of the Revenue and Taxation Code, and to add and repeal Section 188.95 of the Streets and Highways Code, relating to local government finance.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—41

Alpert	Cunneen	Knight	Napolitano
Archie-Hudson	Ducheny	Knox	Pringle
Baldwin	Escutia	Kuehl	Rainey
Boland	Figueroa	Margett	Speier
Bowen	Firestone	Martinez	Tucker
Brewer	Friedman	Mazzoni	Vasconcellos
Brown, Valerie	Gallegos	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Bustamante	Hawkins	Morrissey	
Campbell	Isenberg	Morrow	
Conroy	Katz	Murray, Kevin	

NOES—22

Alby	Cortese	Knowles	Setencich
Bordonaro	Goldsmith	Kuykendall	Thompson
Bowler	Granlund	Olberg	Woods
Brulte	Harvey	Poochigian	Mme. Speaker
Burton	Hoge	Richter	
Cannella	Kaloogian	Rogan	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 75: Assembly Member Harvey, from "Aye" to "No"; Assembly Members Caldera, Davis, Lee, and Machado, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, July 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 908

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 2
Senate Bill No. 75
Senate Bill No. 179
Senate Bill No. 240
Senate Bill No. 289
Senate Bill No. 352
Senate Bill No. 360
Senate Bill No. 467
Senate Bill No. 526
Senate Bill No. 558
Senate Bill No. 572
Senate Bill No. 648
Senate Bill No. 781
Senate Bill No. 822
Senate Bill No. 1025
Senate Bill No. 1148
Senate Bill No. 1174
Senate Joint Resolution No. 2

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 30, 1995

Mme. Speaker, I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 42

JOHN ROVANE, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 42—Relative to Joint Rule 51.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent to take up Assembly Bill No. 908, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 908 (Brulte)—An act to amend Sections 1523.2 and 1569.617 of the Health and Safety Code, to amend Section 1611.5 of the Unemployment Insurance Code, to amend Sections 11450, 11462, 14005.12, 14005.21, 14132.95, 16504, 16506, 16525.10, 16525.40, and 19806 of, and to add Sections 11052.1, 11254, 11334.51, 11450.018, 11450.019, 11452.018, 12200.018, 12302.3, and 14132.96 to, the Welfare and Institutions Code, relating to public services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 12:50 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1330 (Committee on Budget and Fiscal Review)—An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Villaraigosa moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Burton, Hannigan, Napolitano, Friedman, and Hawkins demanded the previous question. Demand sustained.

The question being on the Villaraigosa motion to amend Senate Bill No. 1330.

Motion lost by the following vote:

AYES—15

Archie-Hudson	Friedman	Knox	Murray, Kevin
Brown, Willie	Hannigan	Kuehl	Tucker
Campbell	Isenberg	Lee	Villaraigosa
Escutia	Katz	McDonald	

NOES—50

Aguiar	Cunneen	Knowles	Rainey
Alby	Davis	Kuykendall	Richter
Alpert	Ducheny	Machado	Rogan
Baldwin	Firestone	Margett	Setencich
Boland	Frusetta	Martinez	Speier
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowler	Granlund	McPherson	Takasugi
Brewer	Harvey	Miller	Thompson
Brown, Valerie	Hawkins	Morrissey	Weggeland
Brulte	Hoge	Morrow	Woods
Cannella	House	Olberg	Mme. Speaker
Conroy	Kaloogian	Poochigian	
Cortese	Knight	Pringle	

Motion to Reconsider Villaraigosa Amendments to Senate Bill No. 1330 on Next Legislative Day

Assembly Member Villaraigosa moved to reconsider on the next legislative day the vote whereby his motion to amend Senate Bill No. 1330 lost.

Senate Bill No. 1330 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 905

At 1:19 a.m., on motion of Assembly Member Poochigian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 905 by the following vote:

AYES—39

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	House	Morrow	Weggeland
Brulte	Isenberg	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker
Cunneen	Knight	Pringle	

NOES—36

Alpert	Campbell	Hannigan	McDonald
Archie-Hudson	Cannella	Hoge	Murray, Kevin
Baca	Cortese	Katz	Murray, Willard
Bowen	Davis	Knox	Napolitano
Brown, Valerie	Ducheny	Kuehl	Speier
Brown, Willie	Escutia	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Vasconcellos
Caldera	Gallegos	Mazzoni	Villaraigosa

Motion to Reconsider Assembly Bill No. 905 on Next Legislative Day

Assembly Member Poochigian moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 905 were this day refused concurrence.

Assembly Bill No. 905 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 906

At 1:19 a.m., on motion of Assembly Member Aguiar, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 906 by the following vote:

AYES—38

Aguiar	Brulte	Hoge	Olberg
Alby	Conroy	Isenberg	Pringle
Alpert	Cortese	Kaloogian	Rainey
Baldwin	Davis	Knight	Richter
Boland	Ducheny	Knowles	Rogan
Bordonaro	Firestone	Kuykendall	Takasugi
Bowler	Goldsmith	Margett	Thompson
Brewer	Granlund	Miller	Weggeland
Brown, Valerie	Harvey	Morrissey	
Brown, Willie	Hawkins	Morrow	

NOES—27

Baca	Escutia	Kuehl	Napolitano
Bowen	Figueroa	Lee	Setencich
Burton	Friedman	Machado	Speier
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Vasconcellos
Campbell	Katz	Murray, Kevin	Villaraigosa
Cannella	Knox	Murray, Willard	

Motion to Reconsider Assembly Bill No. 906 on Next Legislative Day

Assembly Member Aguiar moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 906.

Assembly Bill No. 906 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 504

At 1:20 a.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 504 by the following vote:

AYES—31

Aguiar	Conroy	Knowles	Poochigian
Baldwin	Goldsmith	Knox	Pringle
Boland	Granlund	Kuykendall	Rainey
Bordonaro	Harvey	Margett	Rogan
Bowler	Hawkins	Miller	Takasugi
Brewer	Isenberg	Morrissey	Thompson
Brulte	Kaloogian	Morrow	Weggeland
Caldera	Knight	Olberg	

NOES—31

Archie-Hudson	Cannella	Hoge	McPherson
Baca	Cortese	Katz	Murray, Kevin
Bowen	Cunneen	Kuehl	Napolitano
Brown, Valerie	Escutia	Lee	Speier
Brown, Willie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Woods
Campbell	Hannigan	McDonald	

Motion to Reconsider Assembly Bill No. 504 on Next Legislative Day

Assembly Member Kuykendall moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 504.

Assembly Bill No. 504 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 668

At 1:21 a.m., on motion of Assembly Member Knowles, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 668 by the following vote:

AYES—35

Aguiar	Goldsmith	Kuykendall	Richter
Alby	Granlund	Margett	Rogan
Baldwin	Harvey	Miller	Setencich
Boland	Hawkins	Morrissey	Takasugi
Bordonaro	Hoge	Morrow	Thompson
Bowler	House	Olberg	Weggeland
Brewer	Kaloogian	Poochigian	Woods
Brulte	Knight	Pringle	Mme. Speaker
Conroy	Knowles	Rainey	

NOES—35

Alpert	Campbell	Hannigan	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Cortese	Katz	Napolitano
Bowen	Davis	Knox	Speier
Brown, Valerie	Ducheny	Kuehl	Sweeney
Brown, Willie	Escutia	Lee	Tucker
Burton	Figueroa	Machado	Vasconcellos
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

Motion to Reconsider Assembly Bill No. 668 on Next Legislative Day

Assembly Member Knowles moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 668.

Assembly Bill No. 668 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 908

At 1:22 a.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 908 by the following vote:

AYES—38

Aguiar	Frusetta	Knowles	Pringle
Alpert	Goldsmith	Kuykendall	Rainey
Baldwin	Granlund	Machado	Rogan
Boland	Harvey	Margett	Takasugi
Bowler	Hawkins	McPherson	Thompson
Brewer	Hoge	Miller	Weggeland
Brulte	House	Morrissey	Woods
Cunneen	Isenberg	Morrow	Mme. Speaker
Davis	Kaloogian	Olberg	
Firestone	Knight	Poochigian	

NOES—28

Archie-Hudson	Campbell	Katz	Murray, Kevin
Baca	Cannella	Knox	Napolitano
Brown, Valerie	Escutia	Kuehl	Speier
Brown, Willie	Figueroa	Lee	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

Motion to Reconsider Assembly Bill No. 908 on Next Legislative Day

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 908.

Assembly Bill No. 908 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 903

At 1:22 a.m., on motion of Assembly Member Pringle, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Assembly Bill No. 903

Unanimous consent was granted that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 903, and that the bill be passed on file, to retain its place on file.

SENATE CONCURRENT RESOLUTION NO. 42 TAKEN UP BY UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent to take up Senate Concurrent Resolution No. 42, without reference to committee, print, or file.

SENATE CONCURRENT RESOLUTION NO. 42—Relative to Joint Rule 51.

Resolution read.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Does Senate Concurrent Resolution No. 42 permit the Senate to be in recess for more than 10 days with the consent of the Assembly and permit the Assembly to remain in session to consider the Budget bill?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

The question being on the adoption of the resolution.

Resolution adopted by the following vote:

AYES—59

Aguiar	Cortese	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Lee	Rogan
Boland	Friedman	Machado	Setencich
Brewer	Gallegos	Margett	Speier
Brown, Valerie	Goldsmith	Martinez	Sweeney
Brown, Willie	Granlund	Mazzoni	Takasugi
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrow	Weggeland
Caldera	Isenberg	Murray, Kevin	Woods
Campbell	Kaloogian	Napolitano	Mme. Speaker
Cannella	Katz	Olberg	

NOES—None

Resolution ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Joint Resolution No. 2: Aguiar, Alpert, Archie-Hudson, Battin, Bowen, Burton, Bustamante, Davis, Kuehl, McDonald, Rogan, Speier, and Weggeland—Aye; Lee—No.

Senate Bill No. 1315: Alpert, Archie-Hudson, Burton, Bustamante, Davis, Knox, Lee, McDonald, Rogan, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 699: Alpert, Burton, Bustamante, Davis, Granlund, Rogan, and Speier—Aye; Baca, Gallegos, and McDonald—No.

Assembly Bill No. 861 and Urgency: Alpert, Valerie Brown, Bustamante, Escutia, Granlund, McDonald, Rogan, Speier, and Weggeland—Aye.

Assembly Bill No. 825, Urgency and Concurrence: Alpert, Bates, Kevin Murray, Napolitano, and Mme. Speaker—Aye.

Senate Joint Resolution No. 9: Speier—No.

Senate Bill No. 2: Alby, Boland, and Bowler—Aye; Speier—No.

Senate Bill No. 903 and Urgency: Bowen, Goldsmith, Granlund, McDonald, Speier, and Tucker—Aye; Lee—No.

Senate Bill No. 1170: Weggeland—Aye; Woods—No.

Senate Bill No. 1344, Friedman Amendments: Machado and Olberg—Aye.

Senate Bill No. 1344 and Urgency: Alby, Baldwin, Escutia, and Machado—Aye.

Senate Bill No. 1346: Aguiar, Cunneen, Goldsmith, Harvey, and McPherson—Aye; Morrow and Olberg—No.

Senate Bill No. 1345, Valerie Brown Amendments: Cunneen, Granlund, and McPherson—Aye; Kaloogian—No.

Senate Bill No. 1345, Willard Murray Amendments: Kuykendall and Speier—Aye; Cunneen and Poochigian—No.

Assembly Bill No. 904, Concurrence: Valerie Brown, Poochigian, and Woods—Aye.

Senate Bill No. 1345 and Urgency: Lee, Poochigian, and Tucker—Aye.

Assembly Bill No. 687, Urgency and Concurrence: Baca, Bordonaro, Valerie Brown, Granlund, Knowles, Morrow, Napolitano, Olberg, Poochigian, and Rogan—Aye.

Assembly Bill No. 910, Concurrence: Boland, Goldsmith, Granlund, Morrow, Olberg, Rogan, and Tucker—Aye.

Assembly Bill No. 911, Concurrence: Escutia and Tucker—Aye; Granlund, Hawkins, Morrow, and Olberg—No.

Assembly Bill No. 817, Urgency and Concurrence: Archie-Hudson, Valerie Brown, Cunneen, Granlund, Machado, Mazzoni, Morrow, Rogan, Speier, Sweeney, and Tucker—Aye.

Senate Bill No. 75, Escutia Amendments: Granlund—No.

Senate Bill No. 75: Burton and Hoge—No.

Senate Bill No. 1330, Villaraigosa Amendments: Alpert and Davis—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:32 a.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Isenberg, of the 9th Assembly District, introduced former Member of the Assembly Lloyd Connelly.

ADJOURNMENT

At 1:33 a.m., the Assembly adjourned until 12 m., Sunday, July 30, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 29, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

538

Assembly Constitutional Amendment

8

Senate Bills

120
623
1158
1170
1337
1344
1345
1346

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 30, 1995

The following measure was amended in the Assembly on this day:

Senate Bill
75

Amendments were considered by the Assembly, but not adopted, to the following measure:

Senate Bill
1330

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Sunday, July 30, 1995

ONE HUNDRED TWENTY-FOURTH SESSION DAY

TWO HUNDRED THIRTY-EIGHTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Sunday, July 30, 1995

The Assembly met at 12 m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Conroy moved a quorum call of the Assembly. Motion carried. Time, 12:01 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 12:30 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Richter
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Lee	Setencich
Bowen	Friedman	Machado	Speier
Bowler	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Thompson
Brown, Willie	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Assembly Member Tom Hannigan of the 8th Assembly District:

Lord God, We praise You for the gift of life and the ability to discern Your divine will. Bless the Members of this chamber in our deliberations for the greater good of the citizens of California. We ask this prayer in Your Name, our living and true God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Alby 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 Aguiar, seconded by Assembly Member Margett.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and per diem was waived: Assembly Member Sher.

On personal business, and waiving per diem: Assembly Member Hauser.

Because of illness in his family: Assembly Member Battin.

(NOTE: For letter explaining the absence of Assembly Member Sher on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Friday, July 28, 1995.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 538

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, July 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 8

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

MESSAGES FROM THE SENATE

Senate Chamber, July 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 40
Assembly Bill No. 242
Assembly Bill No. 327
Assembly Bill No. 503
Assembly Bill No. 514
Assembly Bill No. 674
Assembly Bill No. 852
Assembly Bill No. 973
Assembly Bill No. 1027
Assembly Bill No. 1053
Assembly Bill No. 1113
Assembly Bill No. 1177
Assembly Bill No. 1228
Assembly Bill No. 1245
Assembly Bill No. 1303
Assembly Bill No. 1437
Assembly Bill No. 1441
Assembly Bill No. 1504
Assembly Bill No. 1558
Assembly Bill No. 1655
Assembly Bill No. 1743
Assembly Bill No. 1849
Assembly Bill No. 1932

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 13
Assembly Joint Resolution No. 14

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered to unfinished business file.

Senate Chamber, July 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 212
Assembly Bill No. 315
Assembly Bill No. 472
Assembly Bill No. 728
Assembly Bill No. 1122
Assembly Bill No. 1855

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 203 BY UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 203, out of order.

SENATE BILL NO. 203 (Leslie)—An act to amend Section 97.38 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Archie-Hudson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alma S. Earl, of Los Angeles; and out of respect to the memory of her nephew Los Angeles Deputy Sheriff Michael G. Hudson.

CONGRATULATIONS EXTENDED

Assembly Member Morrissey was joined by the Members of the Assembly in extending congratulations to Assembly Member George House and his wife Edna, on the occasion of their 30th wedding anniversary.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments; Assembly Bill No. 1574; and Senate Bill No. 772 were continued until the next legislative day.

CONSIDERATION OF SENATE BILL NO. 338 BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 338, out of order.

SENATE BILL NO. 338 (Campbell)—An act to add Section 13332.18 to the Government Code, relating to state funds.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CAUCUS ANNOUNCEMENTS

At 1:05 p.m., by unanimous consent the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 1:06 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 1:25 p.m., Speaker Allen announced that the Republican Caucus would meet in the Assembly Lounge.

REASSEMBLED

At 3:16 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 903 (Pringle)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 3:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS RETURNED TO SENATE

Without objection, Assembly Member Tucker returned Assembly Bill No. 371 to the Senate for further action.

CAUCUS ANNOUNCEMENTS

At 3:29 p.m., Assembly Member Brulte was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 3:30 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 3:52 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

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. 816, on request of Assembly Member Rainey.

RECESS

By unanimous consent, at 4:05 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 4:22 p.m., Assembly Member Davis announced that the Democratic Caucus would meet in the Tom Bane Rules Committee Room.

REASSEMBLED

At 6:36 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 903

At 6:37 p.m., on motion of Assembly Member Tucker, 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 6:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Republican Caucus would meet at this time, in the Assembly Lounge.

RECESS

By unanimous consent, at 6:46 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 8:42 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS (RESUMED) ASSEMBLY BILL NO. 908 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Brulte was granted unanimous consent that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 908 which add an urgency clause were refused concurrence.

Further Consideration of Senate Amendments to Assembly Bill No. 908

ASSEMBLY BILL NO. 908 (Brulte)—An act to amend Sections 1523.2 and 1569.617 of the Health and Safety Code, to amend Section 1611.5 of the Unemployment Insurance Code, to amend Sections 11450, 11462, 14005.12, 14005.21, 14132.95, 16504, 16506, 16525.10, 16525.40, and 19806 of, and to add Sections 11052.1, 11254, 11334.51, 11450.018, 11450.019, 11452.018, 12200.018, 12302.3, and 14132.96 to, the Welfare and Institutions Code, relating to public services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 8:48 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1218 (Escutia)—An act to add and repeal Sections 29530.3 and 29530.5 of the Government Code, to add and repeal Sections 99310.55 and 180205.5 of the Public Utilities Code, to add and repeal Section 96.19 of the Revenue and Taxation Code, and to add and repeal Section 188.95 of the Streets and Highways Code, relating to local government finance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

Do the provisions of Joint Rule 54(c) apply with respect to introduction of a bill by an author that would have substantially the same effect as a bill previously introduced by that author during the same session?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the bill currently before the Body is taken up for consideration of Senate amendments and is not an introduction of an Assembly bill by Assembly Member Escutia.

Point of Information

Assembly Member Katz arose to the following point of information:

That a bill taken up on a previous day of substantially the same effect was a Senate bill and the bill currently before the Body is an Assembly bill, and therefore not within the provisions of Joint Rule 54(c).

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of information well-taken.

Motion to Place Bill on Inactive File

Assembly Member Hoge moved to place Assembly Bill No. 1218 on the inactive file.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the rules provide for an author of a measure to place that measure on the inactive file, and that there are no provisions permitting a Member other than the author to place a bill on the inactive file.

Motion Withdrawn

Assembly Member Hoge withdrew his motion to place Assembly Bill No. 1218 upon the inactive file.

The question being on concurrence in Senate amendments.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Escutia moved a call of the Assembly.

Motion carried. Time, 9 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS RECONSIDERED BY UNANIMOUS CONSENT

In compliance with motions given on a previous day, unanimous consent was granted that the votes be reconsidered whereby Senate amendments to Assembly Bills Nos. 905, 906, 668, and 504, were refused concurrence, and whereby Villaraigosa amendments to Senate Bill No. 1330 were refused adoption.

Further Consideration of Senate Amendments to Assembly Bill No. 905

ASSEMBLY BILL NO. 905 (Poochigian)—An act to add Sections 6051.15 and 6201.05 to the Revenue and Taxation Code, to amend Sections 8200, 10100, 10101, 15200, 15204.2, 16101, 17600, 17600.10, 17600.15, 17600.20, 17602, 17605, 17606.20, 17608.15, and 17609.01 of, to add Sections 17602.01 and 17605.06 to, and to add Chapter 5.8 (commencing with Section 16560) to Part 4 of Division 9 of, and the Welfare and Institutions Code, relating to social services, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Demand for Previous Question

Assembly Members Olberg, Machado, Willard Murray, Campbell, and Hawkins 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 Poochigian moved a call of the Assembly.

Motion carried. Time, 9:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 504

ASSEMBLY BILL NO. 504 (Kuykendall)—An act to repeal Chapter 3 (commencing with Section 66100) of Part 40 of Division 5 of Title 3 of the Education Code, and to repeal Sections 16352.5, 16353, and 16354 of, and to repeal Article 1.8 (commencing with Section 16368) of Chapter 2 of Division 4 of Title 2 of, the Government Code, and to amend Section 6217 of, to add Sections 5002.6 and 5009.3 to, to add Chapter 3.1 (commencing with Section 6230) to Division 6 of, and to repeal Division 16 (commencing with Section 26400) of, the Public Resources Code, and to amend Sections 4201, 4227, 4250, 4327, and 4405 of, and to repeal Section 4357 of, the Water Code, relating to state finances, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuykendall moved a call of the Assembly.

Motion carried. Time, 9:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1337 (Wright)—An act to amend Section 14007.5 of the Welfare and Institutions Code, and to repeal Section 1 of Chapter 1441 of the Statutes of 1988, relating to health services.

Bill read third time, and presented by Assembly Member Knowles.

Bill refused passage by the following vote:

AYES—35

Aguiar	Firestone	Knowles	Rainey
Alby	Goldsmith	Kuykendall	Richter
Baldwin	Granlund	Margett	Rogan
Boland	Harvey	Miller	Setencich
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	Mme. Speaker
Conroy	Knight	Pringle	

NOES—37

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Cortese	Knox	Speier
Bates	Davis	Kuehl	Sweeney
Bowen	Ducheny	Lee	Tucker
Brown, Valerie	Escutia	Machado	Vasconcellos
Brown, Willie	Figueroa	Martinez	Villaraigosa
Burton	Friedman	Mazzoni	
Bustamante	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	

Motion to Reconsider Senate Bill No. 1337 on Next Legislative Day

Assembly Member Knowles moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1337 was this day refused passage.

Senate Bill No. 1337 ordered to the unfinished business file.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 489 (Allen)—An act to add Article 3.42 (commencing with Section 324.610) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, and to add Section 12698.35 to the Insurance Code, relating to child health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Goldsmith.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 9:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 9:42 p.m., unanimous consent was granted that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 9:43 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 10 p.m., Assembly Member Brulte announced that the Republican Caucus would meet at this time, in the Assembly Lounge.

REASSEMBLED

At 10:20 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that subsequent to dispensing with Calls of the Assembly as they relate to Budget trailer bills, he would request unanimous consent to rescind the action and expunge the record on those bills which do not receive sufficient votes to pass.

Objection to Unanimous Consent

Speaker Emeritus Brown announced that he would withhold unanimous consent on a request to rescind the action and expunge the record of roll call votes as it relates to Assembly Bill No. 504.

Parliamentary Inquiry

Assembly Member Brulte arose to the following parliamentary inquiry:

Has unanimous consent been granted to rescind action and expunge roll call votes as it relates to Budget trailer bills which may be defeated?

Point of Information

Assembly Member Burton arose to the following point of information:

That the House cannot grant unanimous consent to rescind action and expunge the record on any roll call vote prior to taking the vote.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of information well-taken.

Objection to Unanimous Consent

Assembly Member Boland announced that she would withhold unanimous consent on any requests to rescind action and expunge roll call votes as they relate to the Budget bill and Budget trailer bills.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 908

At 10:40 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 10:40 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. 1218

At 10:40 p.m., on motion of Assembly Member Escutia, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 1218 by the following vote:

AYES—34

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Conroy	Knox	Pringle
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brewer	Figueroa	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Vasconcellos
Brown, Willie	Gallegos	Morrow	Villaraigosa
Bustamante	Hannigan	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	

NOES—18

Alby	Granlund	Kuykendall	Takasugi
Baldwin	Hoge	Morrissey	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Richter	
Cannella	Knowles	Rogan	

Assembly Bill No. 1218 Reconsidered

Speaker Emeritus Brown was granted unanimous consent that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 1218 were this day refused concurrence, and that the bill be placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 905

At 10:42 p.m., on motion of Assembly Member Poochigian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 10:42 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. 504

At 10:43 p.m., on motion of Assembly Member Kuykendall, 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 Kuykendall moved to continue the call of the Assembly.

Motion carried. Time, 10:43 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. 489

At 10:44 p.m., on motion of Assembly Member Goldsmith, 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 Goldsmith moved to continue the call of the Assembly.

Motion carried. Time, 10:44 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. 903

At 10:44 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 10:44 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 10:54 p.m., Speaker Allen was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:55 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 11:10 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 908

At 11:11 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Willard Murray moved to continue the call of the Assembly.

Motion carried. Time, 11:12 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. 905

At 11:13 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.

Record Expunged and Action Rescinded on Assembly Bill No. 905

Speaker Emeritus Brown was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 905, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 504

At 11:13 p.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Assembly Bill No. 504

Speaker Emeritus Brown was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 504, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 489

At 11:15 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Assembly Bill No. 489

Speaker Emeritus Brown was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 489, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 903

At 11:16 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.

Record Expunged and Action Rescinded on Assembly Bill No. 903

Speaker Emeritus Brown was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 903, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 908

At 11:19 p.m., on motion of Assembly Member Willard Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Assembly Bill No. 908

Speaker Emeritus Brown was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 908, and that the bill be passed on file, to retain its place on file.

CONSIDERATION OF DAILY FILE (RESUMED) SECOND READING OF SENATE BILLS

SENATE BILL NO. 215—An act to amend Section 2933 of, and to add Section 3041.6 to, the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 227—An act to amend Sections 5604, 5667, 5710, 5751.2, 5771, 5771.3, 5771.5, 5772, and 7276 of, and to add Section 7275.1 to, the Welfare and Institutions Code, relating to mental 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 595—An act to add Sections 737.3, 737.4, 737.5, 737.6, and 737.7 to the Public Utilities Code, relating to public utilities, 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, and to be placed upon the Consent Calendar.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his vote on the following item:

Senate Bill No. 1337: Setencich—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:20 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 11:20 p.m., the Assembly adjourned until 1 p.m., Monday, July 31, 1995, out of respect to the memory of Alma S. Earl and Deputy Sheriff Michael G. Hudson, on motion of Assembly Member Archie-Hudson.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 30, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

203
227
338
595

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 31, 1995

ONE HUNDRED TWENTY-FIFTH SESSION DAY

TWO HUNDRED THIRTY-NINTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 31, 1995

The Assembly met at 1 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Aguiar moved a quorum call of the Assembly. Motion carried. Time, 1:01 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 2:32 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

In peace, let us pray to the Lord.

For heavenly peace and for the salvation of our souls, let us pray to the Lord.

For peace in the whole world, unity and concord among the faithful people of God, let us pray to the Lord.

For this venerable House and for the Members of the Assembly who serve in it, let us pray to the Lord.

That the truth of God may strengthen them as they conduct the business before them, let us pray to the Lord.

For blessed is Your name and glorified is Your Kingdom, now and always.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Speaker Emeritus Brown 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 Campbell, seconded by Assembly Member Granlund.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and per diem was waived: Assembly Member Sher.

On personal business, and waiving per diem: Assembly Members Escutia and Hauser.

(NOTE: For letter explaining the absence of Assembly Member Sher on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Friday, July 28, 1995.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 31, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Pursuant to Assembly Rule 8, the Assembly Rules Committee has created the Assembly Standing Committee on Veterans' Affairs consisting of five members. Assemblymember Joe Baca has been appointed Chairman of this committee.

Sincerely,

DORIS ALLEN
Chairwoman, Assembly Rules Committee

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Joint Resolution No. 41

July 31, 1995

Dotson Wilson, Chief Clerk
California State Assembly
3rd Floor—State Capitol
Sacramento, California

Dear Dotson: Upon checking the voting record on AJR 41, I noticed that my "aye" vote was not recorded on July 28, 1995 as it should have been.

Please consider this letter as a request to change the record of that vote to reflect my "aye" vote.

Attached is a copy of the vote for your use.

Thank you in advance for your assistance.

Sincerely,

TOM J. BORDONARO, JR., Assembly Member
Thirty-third District

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Senate Bill No.	*Committee*
500	L. & E.
875	Rev. & Tax.

Senate Concurrent Resolution No.	*Committee*
29	Rls.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 31, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 954

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 954—An act to amend Section 19605.51 of, to amend, repeal, and add Section 19610.5 of, and to add Section 19603.5 to, the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

July 31, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1191

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1191—An act to amend Sections 25110.4, 25110.10, 25117.6, 25117.9.1, 25121.3, 25142, 25142.3, 25143.10, 25144.6, 25145, 25150, 25158, 25163.3, 25171.5, 25178, 25180, 25180.5, 25181, 25182, 25185, 25185.6, 25186, 25186.5, 25187, 25187.1, 25187.2, 25187.5, 25187.6, 25187.7, 25187.8, 25191, 25192, 25194, 25194.5, 25195, 25200.1.5, 25200.3, 25200.10, 25200.14, 25201.4, 25201.5, 25201.8, 25202.9, 25204.6, 25205.14, 25244.21, 25244.23, 25250.1, 25250.19, 25270.2, 25270.4, 25281, 25283, 25284, 25285, 25286, 25287, 25288, 25293, 25297.1, 25299.3, 25404, 25404.1, 25404.2, 25404.3, 25404.4, 25404.5, 25501, 25502, and 25532 of, and to add Sections 13143.10, 25122.9, and 25123.7 to, the Health and Safety Code, relating to hazardous materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

CAUCUS ANNOUNCEMENTS

At 2:34 p.m., unanimous consent was granted that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 2:35 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 3:20 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 908 (Brulte)—An act to amend Sections 1523.2 and 1569.617 of the Health and Safety Code, to amend Section 1611.5 of the Unemployment Insurance Code, to amend Sections 11450, 11462, 14005.12, 14005.21, 14132.95, 16504, 16506, 16525.10, 16525.40, and 19806 of, and to add Sections 11052.1, 11254, 11334.51, 11450.018, 11450.019, 11452.018, 12200.018, 12302.3, and 14132.96 to, the Welfare and Institutions Code, relating to public services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bustamante moved a call of the Assembly.

Motion carried. Time, 3:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3:36 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the third birthday of his twin daughters Dana and Claire Rogan.

RECESS

By unanimous consent, at 3:36 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 4 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 908

At 4 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 908 adopted by the following vote:

AYES—55

Aguiar	Davis	Kaloogian	Poochigian
Alpert	Ducheny	Katz	Pringle
Baldwin	Figueroa	Knight	Rainey
Battin	Firestone	Knowles	Richter
Boland	Friedman	Knox	Rogan
Bordonaro	Frusetta	Kuykendall	Setencich
Bowen	Goldsmith	Machado	Sweeney
Bowler	Granlund	Margett	Takasugi
Brewer	Hannigan	McPherson	Thompson
Brulte	Harvey	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Weggeland
Conroy	Hoge	Murray, Kevin	Woods
Cortese	House	Murray, Willard	Mme. Speaker
Cunneen	Isenberg	Olberg	

NOES—18

Archie-Hudson	Burton	Kuehl	Speier
Baca	Caldera	Lee	Tucker
Bates	Campbell	Martinez	Villaraigosa
Brown, Valerie	Cannella	Mazzoni	
Brown, Willie	Gallegos	McDonald	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Aguiar	Davis	Kaloogian	Poochigian
Alpert	Ducheny	Katz	Pringle
Baldwin	Figueroa	Knight	Rainey
Battin	Firestone	Knowles	Richter
Boland	Friedman	Knox	Rogan
Bordonaro	Frusetta	Kuykendall	Setencich
Bowen	Goldsmith	Machado	Sweeney
Bowler	Granlund	Margett	Takasugi
Brewer	Hannigan	McPherson	Thompson
Brulte	Harvey	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Weggeland
Conroy	Hoge	Murray, Kevin	Woods
Cortese	House	Murray, Willard	Mme. Speaker
Cunneen	Isenberg	Olberg	

NOES—18

Archie-Hudson	Burton	Kuehl	Speier
Baca	Caldera	Lee	Tucker
Bates	Campbell	Martinez	Villaraigosa
Brown, Valerie	Cannella	Mazzoni	
Brown, Willie	Gallegos	McDonald	

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 227 and **595** ordered to the Consent Calendar.

UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bills Nos. 772 and 1337 were continued until the next legislative day.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his vote on the following item:

Assembly Bill No. 908, Concurrence: Battin—Aye.

MOTION TO ADJOURN

At 4:01 p.m., Assembly Member Willard Murray moved that the Assembly do now adjourn.

Assembly Member Bustamante seconded the motion.

Parliamentary Inquiry

Assembly Member Knowles arose to the following parliamentary inquiry:

Is a motion to lay the motion to adjourn on the table in order?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the negative; that a motion to adjourn is of the highest precedence.

Roll Call Demanded

Assembly Members Pringle, Kuykendall, and Thompson, demanded a roll call.

The roll was called, and the motion to adjourn carried by the following vote:

AYES—35

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Setencich
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Figueroa	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	

NOES—34

Aguiar	Cunneen	Knowles	Rainey
Alby	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hoge	Morrissey	Weggeland
Brewer	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

REMARKS ON CONDITION OF THE FILE

Speaker Emeritus Brown, Speaker Allen, Assembly Members Pringle, Bowen, Morrissey, Katz, Harvey, Burton, Miller, Kevin Murray, Goldsmith, Kuehl, Brulte, Kuykendall, Caldera, Battin, Archie-Hudson, House, Friedman, Speier, Davis, Valerie Brown, Frusetta, and Bustamante arose to speak on the condition of the file.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

At what time is the Assembly scheduled to reconvene?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the House is adjourned until 10 a.m. Tuesday, August 1, 1995.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

By what process could the House reconvene on this day?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the motion to adjourn carried, and the House is adjourned.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:43 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 5:44 p.m., the Assembly adjourned until 10 a.m., Tuesday, August 1, 1995, in honor of the third birthday of Dana and Claire Rogan, on motion of Assembly Member Rogan.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 31, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

954
1191

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 1, 1995

ONE HUNDRED TWENTY-SIXTH SESSION DAY

TWO HUNDRED FORTIETH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 1, 1995

The Assembly met at 10 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Conroy moved a quorum call of the Assembly. Motion carried. Time, 10:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:12 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Bowler	Frusetta	Margett	Takasugi
Brewer	Gallegos	Martinez	Thompson
Brown, Valerie	Goldsmith	Mazzoni	Tucker
Brown, Willie	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord God, Author of all creation, accept our morning prayer and fill us with awe of You. Let not our hearts incline to evil words or thoughts, but pierce our souls with desire for You; that with our eyes ever fixed on You, we may be guided by Your light. Loving Master, we offer up at this hour, unceasing praise and thanksgiving.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Isenberg 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 Mazzoni, seconded by Assembly Member Kuykendall.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and per diem was waived: Assembly Member Sher.

On personal business, and waiving per diem: Assembly Members Hauser and Morrow.

(NOTE: For letter explaining the absence of Assembly Member Sher on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Friday, July 28, 1995.)

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 1, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 501.

BYRON SHER

Above request ordered transmitted to the Committee on Rules.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Joint Legislative Ethics Committee and Senate Committee on Legislative Ethics, on August 11, 1995 at 9 a.m., in Room 4203;

Environmental Safety and Toxic Materials, on August 21, 1995, at 3 p.m.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 24—Isenberg, Archie-Hudson, Bowen, Caldera, McDonald, and Sweeney. Relative to State of California: receivership.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 1, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 561

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 561—An act to add Section 3058.7 to the Penal Code, relating to prisoners.

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 Local Government

August 1, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 861

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 861—An act to amend Sections 56133, 56382, 56384, and 57004 of the Government Code, relating to local agency formation commissions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 1, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 141

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 141—An act to amend Section 699.720 of the Code of Civil Procedure, to amend Sections 1113, 15503, 15616, 15642, 17001, 17051, 17052, 17054, 17061, 17100, 17101, 17103, 17154, 17158, 17201, 17250, 17251, 17254, 17301, 17303, 17350, 17352, 17450, 17701, 25102, and 25103 of the Corporations Code, relating to limited liability companies, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Health

July 19, 1995

Mme. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1072

GRANLUND, Chairman

Above bill ordered filed with the Chief Clerk.

July 19, 1995

Mme. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1407

GRANLUND, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Judiciary

July 18, 1995

Mme. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 600
Senate Bill No. 963

ISENBERG, Chairman

Above bills ordered filed with the Chief Clerk.

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. 1338

Governor's Office, Sacramento
July 31, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1338 without my signature.

This bill would authorize metropolitan planning organizations and transportation planning agencies to establish transportation revolving funds, and make loans to cities and counties to enable them to prepare specific land use plans linking land use and transportation.

Given the limited dollars for transportation planning purposes, it is inappropriate to permit the use of these funds for other planning purposes at this time.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 31st day of July 1995, at 6:05 p.m., of Assembly Bill No. 1338, 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 of the Assembly

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Kern County Supervisor Vance Webb.

Assembly Member Alpert was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elinor Waldal Walters, of Solana Beach and Mary Murray, of Del Mar.

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Carl Cleveland Jr., Chancellor of Cleveland Chiropractic College, of Missouri.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Laurence R. Carter, of San Mateo; and Dr. John Cotchett, of San Carlos.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pryor Conrad, of San Leandro.

CAUCUS ANNOUNCEMENTS

At 10:24 a.m., Assembly Member Bustamante was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:25 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1 p.m., the Assembly reconvened.

Hon. Joe Baca, Minority Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so in celebration of the birth of Nadia Paloma Faraj, born on Sunday, July 23, 1995, to Mercedes and Rami Faraj.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 415	Assembly Bill No. 1297
Assembly Bill No. 681	Assembly Bill No. 1440
Assembly Bill No. 723	Assembly Bill No. 1633
Assembly Bill No. 729	Assembly Bill No. 1822
Assembly Bill No. 948	Assembly Bill No. 1870
Assembly Bill No. 952	Assembly Bill No. 1884

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., August 1, 1995.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 903 (Pringle)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Speaker Allen moved a call of the Assembly.

Motion carried. Time, 1:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 1:07 p.m., Minority Speaker pro Tempore Baca declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 4:45 p.m., Assembly Member Speier announced that the Democratic Caucus would meet at this time, in the Tom Bane Rules Committee Room.

ANNOUNCEMENTS

Minority Speaker pro Tempore Baca announced that the House would be in recess until 9 p.m.

CAUCUS ANNOUNCEMENTS

At 9:23 p.m., Minority Speaker pro Tempore Baca announced that the Democratic Caucus would meet in the Tom Bane Rules Committee Room.

At 9:30 p.m., Speaker Allen announced consent that the Republican Caucus would meet in the Assembly Lounge.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 212	Assembly Bill No. 728
Assembly Bill No. 315	Assembly Bill No. 1122

And reports the same correctly enrolled, and presented to the Governor at 5 p.m., August 1, 1995.

E. DOTSON WILSON, Chief Clerk

REASSEMBLED

At 10:53 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 489 (Allen)—An act to add Article 3.42 (commencing with Section 324.610) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, and to add Section 12698.35 to the Insurance Code, relating to child health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Brulte.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 10:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 905 (Poochigian)—An act to add Sections 6051.15 and 6201.05 to the Revenue and Taxation Code, to amend Sections 8200, 10100, 10101, 15200, 15204.2, 16101, 17600, 17600.10, 17600.15, 17600.20, 17602, 17605, 17606.20, 17608.15, and 17609.01 of, to add Sections 17602.01 and 17605.06 to, and to add Chapter 5.8 (commencing with Section 16560) to Part 4 of Division 9 of, the Welfare and Institutions Code, relating to social services, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Poochigian moved a call of the Assembly.

Motion carried. Time, 10:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 906 (Aguiar)—An act to add Section 18025.05 to the Education Code, and to add and repeal Article 1.5 (commencing with Section 55620) of Chapter 4 of Division 2 of Title 5 of the Government Code, and to amend Section 4497.38 of the Penal Code, to amend Sections 4703 and 4703.2 of, and to add Section 93.31 to, the Revenue and Taxation Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 1731.5, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, to add Sections 912.5 and 17001.51 to, and to add and repeal Section 881.25 of, the Welfare and Institutions Code, relating to local government assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Aguiar moved a call of the Assembly.

Motion carried. Time, 10:59 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 668, on request of Assembly Member Knowles.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 504 (Kuykendall)—An act to repeal Chapter 3 (commencing with Section 66100) of Part 40 of Division 5 of Title 3 of the Education Code, and to repeal Sections 16352.5, 16353, and 16354 of, and to repeal Article 1.8 (commencing with Section 16368) of Chapter 2 of Division 4 of Title 2 of, the Government Code, and to amend Section 6217 of, to add Sections 5002.6 and 5009.3 to, to add Chapter 3.1 (commencing with Section 6230) to Division 6 of, and to repeal Division 16 (commencing with Section 26400) of, the Public Resources Code, and to amend Sections 4201, 4227, 4250, 4327, and 4405 of, and to repeal Section 4357 of, the Water Code, relating to state finances, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuykendall moved a call of the Assembly.

Motion carried. Time, 11 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1337 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Knowles was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1337 was refused passage.

Further Consideration of Senate Bill No. 1337

SENATE BILL NO. 1337 (Wright)—An act to amend Section 14007.5 of the Welfare and Institutions Code, and to repeal Section 1 of Chapter 1441 of the Statutes of 1988, relating to health services.

Bill read third time, and presented by Assembly Member Knowles.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

If passed, must Senate Bill No. 1337 be returned to the Senate for concurrence in Assembly amendments?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Knowles moved a call of the Assembly.

Motion carried. Time, 11:02 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. 903

At 11:02 p.m., on motion of Speaker Allen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 11:04 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 11:05 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

TWO HUNDRED FORTY-FIRST CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, Sacramento
Wednesday, August 2, 1995

In Assembly, at 12:01 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

REASSEMBLED

At 1:35 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

At 1:36 a.m., Speaker Doris Allen, 67th District, presiding

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 903

At 1:38 a.m., on motion of Assembly Member Pringle, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Speaker Emeritus Willie Brown moved to continue the call of the Assembly.

Motion carried. Time, 1:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 489

At 1:55 a.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 1:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 905

At 1:56 a.m., on motion of Assembly Member Poochigian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

~~The Assembly refused to concur in Senate amendments to Assembly Bill No. 905 by the following vote:~~

~~AYES—40~~

~~Aguiar~~	~~Firestone~~	~~Knight~~	~~Rainey~~
~~Alby~~	~~Frusetta~~	~~Knowles~~	~~Richter~~
~~Baldwin~~	~~Goldsmith~~	~~Kuykendall~~	~~Rogan~~
~~Boland~~	~~Granlund~~	~~Margett~~	~~Seteneich~~
~~Bordonaro~~	~~Harvey~~	~~McPherson~~	~~Speier~~
~~Bowler~~	~~Hawkins~~	~~Miller~~	~~Takasugi~~
~~Brewer~~	~~Hoge~~	~~Morrissey~~	~~Thompson~~
~~Brulte~~	~~House~~	~~Olberg~~	~~Weggeland~~
~~Conroy~~	~~Isenberg~~	~~Poochigian~~	~~Woods~~
~~Gunneen~~	~~Kaloogian~~	~~Pringle~~	~~Mme. Speaker~~

~~NOES—33~~

~~Alpert~~	~~Caldera~~	~~Calleges~~	~~McDonald~~
~~Archie-Hudson~~	~~Campbell~~	~~Hannigan~~	~~Murray, Kevin~~
~~Baca~~	~~Cannella~~	~~Katz~~	~~Murray, Willard~~
~~Bates~~	~~Cortese~~	~~Knox~~	~~Napolitano~~
~~Bowen~~	~~Davis~~	~~Kuehl~~	~~Tucker~~
~~Brown, Valerie~~	~~Duchony~~	~~Lee~~	~~Villaraigosa~~
~~Brown, Willie~~	~~Escutia~~	~~Machado~~	
~~Burton~~	~~Figueroa~~	~~Martinez~~	
~~Bustamante~~	~~Friedman~~	~~Mazzoni~~	

(NOTE: Later this day, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 905. See page 3136.)

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 906

At 1:58 a.m., on motion of Assembly Member Aguiar, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 906 by the following vote:

AYES—45

Aguiar	Cortese	Isenberg	Rainey
Alby	Gunnecn	Kalcogian	Richter
Alpert	Davis	Knight	Rogan
Baldwin	Ducheny	Knowles	Setencich
Boland	Firestone	Kuykendall	Speier
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	McPherson	Thompson
Bowler	Goldsmith	Miller	Weggeland
Brewer	Granlund	Morrissey	Mmc. Speaker
Brown, Valerie	Harvey	Olberg	
Brulte	Hawkins	Poochigian	
Conroy	Hoge	Pringle	

NOES—23

Archie Hudson	Campbell	Kuehl	Murray, Kevin
Baca	Cannella	Lee	Murray, Willard
Bates	Escutia	Machado	Napolitano
Brown, Willie	Figueroa	Martinez	Tucker
Burton	Calleges	Mazzoni	Villaraigosa
Caldera	Knox	McDonald	

(NOTE: Later this day, the action was rescinded whereby the Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 906. See page 3136.)

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 504

At 1:59 a.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

~~The Assembly refused to concur in Senate amendments to Assembly Bill No. 504 by the following vote:~~

~~AYES—16~~

~~Aguiar~~	~~Brulte~~	~~Knox~~	~~Rogan~~
~~Baldwin~~	~~Conroy~~	~~Kuykendall~~	~~Takasugi~~
~~Bordonaro~~	~~Goldsmith~~	~~Pringle~~	~~Thompson~~
~~Brewer~~	~~Isenberg~~	~~Rainey~~	~~Weggeland~~

~~NOES—45~~

~~Alby~~	~~Cannella~~	~~Hoge~~	~~Murray, Willard~~
~~Alpert~~	~~Cortese~~	~~Katz~~	~~Napolitano~~
~~Archie-Hudson~~	~~Gunnoon~~	~~Knowles~~	~~Olberg~~
~~Baca~~	~~Davis~~	~~Kuehl~~	~~Setencich~~
~~Bates~~	~~Ducheny~~	~~Lee~~	~~Speier~~
~~Bowen~~	~~Escutia~~	~~Machado~~	~~Sweeney~~
~~Brown, Valerie~~	~~Figueroa~~	~~Martinez~~	~~Tucker~~
~~Brown, Willie~~	~~Friedman~~	~~Mazzoni~~	~~Villaraigosa~~
~~Burton~~	~~Gallegos~~	~~McDonald~~	~~Mme. Speaker~~
~~Bustamante~~	~~Granlund~~	~~McPherson~~	
~~Caldera~~	~~Harvey~~	~~Miller~~	
~~Campbell~~	~~Hawkins~~	~~Murray, Kevin~~	

(NOTE: Later this day, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 504. See page 3136.)

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1337

At 2 a.m., on motion of Assembly Member Knowles, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

~~Senate Bill No. 1337 refused passage by the following vote:~~

~~AYES—34~~

~~Aguiar~~	~~Firestone~~	~~Knowles~~	~~Richter~~
~~Alby~~	~~Goldsmith~~	~~Kuykendall~~	~~Rogan~~
~~Baldwin~~	~~Granlund~~	~~Margett~~	~~Setencich~~
~~Boland~~	~~Harvey~~	~~Miller~~	~~Thompson~~
~~Bordonaro~~	~~Hawkins~~	~~Morrissey~~	~~Weggeland~~
~~Bowler~~	~~Hoge~~	~~Olberg~~	~~Woods~~
~~Brewer~~	~~House~~	~~Poochigian~~	~~Mme. Speaker~~
~~Brulte~~	~~Kaloogian~~	~~Pringle~~	
~~Conroy~~	~~Knight~~	~~Rainey~~	

~~NOES—36~~

~~Alpert~~	~~Caldera~~	~~Gallegos~~	~~Mazzoni~~
~~Archie-Hudson~~	~~Campbell~~	~~Hannigan~~	~~McDonald~~
~~Baca~~	~~Cannella~~	~~Isenberg~~	~~Murray, Kevin~~
~~Bates~~	~~Cortese~~	~~Katz~~	~~Murray, Willard~~
~~Bowen~~	~~Davis~~	~~Knox~~	~~Napolitano~~
~~Brown, Valerie~~	~~Ducheny~~	~~Kuehl~~	~~Speier~~
~~Brown, Willie~~	~~Escutia~~	~~Lee~~	~~Sweeney~~
~~Burton~~	~~Figueroa~~	~~Machado~~	~~Tucker~~
~~Bustamante~~	~~Friedman~~	~~Martinez~~	~~Villaraigosa~~

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1337 was refused passage. See page 3136.)

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 489

At 2:01 a.m., on motion of Assembly Member Pringle, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

~~The Assembly refused to concur in Senate amendments to Assembly Bill No. 489 by the following vote:~~

~~AYES—28~~

~~Aguiar~~	~~Gunneen~~	~~Knight~~	~~Rogan~~
~~Baldwin~~	~~Firestone~~	~~Kuykendall~~	~~Setencich~~
~~Bordonaro~~	~~Frusetta~~	~~Margett~~	~~Speier~~
~~Bowler~~	~~Goldsmith~~	~~McPherson~~	~~Takasugi~~
~~Brewer~~	~~Harvey~~	~~Poochigian~~	~~Weggeland~~
~~Brulte~~	~~Hawkins~~	~~Pringle~~	~~Woods~~
~~Conroy~~	~~House~~	~~Rainey~~	~~Mmc. Speaker~~

~~NOES—42~~

~~Alby~~	~~Campbell~~	~~Hoge~~	~~Miller~~
~~Alpert~~	~~Cannella~~	~~Isenberg~~	~~Murray, Kevin~~
~~Archie-Hudson~~	~~Cortese~~	~~Katz~~	~~Murray, Willard~~
~~Baca~~	~~Davis~~	~~Knowles~~	~~Napolitano~~
~~Bates~~	~~Ducheny~~	~~Knox~~	~~Olberg~~
~~Bowen~~	~~Escutia~~	~~Kuehl~~	~~Sweeney~~
~~Brown, Valerie~~	~~Figueroa~~	~~Lee~~	~~Thompson~~
~~Brown, Willie~~	~~Friedman~~	~~Machado~~	~~Tucker~~
~~Burton~~	~~Gallegos~~	~~Martinez~~	~~Villaraigosa~~
~~Bustamante~~	~~Granlund~~	~~Mazzoni~~	
~~Caldera~~	~~Hannigan~~	~~McDonald~~	

(NOTE: Later this day, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 489. See page 3136.)

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 903

At 2:02 a.m., on motion of Speaker Emeritus Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 903 by the following vote:

AYES—56

Aguiar	Conroy	Hawkins	Napolitano
Alpert	Cortese	House	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Battin	Ducheny	Knowles	Rainey
Boland	Escutia	Knox	Rogan
Bordonaro	Figueroa	Kuykendall	Setencich
Bowen	Firestone	Machado	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	McDonald	Takasugi
Brown, Valerie	Goldsmith	McPherson	Vasconcellos
Brown, Willie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Bustamante	Harvey	Murray, Kevin	Mme. Speaker

NOES—19

Alby	Campbell	Kaloogian	Murray, Willard
Baldwin	Cannella	Kuehl	Thompson
Bates	Friedman	Lee	Tucker
Burton	Hoge	Margett	Villaraigosa
Caldera	Isenberg	Mazzoni	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 903: Assembly Member Knowles, from "No" to "Aye".

Above bill ordered enrolled.

ACTION RESCINDED ON ASSEMBLY BILLS NOS. 905, 906, 504, AND 489 AND SENATE BILL NO. 1337

Speaker Allen was granted unanimous consent to rescind the action whereby earlier this day, the Assembly refused to concur in Senate amendments to the following bills:

Assembly Bill No. 905 (Assembly Journal, page 3132), Assembly Bill No. 906 (Assembly Journal, page 3133), Assembly Bill No. 504 (Assembly Journal, page 3134), Assembly Bill No. 489 (Assembly Journal, page 3135); and whereby Senate Bill No. 1337 was refused passage (Assembly Journal, page 3134).

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 905, 906, 504, and 489; and Senate Bill No. 1337, on request of Speaker Emeritus Brown.

ASSEMBLY BILL NO. 1855 WITHDRAWN FROM ENROLLMENT

Assembly Member Valerie Brown was granted unanimous consent that Assembly Bill No. 1855 be withdrawn from enrollment and that the bill be returned to the Senate for further action.

CAUCUS ANNOUNCEMENTS

At 3:25 a.m., Speaker Allen announced that the Republican Caucus would meet in the Assembly Lounge, upon adjournment of Floor session.

UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, Assembly Bill No. 1574; and Senate Bill No. 772 were continued until the next legislative day.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his vote on the following item:

Assembly Bill No. 903, Concurrence: Woods—Aye.

MOTION TO ADJOURN

At 3:25 a.m., Speaker Emeritus Brown moved that the Assembly do now adjourn until noon August 21, 1995.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:25 a.m., Speaker Allen declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 26, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 123

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

ADJOURNMENT

At 3:25 a.m., pursuant to the provisions of Joint Rule 51, and pursuant to the motion by Speaker Emeritus Brown, the Assembly adjourned for the 1995 Summer Recess until 12 m., Monday, August 21, 1995, out or respect to the memory of Vance Webb, on motion of Assembly Member Harvey; out of respect to the memory of Elinor Waldal Walters and Mary Murray, on motion of Assembly Member Alpert; out of respect to the memory of Dr. Carl Cleveland Jr., on motion of Assembly Member Gallegos; out of respect to the memory of Laurence R. Carter and Dr. John Cotchett, on motion of Assembly Member Speier; out of respect to the memory of Pryor Conrad, on motion of Assembly Member Sweeney; and in celebration of the birth of Nadia Paloma Faraj, on motion of Assembly Member Sweeney.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 1, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

141
561
861

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

JOINT RECESS JOURNAL NO. 10

SUMMER RECESS

Assembly Chamber, Sacramento
Thursday, August 3, 1995

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 1995–96 Regular Session was printed while the Assembly was in Summer Recess:

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
August 2, 1995

To the Members of the Assembly:

Assembly Bill 687, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 687 as an emergency measure.

Cordially,

PETE WILSON

Governor's Office, Sacramento
August 2, 1995

To the Members of the Assembly:

Assembly Bill 817, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 817 as an emergency measure.

Cordially,

PETE WILSON

Governor's Office, Sacramento
August 2, 1995

To the Members of the Assembly:

Assembly Bill 825, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 825 as an emergency measure.

Cordially,

PETE WILSON

Governor's Office, Sacramento
August 2, 1995

To the Members of the Assembly:

Assembly Bill 908, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 908 as an emergency measure.

Cordially,

PETE WILSON

Governor's Office, Sacramento
August 2, 1995

To the Members of the Assembly:

Assembly Bill 910, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 910 as an emergency measure.

Cordially,

PETE WILSON

Governor's Office, Sacramento
August 2, 1995

To the Members of the Assembly:

Assembly Bill 911, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 911 as an emergency measure.

Cordially,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 2, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 903

And reports the same correctly enrolled, and presented to the Governor at 4:30 a.m., August 2, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 2, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 687
Assembly Bill No. 817
Assembly Bill No. 825
Assembly Bill No. 908
Assembly Bill No. 910
Assembly Bill No. 911

And reports the same correctly enrolled, and presented to the Governor at 8 p.m., August 2, 1995.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received, and ordered printed in the Journal and the item vetoes placed on the unfinished business file:

Item Veto Message—Assembly Bill No. 903

Governor's Office, Sacramento
August 3, 1995

I object to the following appropriations contained in Assembly Bill 903.

Item 0820-101-001—For local assistance, Department of Justice. I delete Provision 2.

I am deleting Provision 2, which would require the Department of Justice to revert General Funds to the extent federal funds become available to support the Spousal Abuser Prosecution Program, established pursuant to Chapter 140, Statutes of 1994. Because of non-supplantation language contained in federal regulations pertaining to this program, this language could jeopardize eligibility for any federal funds that may become available for this program.

Item 1530-001-775—For support of Structural Pest Control Board. I reduce this item from $1,336,000 to $1,317,000 by reducing:

(a) 84-Structural Pest Control Board from $1,440,000 to $1,421,000.

I am making this revision to correct a technical error in the Budget Bill. I am also revising Provisions 1 and 1 (a) which would reference

Section 27.00 of this Act. This language was left in the final version of the Budget Bill in error. These technical vetoes will conform with the Legislature's intent.

I am also revising Provision 1 (a) to delete the requirement that the Structural Pest Control Board restrain excessive pricing of services by its licensees. The Board has no statutory authority to implement or enforce cost controls. Therefore, the language represents a substantive change of law which can only be included within a single subject bill, not the Budget Act.

"1. It is the intent of the Legislature that any funding beyond December 31, 1995, ~~shall be provided pursuant to Section 27.00 of this act, and~~ shall be contingent upon the following:

(a) ~~Prior to consideration by the Department of Finance of a Section 27.00 request,~~ the Structural Pest Control Board shall act to restrain licensees from ~~excessively pricing services and~~ requiring unneeded work to be done. The board shall establish guidelines for the adoption of regulations that establish standards as to how much material is to be removed when replacing wood weakened by fungus or wood-destroying pests or organisms.

(b) The board shall establish guidelines for the adoption of regulations to allow the consumer the option to independently contract with a company for any pest control work that the licensee would otherwise subcontract out.

(c) The board shall establish guidelines for the adoption of regulations relative to a system of citations and fines pursuant to Sections 125.9 and 148 of the Business and Professions Code, and shall implement those regulations by July 1, 1996.

(d) The board shall provide written status reports on the actions prescribed in this provision by October 1, 1995, and by December 31, 1995, to the Department of Consumer Affairs, the Department of Finance, the Secretary of the State and Consumer Services Agency, and the Joint Legislative Budget Committee."

Item 1760-001-002—For support of the Department of General Services. I delete Provision 1.

Chapter 150, Statutes of 1994, added Section 11011.21 to the Government Code which mandated the Department of General Services to identify state-owned real property that is or will be unused or underutilitzed by landholding agencies and to sell, exchange or lease ten percent of those properties per year. Toward that end, in its 1995 "Report to the Legislature—State Surplus Property Inventory," the Department identified the properties which it leases to the Capitol Area Development Authority, most of which are residential units, as surplus to the needs of the State.

I am deleting Provision 1 because, by precluding the Department of General Services from studying for the purposes of selling, or from selling, Capitol Area Development Authority residential property it would severely limit the Department's ability to achieve the goals set forth in Chapter 150, which is not consistent with current law.

Item 1760-001-666—For support of Department of General Services. I delete Provision 12.

Chapter 150, Statutes of 1994, added Section 11011.2 to the Government Code which mandates the Department of General Services to identify state-owned real property that is or will be unused or underutilized by landholding agencies, and to sell, exchange or lease ten percent of those properties per year. Chapter 150 also added Section 11001, which requires all state agencies to periodically report to the Department on potentially unused or underutilized properties. The Department is complying with this directive and, in January of this year, submitted its "Report to the Legislature—State Surplus Property Inventory".

I am deleting Provision 12 because it is unnecessarily duplicative of existing law. Specifically, it would require the Department of General Services, Office of Real Estate and Design Services, to direct and assist each state agency to conduct a survey and review of all lands over which the agency has jurisdiction that are available for sale by the state and to report on unutilized or underutilized land. Such a study would impede the Department's ability to comply with the requirements of existing law relating to the disposition of surplus state property, and would represent an unwise investment of the State's limited resources.

Item 1760-301-666—For capital outlay, Department of General Services. I reduce this item from $2,233,000 to $1,737,000 by deleting:

(.3) 50.10.135—Rehabilitation of Capitol Library and Courts Building—Preliminary plans, working drawings, and construction (496,000),

and by deleting Provision 1.

I am deleting the $496,000 legislative augmentation to rehabilitate the fifth floor hearing room in the Library and Courts Building. Information has not been provided which would justify the need to rehabilitate this hearing room. Furthermore, $1,422,000 is provided in Item 1760-301-768 (27) to complete the preliminary plans phase for this project at the Library and Courts Building. Construction work for this project would be carried out in a future year, whereas this proposed remodel of the hearing room would be expected to be completed in 1995–96. Such an approach would appear to be inefficient and would result in unnecessary disruption of program operations.

I am deleting Provision 2 to conform to this action.

Item 1760-301-768—For capital outlay, Department of General Services. I delete Provision 6.

I am deleting Provision 6 which would require user departments to reimburse the General Fund for the costs of the relocation of the Los Angeles microwave emergency system. Current law provides me with the authority to allocate debt service payments to the appropriate departments. It is premature to establish the allocation at this time since the debt service payments will not begin until Fiscal Year 1997–98.

Item 1760-490—Reappropriation, Department of General Services. I delete this item.

I am deleting the legislative augmentation which reappropriates $1,300,000 from Item 1760-301-001 (2), Budget Act of 1994, for a child

care facility in the Capitol area for legislative employees. I understand that the Senate Rules Committee has made an agreement to use available space in the child care center that has been established in the new Secretary of State's facility. This arrangement satisfies the immediate needs of legislative staff for child care services. Due to limited state resources in the General Fund, this level of funding should more appropriately be available to address other critical program needs. When space in the Secretary of State's child care facility becomes insufficient, funding for this new child care center should be considered.

Item 1760-492—Reappropriation, Department of General Services. I delete this item.

I am deleting this item which reappropriates the balance of funds made available pursuant to Provision 9 of Item 1760-001-666 of the Budget Act of 1991 for alterations and repairs of the legislative office buildings at 1020 N Street and 1021 O Street. I am advised that those funds were fully expended during the 1994–95 fiscal year and this item is therefore unnecessary.

Item 1900-001-950—For support of Board of Administration of the Public Employees' Retirement System. I delete Provision 2.

I am deleting Provision 2, which requires the Public Employees' Retirement System (PERS) to work with vendors selected for the CalPERS Health and Employee Benefits Enrollment Linkage System (CAHBEL) to develop a request for proposal that does not specify the technical solution, but simply identifies the business needs of PERS. By precluding PERS from specifying the technical solutions that they believe may be necessary to implement the CAHBEL Project, this provision would interfere with the management responsibility of PERS to implement the CAHBEL Project as they deem necessary for its successful operation. Moreover, this provision precludes PERS from operating their programs in a cost-effective manner and in accordance with established fiscal procedures, and could result in a loss of accountability for the project's outcome.

Item 2660-001-042—For support of Department of Transportation. I am revising this item by deleting sub-schedules (e) (1) and (e) (2), and by deleting Provisions 7 and 11.

These sub-schedules and Provision 11 express legislative intent to limit expenditures for the Director's Office and the Office of Legislative Affairs to the amounts displayed in the sub-schedules, and legislative intent to adopt appropriation schedules in future budgets to control expenditures for these offices if expenditures are not limited to the amounts reflected in the sub-schedules. The language violates the separation of powers provision concerning the Governor's authority to organize the Executive Branch.

I am deleting Provision 7, which would require the Bureau of State Audits to perform, on a reimbursed basis, an audit of the rates charged by Caltrans to local entities for performing design and engineering work on local projects. This language is now unnecessary in light of the Legislature's inclusion of Provision 10 in this item, which prohibits Caltrans from soliciting or accepting any new locally reimbursed work.

Item 2660-305-942—For capital outlay, Department of Transportation. I revise Provision 3 .

"3. ~~Transfers pursuant to this item shall require the prior approval of the Department of Finance. The Department of Finance shall authorize any transfer pursuant to this provision not sooner than 30 days after notification in writing to the chairperson of the committee in each house that considers appropriations and the Chairperson of the Joint Legislative Budget Committee.~~ Any allocation of funds for capital outlay in this item shall be available for expenditure in the 1995–96, 1996–97, and 1997–98 fiscal years."

Provision 3 specifies that transfers pursuant to this item require the prior approval of the Department of Finance, and that such approvals shall not be granted sooner than 30 days after notification in writing to the Chairperson of the committees in each house that consider appropriations and the chairperson of the Joint Legislative Budget Committee. This language may result in project delays, and would infringe upon the Executive Branch's ability to effectively manage its programs.

Item 2660-325-042—For capital outlay, Department of Transportation. I delete Provision 6.

I am deleting Provision 6, which would limit the use of State Highway Operation Protection Program funds to highways for which Caltrans was responsible on or before January 1, 1995. This language interferes with the authority of the Executive Branch to effectively manage its programs, and may preclude needed repairs on any roads designated to be parts of the state highway system after January 1, 1995.

Item 2740-001-044—For support of Department of Motor Vehicles. I reduce this item from $341,801,000 to $338,378,000 by reducing:

(b) 22-Driver Licensing and Personal Identification from $151,074,000 to $147,651,000,

and by deleting Provision 2.

I am deleting the $3,423,000 legislative augmentation to fund the federal "Motor Voter" mandate. In order to maintain even the modest present reserve, we cannot afford an augmentation even in light of the increased work load which has been required of the department to comply with the unfunded federal mandate of the Motor Voter Law.

Item 2780-001-683—For support of Stephen P. Teale Data Center, Business, Transportation and Housing Agency. I reduce this item from $75,095,000 to $75,094,000,

and delete Provisions 2, 5, and 6.

I am deleting Provision 2, which would require notification of the Legislature prior to committing to any expenditure of at least $250,000. This would add an excessive administrative burden associated with preparing such notifications, and would inhibit the Stephen P. Teale Data Center's ability to enter into contracts in a timely and businesslike manner.

I am deleting Provision 5, which would require the State Auditor to conduct an audit of Teale Data Center's cost recovery practices. This audit is unnecessary because the Data Center has already funded an

independent review of the Center's cost recovery methodology. The Data Center's existing audit contract addresses the majority of the objectives contained in Provision 5. I am directing the Director of the Teale Data Center to examine the existing contract and determine which additional audit objectives contained in Provision 5 should be pursued.

I am deleting Provision 6 which would require the creation of a Policy Advisory Council of the Stephen P. Teale Data Center to review the Stephen P. Teale Data Center's plans and policies to respond to the computing and network servicing needs of its customers, as well as approving the data center's budget proposals and rates. Such an advisory council should not have approval authority over the data center's budget proposals or rates, and would constitute an undesirable expansion of governmental bureaucracy.

I am reducing $1,000 from this item to reflect savings that will be achieved based on vetoing language contained in Provisions 2, 5, and 6 of this item.

Item 2920-001-001—For support of the Trade and Commerce Agency. I revise this item by reducing the item from $23,769,000 to $23,519,000 by reducing:

(fx) For transfer to the Small Business Expansion Fund from $500,000 to $250,000,

and by deleting Provision 1.

I am reducing this item by $250,000 for the initial expenses of an Infrastructure Bank. The remaining $250,000 should be sufficient to begin operation on a limited scale while continuing to seek capital funds for the bank.

I am deleting Provision 1, which would require the State Auditor to conduct a comprehensive performance audit of the Agency. The Bureau of State Audits estimates that the cost of such an audit would be $255,000. Without added funding, financing the audit would represent an unallocated reduction in Agency programs. In addition, it is my understanding that the Bureau of State Audits has authority, based on priorities set by the Joint Legislative Audit Committee, to determine which audits to perform within its budget resources.

Item 3360-001-033—For support of State Energy Resources, Conservation and Development Commission. I delete this item and Provision 1.

I am deleting the $5,800,000 appropriation because the State Energy Conservation Assistance Account was established as a continuous appropriation to ensure timely financial assistance to small schools and hospitals for energy conservation projects. Under this program, the Energy Commission reviews applications and provides loans for the highest priority projects. When these loans are repaid, the money is turned around for new loans. Substituting a Budget Act appropriation for the continuous appropriation in statute would unnecessarily delay the allocation of funds for new meritorious projects.

I am deleting Provision 1 to conform to this action.

Item 3360-001-465—For support of State Energy Resources, Conservation and Development Commission. I revise this item by reducing:

(b) 20-Energy Resources Conservation from $19,621,000 to $13,821,000,

and by deleting,

(g) Amount payable from State Energy Conservation Assistance Account (Item 3360-001-033) (−5,800,000).

I am revising this item to conform to the action taken in Item 3360-001-033.

Item 3480-011-035—For transfer by the Controller to the General Fund. I reduce this item from ($655,000) to ($579,000).

I am reducing this item by $76,000 to conform with legislative action that provides full funding of exempt positions funded from the Surface Mining and Reclamation Account in the Department of Conservation. Initially, legislative action was taken to reduce funding for exempt positions and transfer the $76,000 savings to the General Fund. Subsequently, final legislative action was taken to restore full funding. However, this is a technical veto because action was inadvertently not taken on this item to conform with the restoration of funds.

Item 3540-001-001—For support of Department of Forestry and Fire Protection. I delete Provisions 5, 6 and 7.

I am deleting Provision 5, which requires the Department to terminate any contract with a local government by October 1, 1995 if total repayment for fire services is not made in the 1994–95 fiscal year. This language is unnecessary and could prove cumbersome to the Department. The current contract language already gives the Department the authority to cancel any agreement with those entities who do not remit payment for fire services. Leaving this language in the budget would hinder the Department's ability to individually arrange payment terms with entities that contract for fire services and have temporary cash flow problems or other fiscal constraints.

I am deleting Provision 6, which requires the Department of Forestry and Fire Protection to designate as surplus, during the 1995–96 fiscal year, any unstaffed fire lookout sites for which the Department holds fee title. However, I am directing the Department of General Services, which is the responsible agency for the management of the state's real properties, to take the lead in this matter as a part of its normal processes and procedures in reviewing and disposing of state surplus property.

I am deleting Provision 7, which requires the Department to provide payment to the Bureau of State Audits in the amount of $25,200 for an audit. This audit was initiated in the 1994–95 fiscal year and the Department has encumbered the necessary funds from that year's appropriation. Consequently, this language is not necessary.

Item 3540-031-928—For transfer by the Controller to the General Fund. I delete this item.

This item would transfer $416,000 to the General Fund. While I realize that this action will result in a loss to the General Fund, I am concerned about the fiscal condition of this special fund. There has been a significant downturn in revenues to the Forest Resources

Improvement Fund due to a variety of factors, and I am concerned that this transfer would further exacerbate the fiscal solvency of the fund. The proceeds that otherwise would have been transferred to the General Fund should remain in the fund to provide a prudent reserve.

Item 3600-101-140—For local assistance, Department of Fish and Game. I delete this item.

I am deleting the $75,000 legislative augmentation for the San Francisco Zoo's Avian Center endangered species program. This deletion is necessary to ensure the financing of other high-priority appropriations from the Environmental License Plate Fund, while still maintaining a prudent reserve in the fund.

Item 3600-101-200—For local assistance, Department of Fish and Game. I delete this item.

I am deleting the $52,000 legislative augmentation for support of the Big Creek Hatchery to be operated by the Monterey Bay Salmon Trout Project. The Department is already severely impacted due to the decline in revenues to the Fish and Game Preservation Fund from the sale of licenses, as well as the anticipated outcome of a recent lawsuit regarding the validity of the Chapter 1706, of the Statutes of 1990 environmental filing fees. Funding this project would have a significant impact on the department's ability to meet its current program mandates and high-priority needs, such as critical capital outlay projects at its own facilities, as well as maintain a prudent reserve.

Item 3640-101-140—For local assistance, Wildlife Conservation Board. I delete this item and Provision 2.

I am deleting the $75,000 legislative augmentation for a local assistance grant to the San Joaquin River Conservancy for administration costs. Funds for this purpose have already been provided by a grant from the Department of Parks and Recreation. Therefore, this appropriation is not necessary.

I am deleting Provision 2 to conform to this action.

Item 3640-401—For capital outlay, Wildlife Conservation Board. I delete this item.

This item would provide new language under Proposition 70 to expand the area in which land could be acquired for valley oak riparian forest and wetlands along the Mokelumne River near Galt. This deletion is necessary to ensure financing of current appropriations from the California Wildlife, Coastal, and Park Land Conservation Fund, while still maintaining a prudent reserve in the fund.

Item 3680-005-516—For support of Department of Boating and Waterways. I reduce this item from ($4,062,000) to ($3,718,000) as follows:

I am deleting the $59,000 legislative transfer from the Harbors and Watercraft Revolving Fund (HWRF) to the General Fund which was the result of a legislatively imposed 25 percent reduction in the department's travel budget. Savings in HWRF monies are most appropriately reverted to the HWRF to fund boating-related activities.

I am also reducing this item to conform to actions taken in item 3680-101-001, which deletes a $285,000 beach erosion project.

Item 3680-101-001—For local assistance, Department of Boating and Waterways. I reduce this item from $4,003,000 to $3,718,000.

(a) 30-Beach Erosion Control from $4,003,000 to $3,718,000.

I am deleting the legislative augmentation of $285,000 for the beach erosion project at Seal Beach. This project was not reviewed or evaluated in the context of competing needs for the Harbors and Watercraft Revolving Fund and is not a component of the Administration's beach erosion program.

Item 3680-101-516—For local assistance, Department of Boating and Waterways. I reduce this item from $27,554,000 to $24,160,000 by reducing:

(a) 10-Boating Facilities from $23,754,000 to $20,360,000

Launching Facility Grants from ($6,159,000) to ($3,800,000) by reducing:

7) Mill Creek from ($263,000) to ($36,000), and deleting:
19) Lake Chabot Pier ($180,000),
20) Buckley Cove ($344,000),
21) Rollins Lake ($356,000),
22) Sly Creek Reservoir ($379,000),
23) Siskiyou Lake ($130,000),
24) Lakeport ($573,000), and
25) Vallejo Marina ($170,000).

Small Craft Harbor Loans from ($9,595,000) to ($8,560,000) by reducing:

8) Vallejo Marina from ($222,000) to ($100,000); and deleting:
9) Pillar Point Harbor ($500,000), and
10) Coyote Point Marina ($413,000).

These legislative augmentations would contribute to a deficit in the fund balance. I am eliminating these augmentations and establishing a prudent reserve. In addition, these projects should be submitted for consideration during the normal budget process, so that they may be reviewed and evaluated in the context of competing needs for the Harbors and Watercraft Revolving Fund.

Item 3680-491—Reappropriation, Department of Boating and Waterways. I revise this item by deleting Schedule 3(a) for the Small Craft Harbor Loan for Woodley Island Marina ($1,000,000).

This reappropriation, from Item 3680-101-516, Budget Act of 1994, was redirected to augment local assistance projects which were not submitted for review and consideration during the normal budget process, and as a result is being vetoed. Therefore, this reappropriation is unnecessary.

Item 3790-101-140—For local assistance, Department of Parks and Recreation. I reduce this item from $854,000 to $254,000 by deleting:

(1) 22.25-Local Grants from $854,000 to $254,000,
(b) Association of Bay Area Governments, Bay Area Trails ($100,000),
(c) San Diego: East Clairemont Park ($90,000),
(d) San Diego: Cabrillo Heights Park ($50,000),
(e) East Bay RPD: Palomares Ranch Acquisition ($160,000),
(g) Los Angeles: Parkland Purchase ($100,000),
(i) Delano: Veterans Memorial Parkway ($100,000).

I am deleting these projects from the California Environmental License Plate Fund because these projects are not of sufficiently high priority to justify the use of limited state resources.

Item 3790-101-263—For local assistance, Department of Parks and Recreation. I reduce this item from $9,578,000 to $9,422,000 by deleting:

(2) 12.25.010—Stanislaus County: Raines Off-Highway Motor Vehicle Recreation Park ($150,000),

(3) 12.25.011—Mt. Diablo-Silverado Council/BSA Los Aguilas Camp Road Repair ($6,000),

and by deleting Provision 1 to conform to this action.

I am deleting the $156,000 legislative augmentation for two local assistance grants from the Off-Highway Vehicle Trust Fund. These projects are not of sufficiently high priority to justify the use of limited state resources.

Item 3790-101-721—For local assistance, Department of Parks and Recreation. I delete this item.

I am deleting the $180,000 legislative augmentation for five local assistance grants from the California Parklands Act of 1980. This appropriation would reduce the reserve to an imprudent level. In addition, these projects are not of sufficiently high priority to justify the use of limited state resources.

Item 3790-101-722—For local assistance, Department of Parks and Recreation. I reduce this item from $120,000 to $100,000 by deleting:

(1) 22.25-Local Grants from $120,000 to $100,000

and by deleting:

(b) City of Linden, pool resurfacing (20,000)

I am deleting the $20,000 legislative augmentation for a local assistance grant from the California Parklands Act of 1984. This project is not of sufficiently high priority to justify the use of limited state resources.

Item 3860-001-140—For support of Department of Water Resources. I delete Provision 1.

I am deleting Provision 1, which requires that $75,000 of the funds appropriated by this item be used for the nonfederal share of the cost of the Salton Sea research project conducted pursuant to P.L. 102-575. This is a technical veto because the provision was inadvertently included in this item. This language and funding for the research project are included in Item 3860-101-140 which was not included in the budget in error and will be added as a correction to the budget in subsequent legislation. Therefore, Provision 1 of this item is not necessary.

Item 3860-101-668—For local assistance, Department of Water Resources. I delete this item and Provisions 1 and 2.

I am deleting the $150,013,000 legislative augmentation because this appropriation is dependent upon voter approval of the Flood Control Bond of 1996, which currently is proposed in legislation. This measure is one of the many general obligation bonds that is being contemplated by the Legislature. However, the Administration has not prioritized all the different proposals nor has it reviewed all the various needs for bond funding. While these program activities proposed for funding from this item may have merit, an

appropriation such as this would be premature, prior to legislative authorization and voter approvals.

I am deleting Provisions 1 and 2 to conform to this action.

Item 3910-001-387—For support of California Integrated Waste Management Board. I reduce this item from $29,628,000 to $29,353,000 by reducing:

(c) 20-Waste Reduction and Resource Recovery from $31,866,000 to $31,591,000

and by deleting Provision 2.

I am deleting the $275,000 legislative augmentation to provide start-up administrative and educational grants to eleven newly designated Recycling Market Development Zones. Funds should be directed toward increased loans, instead of one-time grants, because the loan repayments can be turned around for additional low-interest loans to other businesses needing assistance in the Recycling Market Development Zones.

I am deleting Provision 2 to conform to this action.

Item 3930-001-001—For support of Department of Pesticide Regulation. I revise this item by reducing:

(b) 17-Enforcement, Environmental Monitoring and Data Management from $23,367,000 to $23,167,000, and

(h) Amount payable from the Food Safety Account (Item 3930-001-224) from −$2,134,000 to −$1,934,000.

I am revising this item to conform to the action taken in Item 3930-001-224.

Item 3930-001-224—For support of Department of Pesticide Regulation. I reduce this item from $2,134,000 to $1,934,000.

I am deleting the $200,000 legislative augmentation for a Biologically Integrated Farming System. This program provides training and financial incentives for farmers to reduce their use of chemicals in agricultural production. While the program may have merit, state funding for the program was authorized last year on a one-time basis, with the understanding that continued funding would be provided from federal and private funds. Furthermore, I am concerned that expenditure demands against the Food Safety Account are greater than revenues coming into the Account, which will result in a shortfall once reserves are exhausted. The proposed legislative augmentation would exacerbate this funding problem.

Item 3940-001-001—For support of State Water Resources Control Board. I revise this item by reducing:

(b) 20-Water Rights from $8,399,000 to $8,098,000,

and by deleting:

(fx) Amount payable from the Environmental License Plate Fund (Item 3940-001-140) (−301,000).

I am deleting the $301,000 legislative augmentation and the related 3.1 personnel years to conduct an instream water registry program in the State Water Resources Control Board's Water Rights Program. While the registry may have merit, funding the registry is not the highest priority use of the funds in light of existing permit backlogs in both the Water Rights and Water Quality Programs. In addition, it is necessary to delete this augmentation to ensure that other

high-priority appropriations from the Environmental License Plate Fund may be funded, while still maintaining a prudent reserve in the fund.

Item 3940-001-140—For support of State Water Resources Control Board. I delete this item.

I am deleting this item to conform to the action I have taken in Item 3940-001-001.

Item 3940-001-235—For support of State Water Resources Control Board. I delete Provision 1.

I am deleting Provision 1 to conform to action I have taken on Item 3940-001-140. This is a technical action to delete a provision that properly belonged with Item 3940-001-140, but was located in this item in error. Since I am deleting Item 3940-001-140, I am also deleting the language that would reserve the appropriation in that item for the development and maintenance of a registry of instream flow requirements.

Item 3960-001-014—For support of Department of Toxic Substances Control. I revise this item by reducing:

(a) 12-Site Mitigation from $49,151,000 to $48,487,000,

(b) 13-Hazardous Waste Management from $39,359,000 to $38,339,000,

and by deleting,

(fx) Unallocated reduction (−1,684,000),

and by deleting, Provision 5.

I am deleting the legislative restoration of 19.7 personnel years for site cleanup and hazardous waste enforcement. The proposed reductions in the budget relating to a shortfall in Hazardous Waste Control Account resources were made after a careful priority examination of existing and new statutory workload that would have to be accomplished during the year. Restoring positions and imposing an unallocated reduction on the department to fund the positions is unnecessarily restrictive, and would infringe on my authority to prepare a budget that reflects my spending priorities within available resources. While the Legislature's restoration of positions for site cleanup and hazardous waste management appears well-intentioned, the Legislature did not accept the responsibility for identifying resources to fund those positions. I have chosen to allocate funds in a way that ensures a balanced approach to achieving public health and environmental goals. For example, urgent public health needs will be addressed by inclusion in the budget of 12.3 personnel years and $3 million to clean up hazardous substances at clandestine drug laboratories, as required by Chapter 55, Statutes of 1994 (SB 47X). It would not be sound policy to sacrifice this critical program to an unallocated reduction in order to fund an important, but less compelling purpose. To conform with this action, I am deleting both the funding for the positions and the related unallocated reduction that would have been the source of funding for the positions.

Also as a conforming action, I am deleting Provision 5, which would specify legislative intent to exempt various positions performing direct site cleanup, inspections and enforcement duties from an

unallocated reduction, and require the department to report to the Legislature on the reduction plan it has implemented to distribute the unallocated reduction.

Item 4130-001-632—For support of Health and Welfare Data Center. I delete Provisions 5 and 7.

I am deleting Provision 5, which would require a consultant to determine the biometric identifier (fingerprint, palm print, etc.) which would best meet the State's need to reduce welfare fraud. This language is unduly restrictive, would result in unnecessary additional costs, and would delay the implementation of a statewide fraud detection system. In the interest of establishing an effective fraud detection system in an expeditious manner, I am pursuing separate legislation to provide the necessary authorization, and directing the Data Center to use funds in this item to hire a contractor to assist in developing the necessary plans and planning documents.

I am deleting Provision 7, which would require the Health and Welfare Data Center to reimburse the Bureau of State Audits up to $200,000 for a contract with an independent consultant to review the State's framework and plan for automating welfare in California, and to assist the Data Center in developing the criteria and specifications for subsequent automation procurement. While I agree that it is beneficial to provide for an independent review of these automation efforts, and have no objection to sharing that review with the Legislature, I believe this language is unnecessarily restrictive. Specifically, given the non-technical nature of the framework and plan that are to be produced, it is not clear that an in-depth review by a private contractor would be beneficial. Additionally, since no appropriation was provided for this effort, an expenditure of $200,000 could lead either to a deficiency or a delay in ongoing automation efforts. Therefore, I am vetoing this provision, as it is more appropriate for the Chief Information Officer to monitor the development of the State's framework and plan for welfare automation.

Item 4260-101-001—For local assistance, Department of Health Services. I delete Provision 16.

I am deleting Provision 16, which pertains to dental quality assurance and improved dental access in rural areas for the Medi-Cal program. Compliance with Provision 16 would result in a $3.7 million deficiency in the Medi-Cal dental program, as these funds were not appropriated in the budget. Further, this language is not necessary and is overly prescriptive. The requirements of this provision would infringe upon Executive Branch authority to effectively administer State government. The existing process of monitoring quality of care, using the federally mandated Surveillance and Utilization Review System (SURS), is sufficient. The Budget Act already includes enhanced funding to support an ongoing significant expansion of existing dental SURS activities, increasing the number of on-site visits, and adding monitoring of quality of care as part of SURS. The results of this significant program enhancement should be evaluated before additional resources are provided for this purpose.

Item 4300-101-001—For local assistance, Department of Developmental Services. I revise this item by reducing:

(c) 10.10.060-Early Intervention Programs from $39,017,000 to $38,467,000, and

(g) Amount payable from Federal Trust Fund (Item 4300-101-890) from −$34,671,000 to −$34,121,000.

I am revising this item to conform to the action I have taken in Item 4300-101-890.

Item 4300-101-890—For local assistance, Department of Developmental Services. I reduce this item from $34,671,000 to $34,121,000.

I am deleting the $550,000 legislative augmentation for the Family Resource Centers operated under the Early Start Program. The State Budget funds these centers at the historical annual level of $2.5 million. The $550,000 will be reversed to fund direct service costs for developmentally delayed and disabled infants in 1996–97.

Item 4440-001-001—For support of Department of Mental Health. I delete Provision 2.

I am deleting Provision 2, which specifies that the Department of Mental Health shall develop and use performance outcome measures for target populations and complete draft outcome measures for the state hospitals by March 1, 1996. The deadline cannot be met because staff must be redirected to develop the strategic plan regarding the future of state hospitals by January 1, 1996, as required by Provision 7 in Item 4440-011-001 which I am sustaining. The Department is not adequately staffed to complete both of these projects in the specified time frame, so I am deleting the requirement because it should follow the completion of the strategic plan.

Item 5100-001-870—For support of Employment Development Department. I delete Provision 4.

I am deleting Provision 4 because the use of Wagner Peyser funds is more closely aligned with the GAIN program and base closure than the Employment Training Panel. I am directing the Director of the Employment Development Department to set aside these Wagner Peyser funds for the purposes of the GAIN program.

Item 5180-101-001—For local assistance, Department of Social Services. I delete Provision 7.

I am deleting Provision 7, which would require the transfer of State Foster Care funds to Santa Clara County to fund a project to provide intensive services to children and their families to prevent foster care placement. Although the objectives of the Santa Clara project are consistent with my goals of keeping families together and protecting children from abuse, the funding mechanism potentially could result in a cost to the General Fund, despite language intended to preclude General Fund costs. I am particularly concerned that budget bill language would not supersede program funding formulas which are mandated in statute.

Further, I intend to pursue the realignment of children's programs through my Partnership for Excellence Project. The Partnership Project will provide counties that choose to participate a stable source of funding and flexibility to structure programs in a manner that best serves children and their families. Accordingly, Santa Clara

and any other county, could have both the flexibility and funding to operate programs such as the existing Santa Clara wrap-around services program by participating in the Partnership for Excellence Project upon its enactment. If Santa Clara County chooses not to participate in the Partnerships Project, there are alternate funding sources—such as federal Family Support and Family Preservation funding or county savings generated through implementation of the Emergency Assistance Program—which could be used to fund the program without a cost to the General Fund.

Item 5180-141-001—For local assistance, Department of Social Services. I delete Provisions 9, 10, and 12.

Provision 9 would require the Department of Social Services to report to the Legislature by September 1, 1995, on the status of the state's proposal for implementation of electronic benefits transfer (EBT) for food stamps, the status of the federal government's policy regarding states' authority to implement EBT, and an estimate of potential cost savings from implementation. I am vetoing this language because the Department is not permitted sufficient time to prepare the report. However, I am instructing the Department to investigate the potential implementation of EBT and to estimate any savings its implementation might achieve.

Provision 10 would require the Department of Finance, in November 1995, to estimate the anticipated amount of savings associated with several proposals in the County Administration of Welfare Programs budget. If the Department of Finance estimates that these savings (projected to be $8.6 million) will materialize, the funds would be reverted to the General Fund. In the Governor's Budget, the Administration proposed to allow counties to use these savings to perform administrative activities such as annual redeterminations of eligibility which, due to fiscal constraints at the county level, the counties have been unable to perform in recent years. While these are not core eligibility determination activities, these responsibilities are nonetheless essential to maintain the integrity of county welfare administration. Additionally, this provision is inconsistent with the provisions of the budget trailer bill, SB 1344 (Solis), which proposes to allow counties experiencing fiscal distress to reduce their share of County Administration costs without the loss of state matching funds. Given that the Legislature has already reduced the county administration budget below the level which counties have indicated they are prepared to fund, I am deleting the language. This action will leave state funds available to match the level of expenditures which counties have indicated they will provide for county administration.

Provision 12 would authorize the Department of Finance to redirect funds to establish Aid to Families with Dependent Children (AFDC) biometric identification pilot projects in Orange, San Diego and San Bernardino counties. While this language does not require that any specific action be taken, I am deleting it because it is inconsistent with the Administration's policy regarding implementation of a fingerprint imaging system. Since this policy is to expedite the statewide implementation of fingerprint imaging, language authorizing redirection of funds for additional pilots is unnecessary.

Item 5180-151-001—For local assistance, Department of Social Services. I revise this item by reducing:

(b) 20.05-Employment Services from $235,139,000 to $229,669,000,

(ix) Amount payable from Employment Training Fund (Item 5180-151-514) from −$22,735,000 to −$20,000,000, and

(j) Amount payable from Federal Trust Fund (Item 5180-151-890) from −$885,343,000 to −$882,608,000.

I am deleting the $5,470,000 legislative augmentation to the Department of Social Services for the Greater Avenues for Independence (GAIN) program. This action conforms to the action I am taking in Item 5100-001-870 and will make $2,735,000 in Employment Training Fund monies available to the Employment Training Panel.

Item 5180-151-514—For local assistance, Department of Social Services. I reduce this item from $22,735,000 to $20,000,000.

I am reducing this item by $2,735,000 to conform to action taken in Item 5180-151-001.

Item 5180-151-890—For local assistance, Department of Social Services. I reduce this item from $885,343,000 to $882,608,000.

I am reducing this item by $2,735,000 to conform to the action I have taken in Item 5180-151-001.

Item 5240-001-001—For support of Department of Corrections. I reduce this item from $3,016,457,673 to $3,016,456,673 by reducing:

(a) 21-Institution Program from $2,837,738,830 to $2,837,737,830, and by deleting Provisions 11, 12, and 15.

I am deleting Provision 11, which specifies that the Department shall be required to notify the Joint Legislative Budget Committee of any payments in an amount greater than $100,000 made pursuant to legal challenge, whether that challenge is settled outside of court or by judgment of a court. This provision would create a cumbersome process for payment of judgments and settlements of lawsuits against the department. In some cases the thirty day notification period would make it impossible to reach a settlement.

I am deleting Provision 12, which allocates $3,000,000 of funds appropriated in this item to fund the Community Based Punishment Act of 1994. While I support the goals of the Act, the language precludes the use of funds to implement the program unless a sufficient number of inmates can be diverted from state prison, thereby generating a level of savings equal to the amount of a grant award. I am concerned that this mechanism would in effect prohibit the release of any of these funds. Consequently, the language sets aside funds that cannot be used for community based programs. It is also not clear that funds which could not be allocated for community programs could be used by the Department to continue to incarcerate felons.

Furthermore, this language duplicates funds for this purpose. The Board of Corrections budget has been increased by $2,000,000 and language added to provide grants to counties to develop community-based punishment plans. I believe this will be a more effective approach to implement the program given the assurance of funding which is not contingent upon specified conditions and the existing relationship between the Board and the counties.

I am reducing this item by $1,000 and deleting Provision 15, which

prohibits the Department of Corrections from expending $4.9 million of $19.6 million approved by the Legislature for the implementation of Phase 2 of the new Health Care Delivery System for inmates until the Department submits a report to the Legislature on the status of the implementation, the status of Correctional Treatment Centers, the number of filled and vacant positions for the phase 2 implementation, and other information related to the incidence of mental illness among inmates. In light of the unallocated and other budget reductions applied to the Department of Corrections, this new reporting requirement and restrictions on the use of approved funds unduly restricts the Administration's authority to manage its programs and may prove to delay implementation of Phase 2 of the Health Care Delivery System and result in additional costs to the State.

Item 5240-001-917—For support of Department of Corrections. I reduce this item from $42,930,000 to $41,919,485 as a technical adjustment to conform with legislative action taken on Item 5240-001-001, which reduced a like amount of Inmate Welfare Funding.

Item 5460-001-001—For support of Department of the Youth Authority. I am reducing this item from $295,337,670 to $295,336,670 by reducing:

(a) 20-Institutions and Camps from $296,477,000 to $296,476,000, and by deleting Provision 2.

I am reducing this item by $1,000 and deleting Provision 2, which would require the Department of the Youth Authority to contract for an evaluation of its education programs. Although this evaluation may be meritorious, without additional funding, it would unduly restrict funds needed for implementation of currently mandated programs and for completion of required studies and reports. Redirecting funds for this evaluation would either require stopping work on other studies already in progress, that are being conducted at the request of the Legislature, or require reducing direct services to wards.

I am reducing $1,000 from this item to reflect savings that will be achieved based on vetoing language contained in Provision 2 of this item.

Item 6110-105-001—For local assistance, Department of Education (Proposition 98). I delete Provision 8.

I delete this provision as this would require the Superintendent to allocate $50,000 of unclaimed funds from this item to the El Tejon Unified School District. This language is not necessary because existing law permits the relocation of Kern County's Regional Occupational Program classes to improve access for El Tejon Unified School District students. In addition, the loss of El Tejon average daily attendance funding will negatively impact the Kern County program, and the proposed single district El Tejon program may be less able to provide as rich an educational experience for its students as the existing regional program because of the limited funding. This is an issue that should be resolved locally by the districts involved.

Item 6110-230-001—For local assistance, Department of Education, (Proposition 98). I delete Provision 12.

Provision 12 would redirect $4 million from the existing

home-to-school transportation budget, and would require that the funds be allocated to a specific county for purchase of public transit services. In addition to resulting in a reduction to the base transportation budget for every school district in the state, the language would require an unconstitutional use of Proposition 98 funds.

Item 6610-001-001—For support of the California State University. I reduce this item from $1,571,124,000 to $1,571,004,000 by reducing:

(a) Support from $2,237,235,000 to $2,237,115,000,

and by deleting Provision 7.

The Legislature augmented this item to provide funding for the Center for the Resolution of Environmental Disputes. This center was created pursuant to Resolution Chapter 127, Statutes of 1991 (Senate Concurrent Resolution No. 22) and was to be funded solely from grants or fees from services. Given the intent of SCR No. 22 and the need to provide scarce General Fund resources for high-priority programs, I am deleting this augmentation.

Item 6870-101-001—For local assistance, Board of Governors of the California Community Colleges. I reduce this item from $1,270,625,000 to $1,270,028,000 by deleting:

(mx) 20.40.030-Instructional Equipment ($597,000),

and by deleting Provision 16.

The legislative augmentation would provide replacement equipment for the East Los Angeles College, Vocational Building. The Los Angeles Community College district should use funds from within its existing budget, or from the one-time augmentation from 1994–95 funds for instructional equipment purchases. Additionally, this augmentation of $597,000 would be in excess of the Proposition 98 guarantee.

I am deleting Provision 16 to conform to this action.

Item 6870-301-660—For capital outlay, Board of Governors, California Community Colleges. I sustain this item at $72,635,000.

While it is not my intent to set a precedent, I am sustaining the funding for this project in recognition of the district's initiative in raising local funds for its library. In the future, community college districts should propose partnerships of this nature for consideration as part of the Governor's Budget.

Item 8100-001-001—For support of Office of Criminal Justice Planning. I reduce this item from $3,366,000 to $3,365,000 by reducing:

(c) 50-Criminal Justice Projects from $8,503,000 to $8,502,000,

and by deleting Provision 1.

I am reducing this item by $1,000 and deleting Provision 1, which requires the Office of Criminal Justice Planning to coordinate the statewide monitoring effort of the impact of the implementation of Chapter 12, Statutes of 1994, the "Three Strikes" law. I am approving similar language requiring the Board of Corrections to undertake the primary responsibility for monitoring the impact of the "Three Strikes" law. This provision would require unnecessary duplicative efforts by the Office of Criminal Justice Planning.

I am reducing $1,000 from this item to reflect savings that will be achieved based on vetoing language contained in Provision 1.

Item 8100-101-001—For local assistance, Office of Criminal Justice Planning. I reduce this item from $24,349,000 to $24,249,000 by deleting:

(rx) 50.30.671-San Francisco and San Diego Midnight Basketball Program ($100,000)

and by deleting Provision 2 to conform to this action.

While this program apparently has merit, no information has been provided regarding its efficacy compared to other programs. I have proposed funding for nearly 100 grant proposals which provide, in addition to recreational activities, programs that educate parents in more effective ways to deal with their children and assist in developing parenting skills; that enhance social skills, provide employment training and job skills, as well as alcohol and drug counseling. These projects provide a variety of alternative approaches to child social development and self-improvement. The distribution of limited public resources requires prioritization of programs based upon a demonstration of the greatest positive potential. While its value may be substantial Midnight basketball has yet to display its worth in relation to many other fine programs.

Item 8100-101-890—For local assistance, Office of Criminal Justice Planning. I revise this item by deleting Provision 2.

I am deleting Provision 2, which would allocate $500,000 of the federal Anti-Drug Abuse funds appropriated by this item to Los Angeles County for the development of the interdisciplinary Victims Response Center pilot project in the San Fernando Valley, pursuant to Assembly Bill 1608 of the 1995–96 Regular Session. Currently, local agencies are responsible for setting each county's priorities for use of these funds. While this may be a worthy project, its affirmation as the best proposal was not declared by the local agencies responsible for setting Los Angeles County's priorities. It is preferable that each county set its own priorities, based on specific local needs, for funding of programs to enhance law enforcement's response to violent crime and controlled substance offenses.

Item 8380-001-001—For support of Department of Personnel Administration. I delete Provision 1.

I am deleting Provision 1, which would express legislative intent regarding the negotiation of memoranda of understanding by the Department of Personnel Administration (DPA). These Memoranda of Understanding are presented to the Legislature for review and approval as the final step in the collective bargaining process. Provision 1 would inappropriately interject the Legislature into this process at the beginning of negotiations. Therefore, this provision limits and interferes with DPA's and the employee representatives' ability to bargain.

Item 8965-001-001—For support of the Veterans' Home of California-Barstow. I delete Provisions 1 and 2.

Provision 1 would prohibit the Department of Veterans Affairs from awarding a final bid for the Veterans Home Information System (VHIS) for the Barstow Veterans Home (Home) until a quality assurance consultant has reviewed the project, and would require that a copy of the consultant's review be provided to the Legislature. Provision 2 would prohibit the Home from opening January 1, 1996 unless the VHIS is operative *or* the Director of Veterans Affairs

makes specified determinations which are required to be reported to the Joint Legislative Budget Committee prior to opening the Home.

Provisions 1 and 2 interfere with the Administration's ability to manage its programs. Provision 2 additionally places barriers on admitting veterans to the Home upon the scheduled opening. These veterans will have made important arrangements to accommodate their decision to move into the Home on schedule and the opening of the Home should not be delayed for administrative reasons.

SEC. 6.30—Rebidding Sole Source Contracts after an Emergency. I am eliminating this Section.

I am eliminating Budget Act language that requires the rebidding of sole-source contracts let in an emergency situation, if any work remains after the emergency has abated, this would infringe upon Executive Branch authority to effectively administer State government. Furthermore, the language would add one more layer to an already cumbersome contract process, and is contrary to my initiative to improve efficiency in State business practices.

SEC. 14.25—Related to the Department of Consumer Affairs. I delete this control section.

This section would prohibit the reserves of all funds controlled by any Department of Consumer Affairs (DCA) board, bureau, or commission from exceeding 25 percent of the 1995–96 fiscal year appropriation; otherwise, their fees would be required to be reduced. This section would also prohibit the DCA from administratively establishing positions.

I am deleting this section because the requirement for immediate fee reductions precludes the orderly expenditure of excess reserves over a period of time sufficient to avoid frequent fee changes. The fee reduction requirement could result in a board reducing fees one year and increasing fees the next year to maintain an appropriate revenue base for licensing and regulatory functions. This requirement would additionally result in unnecessary administrative costs and workload. Furthermore, many licenses are not renewed on an annual basis but rather every two, three, or four years. This requirement could result in inequities among licensees as to the fee paid. The prohibition from administratively establishing positions would restrict the DCA from responding to workload increases required to perform regulatory and consumer protection functions.

SEC. 16.00—Establishment of a Joint Legislative Procurement Task Force. I delete this control section.

I am deleting Budget Act language that would create a Joint Legislative Procurement Task Force and requires designated state agencies to assist that body in the discharge of its specified duties. The mission of the Task Force is to examine the state's existing procurement system and recommend reforms to the Legislature and the Governor by January 1, 1996. Among the items to be included in the Task Force report is an evaluation of my Procurement 2000 initiative, including, but not limited to, an assessment of the potential costs and benefits pursuant to that initiative.

This Administration shares the concerns of the Legislature expressed as findings and declarations in this control section that reform of the state's procurement system is necessary to reduce costs to the taxpayers, improve the quality of commodities and services purchased by state agencies, reduce cycle times in the procurement

process, and strengthen accountability. For that reason, I issued Executive Order W-73-94 on February 10, 1994 to initiate a reform of the state's procurement process which has been designated as the Procurement 2000 Initiative. That effort is now well underway with the active involvement of both the executive and legislative branches. A number of legislators, along with representatives of several state agencies, comprise the Executive Steering Council which provides guidance to those involved in the Procurement 2000 Project. Accordingly, I believe that the establishment through the Budget Act of another body to simultaneously review procurement issues would not be productive and, in fact, could be disruptive of the effort in this area already underway.

With the above deletions, revisions and reductions, I hereby approve Assembly Bill 903.

PETE WILSON
August 3, 1995

RECEIPT

I acknowledge receipt this 3rd day of August, 1995, at 10 a.m., of the budget for the 1995–96 fiscal year, together with an explanatory message delivered to me personally by Karen Morgan.

RALPH ROMO
Acting Chief Clerk of the Assembly

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 21

Governor's Office, Sacramento
August 3, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 21 without my signature.

This bill would require the State Chancellor of the California Community Colleges, upon request of a student body association, to review allegations that a community college district is charging unauthorized fees. If the Chancellor finds that the fees are unauthorized, the district would be required to cease collection and either return the fees that had been collected already or count them as an offset to state funding.

This bill is unnecessary. Its provisions duplicate the existing regulatory authority of the Chancellor's Office. The enactment of AB 21 would only result in an additional mandate in state law, further cluttering an already overly lengthy Education Code.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1125

Governor's Office, Sacramento
August 3, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1125 without my signature.

This bill would allow a minor, 12 years of age or older, to appear before the court, without the assistance of a guardian and without counsel for the purpose of obtaining an injunction or temporary restraining order against harassment or a protective order against domestic violence.

In May 1995, the Judicial Council of California approved the addition of Rule 364 to the California Rules of Court, which became effective on July 1, 1995. Rule 364 establishes that a minor accompanied by a duly appointed and acting guardian ad litem, may be permitted to appear in court without counsel for the limited purpose of obtaining or opposing an injunction or temporary restraining order pursuant to specified provisions. Rule 364 is almost identical to AB 1125 as introduced, prior to being amended in the Senate. To that end, Rule 364 has already accomplished what AB 1125 originally set out to do.

To the extent that the final version of AB 1125 veers from its original policy it may inadvertently undermine the critical balance between child empowerment and child protection achieved by Rule 364.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1216

Governor's Office, Sacramento
August 3, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1216 without my signature.

This bill would allow a single hospital to be considered a school for the purposes of receiving special education funding.

Current law specifically prohibits this. Reform legislation was enacted in 1993 to curb situations in which inappropriate program practices were contributing to the rapid growth in the statewide costs of special education. Per pupil expenditures were, in some cases, exceeding $150,000 per student. Specifically included in these reforms was a provision that eliminated the ability of public hospitals to qualify as a school.

In response to this change in law, all public hospitals save one adapted their business practices to the requirements of the new statute.

For these reasons, I am returning this without my signature.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1570

Governor's Office, Sacramento
August 3, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1570 without my signature.

This bill would increase the membership of the Health Care Service Plan Advisory Committee from 20 to 22 members. Both new members would be required to be employed by a health care service plan as providers of direct patient care. One must be a registered nurse, and the other new member would be a health care worker, other than a registered nurse, physician, or surgeon.

This bill is unnecessary. Providers and other health care workers can already become members of the Advisory Board if they meet the requirements of existing law.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1806

Governor's Office, Sacramento
August 3, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1806 without my signature.

This bill would require every individual who is elected, appointed, or nominated to specified offices to file statements of economic interest within 30 days of assuming an office or accepting an appointment or nomination, and would make other technical, nonsubstantive changes to existing law.

At the request of the sponsor of this legislation, the Fair Political Practices Commission, the author of the measure has requested that AB 1806 be returned in order to make technical corrections to the legislation.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this third day of August 1995, at 4:05 p.m., of Assembly Bills Nos. 21, 1125, 1216, 1570, and 1806, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

E. DOTSON WILSON
Chief Clerk of the Assembly

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 21, 1995

ONE HUNDRED TWENTY-SEVENTH SESSION DAY

TWO HUNDRED SIXTIETH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 21, 1995

The Assembly met at 12:10 p.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Bustamante moved a quorum call of the Assembly.

Motion carried. Time, 12:11 p.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 12:14 p.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Reverend Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Master and Lord, You have been forbearing with us in our failings, for we have strayed from the way of Your righteousness. But we appeal to Your infinite goodness: Spare us, Lord, out of Your abundant mercy and for Your holy name's sake. Save us, for our days have been squandered in vain pursuits. Snatch us out of the adversary's hands, so that, casting off the old person, we may be clad in the new and so live for You, our Master and Guardian. For You are the only true joy and gladness for those who love You, Christ our God, and to You we send up glory.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Takasugi 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 Escutia, seconded by Assembly Member Margett.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Bowen.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 17, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Wednesday, August 23, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 17, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Brett Granlund will no longer serve on the Assembly Rules Committee and the Assembly Transportation Committee. Also, I have appointed Assemblymember Brett Granlund to the Assembly Agriculture Committee and the Assembly Governmental Organization Committee to fill existing vacancies.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Assembly Environmental Safety and Toxic Materials Committee to fill an existing vacancy for the hearing on Monday, August 21, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Education Committee to fill an existing vacancy for the hearing on Wednesday, August 23, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Jan Goldsmith will no longer serve on the Assembly Labor and Employment Committee. Also, I have appointed Assemblymembers Bob Margett and Curt Pringle to this committee to fill existing vacancies for the hearing on Wednesday, August 23, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Cunneen to the Assembly Higher Education Committee to fill an existing vacancy for the hearing on Tuesday, August 22, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Mickey Conroy to the Assembly Elections, Reapportionment and Constitutional Amendments Committee to fill an existing vacancy for the hearing on Monday, August 21, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Keith Olberg to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Wednesday, August 23, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 21, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn Brewer to the Assembly Rules Committee to fill an existing vacancy.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

Investigative Report I95-2
August 8, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: Pursuant to the Reporting of Improper Governmental Activities Act, the Bureau of State Audits presents its report concerning investigations completed from January 1 through June 30, 1995.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

California State Auditor

94117
July 27, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the oversight of health care facilities by the Orange County District Office of the Department of Health Services. This report concludes that the Orange County District Office (OCDO) did not effectively process complaints and perform all

required inspections timely. In addition, the OCDO did not use its enforcement authority to the maximum level to ensure that health care facilities provide the best care possible.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

95011
August 1, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: As required by Chapter 716, Statutes of 1992, the Bureau of State Audits presents its audit report concerning the way the Department of Health Services (department) processes reimbursement requests for certain prescribed drugs under the California Medical Assistance Program (Medi-Cal). These requests are known as drug treatment authorization requests (TARs). This report concludes that even though the number of drug TARs received by the department has increased dramatically during the six months from December 1994 through May 1995, the department has made significant improvement in meeting the time requirements to process drug TARs and has reduced its backlog of unprocessed drug TARs. As discussed in our February 1995 report, the department hired 79 new workers. This increased staffing has enabled the department to process more drug TARs and to implement the department's new policy, added in April 1995, that requires the processing of all drug TARs within one working day. The greatest impact is on the processing of mailed-in drug TARs since, prior to April 1995, the department required mailed-in drug TARs to be processed within five working days.

Respectfully submitted,

MARIANNE P. EVASHENK

for

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

94111
August 2, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Education's (department) administration of child care and development program funds, its contracting policies and procedures, and its oversight of child care contractors during fiscal years 1991–92 through 1993–94. This report concludes that the department did not maximize its efforts to ensure the delivery of child care and development services; therefore, millions of dollars in state and federal funds remain unspent. Furthermore, the department did not always ensure independence in the awarding of contracts, did not consistently process appeals of contract awards, and did not consistently recommend adverse actions against contractors that submitted late audit reports. Finally, the department's process for reviewing annual audit reports submitted by contractors was deficient.

Respectfully submitted,

MARIANNE P. EVASHENK

for

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Education.

The following communications were presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

Affirms Affirmative Action. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Judiciary.

Legislative Travel and Living Expenses. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Rules.

REPORTS

The following reports were presented by the Chief Clerk:

California Lottery; Small, Socially and Economically Disadvantaged, and California Business (S/SED/CB) Participation in Contracts Awarded for 1994–95 Fiscal year (Pursuant to Lottery Act Section 88850.56(4))

Above transmitted report, together with letter of transmittal from Terri Fontenette, Director, Business and Employee Assistance Office, California Lottery, Sacramento, dated July 31, 1995, referred by the Speaker to the Committee on Governmental Organization.

Report to the California Legislature on Approved Mandate Claims, January 1, 1995–June 30, 1995 (Pursuant to Government Code Section 17600)

Above transmitted report, together with letter of transmittal from Kirk Stewart, Executive Director, Commission on State Mandates, Sacramento, dated July 12, 1995, referred by the Speaker to the Committee on Appropriations.

Office of Project Development and Management, Project Control Unit, Capital Outlay Quarterly Status Report, March 31, 1995

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated July 27, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Report to the Legislature: Survey of U.S. Paper Distributors Regarding Recycled Printing and Writing Papers (Pursuant to Assembly Bill 1305, Statutes of 1989, Chapter 1093)

Above transmitted report, together with letter of transmittal from Ralph E. Chandler, Executive Director, California Integrated Waste Management Board, Sacramento, dated July 28, 1995, referred by the Speaker to the Committee on Natural Resources.

"The Agricultural Water Suppliers Efficient Water Management Practices Act"

Memorandum of Understanding Regarding Agricultural Water Management for Water Suppliers in California—Appendix B

Interim Memorandum of Understanding Between the Members of the A.B. 3616 Advisory Committee to Test a Planning Methodology for the Implementation of Agricultural Water Management Practices—Appendix C

Agricultural Efficient Water Management Practices that Stretch California's Water Supply—Appendix D

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated July 31, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Lands Acquired for Project Mitigation (Pursuant to the Water Code Section 8610)

Above transmitted report, together with letter of transmittal from Raymond E. Barsch, General Manager, Reclamation Board, Sacramento, dated August 2, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Report to the California Legislature on the Northern and Central California Nearshore Commercial Hook-and-Line Fishery (Pursuant to the Fish and Game Code Section 9029.5)

Above transmitted report, together with letter of transmittal from C.F. Raysbrook, Interim Director, Department of Fish and Game, Sacramento, dated July 31, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 3, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 472
Assembly Bill No. 710

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., August 3, 1995.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, August 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 1291.

BERNIE RICHTER

Assembly Chamber, August 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 96.

DEDE ALPERT

Assembly Chamber, August 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 62.

BRUCE McPHERSON

Assembly Chamber, August 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 81.

RICHARD K. RAINEY

Assembly Chamber, August 21, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 49, 163, 437, and 836.

RICHARD KATZ

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 372
Senate Bill No. 714
Senate Bill No. 722
Senate Bill No. 1059

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 372—An act to amend Sections 25020.5, 25022.8, 25023.2, 25023.8, 25024, 25027, 25027.5, 25041, 25055, 25061, 25062.5, 25063, 25080, 25081, 25088, 25090, and 25090.5 of, and to add Sections 25021.9, 25025.9, 25030.5, 25070.4, 25072.1, and 25090.6 to, the Health and Safety Code, and to add Section 21080.24.5 to the Public Resources Code, relating to medical 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.

SENATE BILL NO. 714—An act to amend Sections 25110 and 25112 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 722—An act to amend Sections 64, 744, and 746 of, and to repeal Sections 531.05, 532.3, 4843, 4844, and 4845 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1059—An act to amend Section 6254 of the Government Code, relating to public records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 457 Senate Bill No. 901
Senate Bill No. 729 Senate Bill No. 1204

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 457—An act to amend Sections 14031.8, 14031.9, and 14035 of the Government Code, relating to transportation, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 729—An act to amend Sections 51225.3, 51226, 52300, 52302.5, 52322, 52335.4, and 52372.1 of, to add Sections 51226.1, 52314.8, and 52335.9 to, and to repeal Sections 52318, 52319, 52335.6, and 52335.7 of, the Education Code, relating to career education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 901—An act to add Section 21151.9 to the Public Resources Code, and to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1204—An act to amend Section 4108 of the Food and Agricultural Code, and to amend Section 830.3 of the Penal Code, relating to peace officers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

August 21, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1191
Senate Bill No. 1285

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1191—An act to amend Sections 25110.4, 25110.10, 25117.6, 25117.9.1, 25121.3, 25142, 25142.3, 25143.10, 25144.6, 25145, 25150, 25158, 25163.3, 25171.5, 25178, 25180, 25180.5, 25181, 25182, 25185, 25185.6, 25186, 25186.5, 25187, 25187.1, 25187.2, 25187.5, 25187.6, 25187.7, 25187.8, 25191, 25192, 25194, 25194.5, 25195, 25200.1.5, 25200.3, 25200.10, 25200.14, 25201.4, 25201.5, 25201.8, 25202.9, 25204.6, 25205.14, 25244.21, 25244.23, 25250.1, 25250.19, 25270.2, 25270.4, 25281, 25283, 25284, 25285, 25286, 25287, 25288, 25293, 25297.1, 25299.3, 25404, 25404.1, 25404.2, 25404.3, 25404.4, 25404.5, 25501, 25502, and 25532 of, and to add Sections 13143.10, 25122.9, and 25123.7 to, the Health and Safety Code, relating to hazardous materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1285—An act to add Chapter 6.96 (commencing with Section 25548) to Division 20 of the Health and Safety Code, relating to hazardous materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 37
Senate Bill No. 295
Senate Bill No. 431
Senate Bill No. 1305

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 37—An act to amend Section 43013 of the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 295—An act to add Section 1522.01 to the Health and Safety Code, and to amend Sections 290 and 290.4 of the Penal 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.

SENATE BILL NO. 431—An act to amend Section 19807 of, to add Sections 19819.1, 19827, 19828, 19829, and 19830 to, and to repeal Section 19819 of, the Business and Professions Code, relating to gaming, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1305—An act to add Section 75502.5 to, and to add Chapter 9.3 (commencing with Section 35252) to Part 4 of Division 13 of, the Water Code, relating to water.

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 Local Government

August 21, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 745

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 745—An act to amend Section 6103 of the Government Code, relating to fees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 11
Senate Bill No. 456
Senate Bill No. 815

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 11—An act to amend, repeal, and add Sections 17525, 17526, 17553, 17555, 17557, 17558, 17558.5, and 17562 of, and to add Sections 17561.5 and 17561.6 to, the Government Code, and to amend and repeal Section 2246 of the Revenue and Taxation Code, relating to state-mandated local programs.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 456—An act to add Sections 40440.10, 40440.11, and 40920.6 to the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 815—An act to amend Sections 1524.5, 1550, 1551, 1562.3, and 1569.617 of, and to add Section 1562.4 to, the Health and Safety Code, relating to 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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 361
Senate Bill No. 620
Senate Bill No. 732
Senate Bill No. 944
Senate Bill No. 973
Senate Bill No. 1088
Senate Bill No. 1176

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 361—An act to amend Sections 5370.2 and 5512 of, to amend and repeal Section 5510 of, and to repeal Section 5512 of, the Welfare and Institutions Code, relating to mental health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 620—An act to add Section 14030.3 to the Corporations Code, and to add Chapter 13 (commencing with Section 15399.70) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 732—An act to amend and repeal Section 1569.697 of, and to add Article 6.6 (commencing with Section 1569.698) to Chapter 3.2 of Division 2 of, the Health and Safety Code, relating to residential care for the elderly.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 944—An act to add Sections 2550.5, 2550.6, and 2550.7 to the Education Code, relating to pupils.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 973—An act to add Sections 11155.3 and 11155.6 to, and to add and repeal Section 11155.4 of, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1088—An act to amend Sections 10285, 10285.2, 10285.3, and 10285.4 of, and to add Section 10285.1 to, the Public Contract Code, relating to state contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1176—An act to amend Sections 8370 and 15907 of, to amend and renumber Section 9025 of, and to add and repeal Section 9027.5 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

August 21, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Assembly Constitutional Amendment No. 8

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Section 6 of, and amending Section 8 of, Article XIII B thereof, relating to funding of local government.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

August 21, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 206

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 206—An act to add Section 25143.8 to the Health and Safety Code, and to amend Section 13050 of the Water Code, relating to 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 Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 9
Senate Bill No. 256
Senate Bill No. 286
Senate Bill No. 465
Senate Bill No. 614
Senate Bill No. 817

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 9—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 256—An act to amend Sections 15364.51, 15364.52, 15364.53, and 15364.54 of, to add Chapter 2.2 (commencing with Section 15372.60) to Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to state tourism.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 286—An act to amend, repeal, and add Section 1600 of, and to add and repeal Chapter 3.7 (commencing with Section 12140) of Part 2 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 465—An act to amend Sections 1871.4 and 1871.7 of, and to repeal Section 1879.1 of, the Insurance Code, and to amend Section 550 of, and to repeal Section 550 of, the Penal Code, relating to insurance fraud.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 614—An act to amend Section 18342 of the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462, 2244.5, and 4730.9 to, and to repeal Section 4704 of, the Health and Safety Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 817—An act to amend Sections 1337.6, 1337.7, and 1736.3 of, and to repeal and add Section 1736.2 of, the Health and Safety Code, relating to health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

August 21, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 562

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 562—An act to amend Sections 25297.1, 25299.37, 25299.52, and 25299.57 of the Health and Safety Code, relating to underground storage tanks.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 21, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 86

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

SENATE BILL NO. 86—An act to amend Section 355 of, and to add Sections 351 and 358.5 to, the Welfare and Institutions Code, relating to minors.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 182 Senate Bill No. 379
Senate Bill No. 210 Senate Bill No. 718

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 182—An act relating to the Foreign Prosecution Program, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 210—An act to amend Sections 48915.5 and 56361 of the Education Code, relating to special education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 379—An act to amend Sections 2201 and 21000 of, to add Section 9082.5 to, and to repeal Sections 9165, 9284, 9318, and 9505 of, the Elections Code, relating to elections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 718—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6203, 6283, 6480.1, 6830, 7094, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9272, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32176, 32251.5, 32401, 32469, 32472, 40111, 40187, 40209, 40212, 41096, 41143.4, 41169, 41172, 43520, 43523, 45651, 45865, 45868, 46501, 46551, 50139, 50151, 50156.9, 50156.12, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, 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 Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 303
Senate Bill No. 357
Senate Bill No. 410
Senate Bill No. 496
Senate Bill No. 709
Senate Bill No. 851

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 303—An act to add Section 1347.5 to the Penal Code, relating to testimony.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 357—An act to amend Sections 12071, 12072, 12080, and 12316 of, and to add Section 12004 to, the Penal Code, and to amend Section 8101 of the Welfare and Institutions Code, relating to firearms.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 410—An act to add Sections 4474.1, 4787, and 4847 to the Welfare and Institutions Code, relating to developmental disabilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 496—An act to amend Section 1190 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 709—An act to add Section 43013.2 to the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 851—An act to amend Sections 17008, 17031.8, 17050, 17052, and 17056 of the Health and Safety Code, relating to housing.

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 Education

August 21, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 236

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

SENATE BILL NO. 236—An act relating to school districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

August 21, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1172

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 1172—An act to amend Sections 4010.1, 4017, and 4019.10, and to add Section 4010.35 to, the Health and Safety Code, relating to drinking water.

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.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
651	Pub. S.
652	Hum. S.
654	Jud.
732	Pub. S.

Assembly Concurrent Resolution No.	*Committee*
15	Rls.
42	Rls.

Senate Bill No.	*Committee*
96	Ed.
388	Trans. and L. Gov.

Senate Concurrent Resolution No.	*Committee*
40	Rls.

Senate Joint Resolution No.	*Committee*
17	Rls.

REPORTS OF STANDING COMMITTEES

Committee on Rules

August 21, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bill No. 49
Senate Bill No. 81
Senate Bill No. 163
Senate Bill No. 437
Senate Bill No. 501
Senate Bill No. 836
Senate Bill No. 1291

AGUIAR, Alternate Chair

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
August 1, 1995

To the Members of the Assembly:

I am signing on this date Assembly Bill No. 843.

This bill would, until January 1, 1999, exempt Mast Blvd. in the City of Santee from the definition of a speed trap.

I am signing this bill and Senate Bill No. 574 in consideration of traffic safety concerns expressed from local authorities. To resolve the need for special legislative exemptions, I am directing the Department of Transportation (CALTRANS) to work with the California Highway Patrol to develop statewide criteria used in setting speed limits that can be enforced with radar or other electronic devices. While the criteria should be reflective of local community interests, its ultimate objective should be traffic safety.

Cordially,

PETE WILSON

Governor's Office, Sacramento
August 3, 1995

To the Members of the Assembly:

I am signing on this date Senate Bill No. 574.

This bill would, until January 1, 1999, exempt Chase Avenue in the City of El Cajon from the definition of a speed trap.

I am signing this bill and Assembly Bill No. 843 in consideration of traffic safety concerns expressed from local authorities. To resolve the need for special legislative exemptions, I am directing the Department of Transportation (CALTRANS) to work with the California Highway Patrol to develop statewide criteria used in setting speed limits that can be enforced with radar or other electronic devices. While the criteria should be reflective of local community interests, its ultimate objective should be traffic safety.

Cordially,

PETE WILSON

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 182

Governor's Office, Sacramento
August 3, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 182 without my signature.

This bill would authorize local governments to adopt an ordinance to provide shopping cart retrieval and storage services in a specified manner.

The theft of shopping carts from retailers is a common problem in California which often results in blight and public safety problems for many communities. As such, it is unlawful to remove a shopping cart from the retailers premises.

AB 182 would inappropriately preempt local control in dealing with this matter. Shopping cart retrieval is an integral part of cities and counties efforts to eliminate public nuisance in many areas, and a service for which they clearly should be reimbursed. However, this measure provides that a local government may not recover any cost if there is a private shopping cart retrieval service operating in an affected area.

Clearly, there is no justification for local government to overcharge a retailer when retrieving the shopping cart. Yet, when the retrieval does occur local jurisdictions actual cost should be reimbursed.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 4th day of August 1995, at 4:50 p.m., of Assembly Bill No. 182, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO
Acting Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1297

Governor's Office, Sacramento
August 10, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1297 without my signature.

This bill would require the student member appointed to the Board of Governors of the California Community Colleges to be appointed by the Governor from a list of three persons selected by the Council of Student Body Governments. If none of the three nominees is acceptable to the Governor, a new list of three must be submitted by the Council of Student Body Governments.

AB 1297 would restrict the flexibility of the Governor in making

this appointment. The Council of Student Body Governments is free to submit nominees to the Governor for his or her consideration under existing statutes. What is not allowed is for an agency or organization to restrict the Governor's choices. It should stay that way.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 710

Governor's Office, Sacramento
August 10, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 710 without my signature.

This bill would create the California-Osaka Cooperation Account and would require the Trade and Commerce Agency to invite the Osaka Prefectural Government to place a staff person in the California Office of Export Development.

The placement of a governmental official from the Osaka Prefectural Government in the Office of Export development would put businesses from around the world at a disadvantage. Osaka would gain intimate knowledge of California's business community, international marketing efforts, and export development operations, while the rest of the international community would be required to use the standard information channels.

Additionally, it is inappropriate for an official from a foreign government to have access to proprietary information supplied by companies working with the Office.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 11th day of August 1995, at 9:23 a.m., of Assembly Bills Nos. 1297 and 710, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mary Ann McMullin.

RALPH ROMO
Acting Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, August 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 406

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 685

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Leslie, O'Connell and Kelley as a Committee on Conference concerning:

Senate Bill No. 756.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Calderon and Lewis as a Committee on Conference concerning:

Senate Bill No. 266.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

August 21, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 205 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, August 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 234
Assembly Bill No. 580
Assembly Bill No. 791
Assembly Bill No. 1028
Assembly Bill No. 1337
Assembly Bill No. 1667

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 21, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 36

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 36—Relative to former United States President George Bush.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Richter and Rainey were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 12:18 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Rainey introduced Thomas W. Chalberg and presented a resolution congratulating him upon his selection as the California Interscholastic Federation Male Scholar-Athlete of the Year for the State of California.

Assembly Member Davis introduced Susan M. Erpelding and presented a resolution congratulating her upon her selection as the California Interscholastic Federation Female Scholar-Athlete of the Year for the State of California.

Assembly Member Richter introduced Walter Louie and Lazaro Romo Santander, residents of Chico who suffered injuries during recent assaults.

Assembly Member Richter presented resolutions to Mr. Louie and Mr. Santander commending their courage and determination in overcoming the effects of their injuries. He then introduced Butte County District Attorney James Reilley and presented a resolution commending the role he played in prosecuting the individual charged with the brutal assault on Lazaro Romo Santander.

Assembly Member Takasugi introduced Jim McGuire, from Chaparral Middle School, who won first place in Assemblyman Takasugi's "I Can Make a Difference" essay contest. Assembly Member Takasugi then introduced Jim McGuire's father Mike McGuire.

REASSEMBLED

At 12:27 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Martinez was granted unanimous consent that Senate Bill No. 623 be withdrawn from the Committee on Utilities and Commerce and re-referred to the Committee on Appropriations.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Katz, Kuehl, and Vasconcellos were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert H. Eichberg, Ph.D.

CONGRATULATIONS EXTENDED

Assembly Member Napolitano extended congratulations to the Norwalk Pinto Allstars Pony Baseball League upon their winning the Regional World Series, in Torrance, CA.

The following team members and coaches were recognized: Team members Martin Diaz, Jacob Montoya, Marcel Muniz, Alex Ramirez, Phillip Van Doran, Jesse Martinez, Vincent Ramirez, Martin Bueno, Andrew Porras, Jerry Rollyson, Sergio Wizar, and Salvador Dorado; and coaches: Sergio Wizar, Juan Martin, Art Gonzalez, Anthony Gonzalez, and Martin Bueno.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 112, on request of Assembly Member Morrissey.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Campbell announced his intention to request that Senate Bill No. 472 be removed from the inactive file.

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. 488, on request of Assembly Member Hoge.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member House was granted unanimous consent that Assembly Bill No. 552 be referred from the unfinished business file to the Committee on Natural Resources.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Margett announced his intention to request that Senate Bill No. 1258 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Burton and Rogan were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of world renowned singer and band leader Phil Harris, beloved husband of actress Alice Faye.

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Juliana P. Forgey, of Ontario.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 821, on request of Assembly Member Miller.

CONSIDERATION OF SENATE BILL NO. 814 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Senate Bill No. 814, out of order.

SENATE BILL NO. 814 (Alquist)—An act to amend Section 1094.6 of the Code of Civil Procedure and to add Section 53069.4 to the Government Code, relating to administrative citations.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Pringle announced his intention to request that Assembly Bill No. 37 be removed from the inactive file.

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. 227, on request of Assembly Member Bates.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Bates and Sher were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of "Grateful Dead" musician Jerry Garcia.

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on Thursday, August 24, 1995, to hear any bills not heard at the Wednesday, August 23, 1995 hearing and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 1, 28, 30, 33, 36, 37, 38, 40, 58, 82, 87, 113, 118, 120, 121, 125, 136, 142, 159, 162, 174, 182, 187, 190, 199, 210, 217, 226, 239, 245, 256, 268, 273, 275, 282, 286, 290, 292, 295, 296, 303, 325, 327, 342, 346, 356, 357, 361, 366, 370, 372, 379, 395, 410, 411, 414, 420, 429, 430, 431, 443, 445, 448, 450, 452, 454, 455, 456, 457, 465, 487, 496, 503, 508, 513, 521, 523, 524, 527, 531, 533, 534, 543, 547, 557, 561, 575, 585, 602, 609, 612, 614, 617, 619, 620, 633, 640, 644, 645, 660, 662, 663, 670, 671, 684, 687, 689, 691, 709, 712, 714, 716, 718, 722, 723, 724, 726, 729, 732, 755, 761, 763, 764, 765, 778, 791, 793, 808, 815, 817, 827, 830, 833, 835, 841, 851, 855, 856, 857, 860, 874, 882, 887, 888, 889, 893, 901, 909, 910, 911, 912, 920, 935, 936, 941, 944, 946, 948, 950, 954, 957, 958, 965, 966, 969, 971, 972, 973, 979, 980, 982, 990, 991, 1003, 1011, 1015, 1019, 1020, 1026, 1048, 1051, 1059, 1065, 1069, 1076, 1077, 1088, 1091, 1096, 1098, 1105, 1108, 1110, 1120, 1143, 1147, 1151, 1161, 1162, 1176, 1187, 1204, 1221, 1224, 1228, 1230, 1232, 1233, 1235, 1261, 1262, 1265, 1277, 1283, 1284, 1302, 1305, 1308, 1313, 1322, 1325, 1327, and 1328; Senate Concurrent Resolution No. 27; and Senate Joint Resolution No. 21.

BILL REMOVED FROM CONSENT CALENDAR AND RE-REFERRED

The following bill was removed from the Consent Calendar, and re-referred to the Committee on Appropriations:

Senate Bill No. 39, on request of Assembly Member Poochigian.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Senate Bill No. 561, be withdrawn from the Committee on Appropriations and placed on the second reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harry Custis, of Yuba City.

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dick Assnan, of Riverbank.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Valerie Brown was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 867

August 21, 1995

Mr. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This letter is to clarify the legislative intent regarding my Assembly Bill 867 of the 1995–96 legislative session.

Existing law allows counties to charge other counties for search and rescue emergency services when the person rescued is from another county (Govmt. Code section 26614.5). The purpose and intent of AB 867 is to allow a county to seek reimbursement of up to $5,000 from its own residents, in addition to availing itself to current law, in situations where the search and rescue was necessitated by a person acting in a manner they knew to be in violation of the law, or acting with wanton and reckless disregard for their safety.

I have submitted this letter in order to provide clarification of the provisions in AB 867.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Weggeland was granted unanimous consent that Senate Bill No. 267 be withdrawn from the Committee on Banking and Finance and placed on the second reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Alpert was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 96 for hearing in the Committee on Education on Wednesday, August 23, 1995.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Alpert was granted unanimous consent that Assembly Bill No. 1124 be referred from the unfinished business file to the Committee on Education.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTION TO RECONSIDER SENATE BILL NO. 772 CONTINUED

Assembly Member Miller was granted unanimous consent that the motion to reconsider the vote on Senate Bill No. 772 be continued until Thursday, August 24, 1995.

COMMITTEE MEETING CANCELED

Assembly Member Sher announced that the meeting of the Committee on Natural Resources scheduled for today has been canceled.

CONSIDERATION OF SENATE BILL NO. 26 BY UNANIMOUS CONSENT

Assembly Member Takasugi was granted unanimous consent to take up Senate Bill No. 26, out of order.

SENATE BILL NO. 26 (Alquist)—An act to amend Sections 4980.54, 4984.7, 4986.80, 4996.3, 4996.4, 4996.6, and 4996.18 of, and to add Sections 4994.1 and 4996.22 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Takasugi moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Olberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his wife's grandfather, Lyle Barber, of Watertown, South Dakota.

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. 396, on request of Assembly Member Poochigian.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

SENATE BILL NO. 123—An act to add Sections 715, 12012, and 12013 to the Fish and Game Code, relating to fish and wildlife.

Bill read second time; amendments proposed by Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 882 (Rogan)—An act to amend Section 1101 of, and to add Section 1108 to, the Evidence Code, relating to evidence.

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

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Katz	Napolitano
Alpert	Cortese	Knight	Olberg
Archie-Hudson	Cunneen	Knowles	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Bates	Firestone	Kuykendall	Richter
Battin	Friedman	Lee	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Sher
Bowler	Goldsmith	Martinez	Speier
Brewer	Granlund	Mazzoni	Sweeney
Brown, Valerie	Hannigan	McDonald	Takasugi
Brulte	Harvey	McPherson	Thompson
Burton	Hauser	Miller	Tucker
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Mme. Speaker
Campbell	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 105 (Hannigan)—An act relating to schools.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aguiar	Cannella	Isenberg	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knox	Richter
Baca	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Setencich
Bates	Ducheny	Lee	Sher
Battin	Escutia	Machado	Speier
Boland	Figueroa	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Thompson
Brown, Valerie	Gallegos	McDonald	Tucker
Brown, Willie	Goldsmith	McPherson	Villaraigosa
Brulte	Granlund	Miller	Woods
Burton	Hannigan	Murray, Kevin	Mme. Speaker
Bustamante	Harvey	Murray, Willard	
Caldera	Hauser	Napolitano	
Campbell	House	Olberg	

NOES—3

Alby	Brewer	Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 162 (Willard Murray)—An act to add and repeal Section 14121 of the Welfare and Institutions Code, relating to public assistance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Willard Murray moved a call of the Assembly.

Motion carried. Time, 12:51 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 306 (Thompson)—An act to add Section 39103 to the Education Code, relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Parliamentary Inquiry

Assembly Member Katz arose to the following parliamentary inquiry:

Has the subject matter of Assembly Bill No. 306 been considered in policy committee?

Assembly Bill No. 306 Passed Temporarily

By unanimous consent Assembly Bill No. 306 was passed temporarily on file.

ASSEMBLY BILL NO. 400 (Gallegos)—An act to add Section 538f to the Penal Code, relating to crimes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Cunneen	Kaloogian	Napolitano
Alby	Davis	Katz	Olberg
Alpert	Ducheny	Knight	Poochigian
Archie-Hudson	Escutia	Knowles	Pringle
Baca	Figueroa	Knox	Rainey
Baldwin	Firestone	Kuykendall	Richter
Battin	Friedman	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Gallegos	Martinez	Speier
Bowler	Goldsmith	McDonald	Sweeney
Brewer	Granlund	McPherson	Takasugi
Brown, Valerie	Hannigan	Miller	Tucker
Brown, Willie	Harvey	Morrissey	Villaraigosa
Brulte	Hauser	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Conroy	House	Murray, Willard	Mme. Speaker

NOES—4

Isenberg	Kuehl	Lee	Sher

Above bill ordered enrolled

ASSEMBLY BILL NO. 603 (Knight)—An act to amend Section 48412 of the Education Code, relating to pupil testing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—52

Aguiar	Cunneen	Kaloogian	Poochigian
Alby	Davis	Katz	Pringle
Alpert	Ducheny	Knight	Rainey
Baca	Figueroa	Knox	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Boland	Goldsmith	McPherson	Speier
Bordonaro	Granlund	Miller	Sweeney
Bowler	Hannigan	Morrissey	Takasugi
Brewer	Harvey	Morrow	Thompson
Brulte	Hawkins	Murray, Kevin	Weggeland
Bustamante	Hoge	Murray, Willard	Woods
Conroy	House	Olberg	Mme. Speaker

NOES—14

Archie-Hudson	Gallegos	Martinez	Tucker
Bates	Isenberg	Mazzoni	Villaraigosa
Burton	Kuehl	McDonald	
Caldera	Lee	Sher	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 603: Assembly Members Archie-Hudson and Tucker, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 752 (Kuykendall)—An act to amend Section 3003 of the Penal Code, relating to parole.

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~~

~~Aguiar~~	~~Cortese~~	~~Kaloogian~~	~~Napolitano~~
~~Alby~~	~~Cunneen~~	~~Katz~~	~~Olberg~~
~~Alpert~~	~~Davis~~	~~Knight~~	~~Poochigian~~
~~Archie-Hudson~~	~~Ducheny~~	~~Knowles~~	~~Pringle~~
~~Baca~~	~~Figueroa~~	~~Knox~~	~~Rainey~~
~~Baldwin~~	~~Firestone~~	~~Kuehl~~	~~Richter~~
~~Battin~~	~~Friedman~~	~~Kuykendall~~	~~Rogan~~
~~Boland~~	~~Frusetta~~	~~Lee~~	~~Setencich~~
~~Bordonaro~~	~~Gallegos~~	~~Machado~~	~~Speier~~
~~Bowler~~	~~Goldsmith~~	~~Margett~~	~~Sweeney~~
~~Brewer~~	~~Granlund~~	~~Martinez~~	~~Takasugi~~
~~Brown, Valerie~~	~~Hannigan~~	~~McDonald~~	~~Thompson~~
~~Brulte~~	~~Harvey~~	~~McPherson~~	~~Tucker~~
~~Burton~~	~~Hauser~~	~~Miller~~	~~Villaraigosa~~
~~Bustamante~~	~~Hawkins~~	~~Morrissey~~	~~Weggeland~~
~~Campbell~~	~~Hoge~~	~~Morrow~~	~~Woods~~
~~Cannella~~	~~House~~	~~Murray, Kevin~~	~~Mme. Speaker~~
~~Conroy~~	~~Isenberg~~	~~Murray, Willard~~	

~~NOES—2~~

~~Mazzoni~~	~~Sher~~

~~Above bill ordered enrolled.~~

(NOTE: On September 1, 1995, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 752 and whereby the bill was ordered enrolled. See page 3459.)

ASSEMBLY BILL NO. 830 (Speier)—An act to amend Section 49330 of the Education Code, and to amend Sections 171b, 12403, 12403.5, 12403.7, 12403.8, 12423, and 12426 of, and to repeal Sections 12403.6, 12435, and 12460 of, and to repeal Article 5 (commencing with Section 12450) of Chapter 4 of Title 2 of, the Penal Code, relating to tear gas weapons.

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—60

Aguiar	Cortese	Knight	Murray, Willard
Alpert	Cunneen	Knowles	Napolitano
Archie-Hudson	Ducheny	Knox	Olberg
Baca	Figueroa	Kuehl	Poochigian
Battin	Firestone	Kuykendall	Pringle
Bordonaro	Frusetta	Lee	Rainey
Bowler	Gallegos	Machado	Richter
Brewer	Goldsmith	Martinez	Rogan
Brown, Valerie	Granlund	Mazzoni	Setencich
Brown, Willie	Hannigan	McDonald	Speier
Brulte	Harvey	McPherson	Sweeney
Burton	Hauser	Miller	Takasugi
Bustamante	Hawkins	Morrissey	Vasconcellos
Cannella	Hoge	Morrow	Weggeland
Conroy	Isenberg	Murray, Kevin	Mme. Speaker

NOES—6

Alby	Kaloogian	Tucker
Boland	Sher	Villaraigosa

Above bill ordered enrolled.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Rainey was granted unanimous consent that Senate Bill No. 127 be withdrawn from the Committee on Local Government and re-referred to the Committee on Appropriations.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 847 (Campbell)—An act to amend Sections 31591, 31598, 31628, 31700, 31706, and 31760.1 of the Government Code, relating to county retirement systems.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Conroy	Kaloogian	Murray, Willard
Alpert	Cortese	Knight	Napolitano
Archie-Hudson	Cunneen	Knowles	Olberg
Baca	Davis	Knox	Poochigian
Baldwin	Ducheny	Kuehl	Rainey
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brown, Willie	Hannigan	McDonald	Tucker
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Campbell	House	Morrow	Mme. Speaker
Cannella	Isenberg	Murray, Kevin	

NOES—1

Alby

Above bill ordered enrolled.

ASSEMBLY BILL NO. 985 (Firestone)—An act to amend Section 6254 of the Government Code, and to amend Section 646.9 of, and to add Section 646.92 to, the Penal Code, relating to stalking.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Cannella	Hoge	Morrow
Alby	Conroy	House	Murray, Kevin
Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Kaloogian	Napolitano
Baca	Davis	Knight	Olberg
Baldwin	Ducheny	Knox	Poochigian
Bates	Figueroa	Kuehl	Pringle
Battin	Firestone	Kuykendall	Rainey
Boland	Friedman	Lee	Rogan
Bordonaro	Frusetta	Machado	Sher
Bowler	Gallegos	Margett	Speier
Brewer	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brown, Willie	Hannigan	McDonald	Tucker
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1167, on request of Assembly Member Boland.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1395 (Poochigian)—An act to amend Section 3 of Chapter 1218 of the Statutes of 1983, relating to the Kings River Regional Park land sale.

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—73

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Murray, Kevin	Mme. Speaker
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1452 (Kaloogian)—An act to amend Section 825 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—67

Aguiar	Conroy	Knowles	Poochigian
Alby	Cortese	Knox	Pringle
Alpert	Cunneen	Kuehl	Rainey
Archie-Hudson	Davis	Kuykendall	Richter
Baca	Ducheny	Machado	Rogan
Baldwin	Firestone	Margett	Setencich
Battin	Frusetta	Martinez	Sher
Boland	Gallegos	Mazzoni	Speier
Bordonaro	Goldsmith	McDonald	Sweeney
Bowler	Granlund	McPherson	Takasugi
Brewer	Harvey	Miller	Thompson
Brown, Valerie	Hauser	Morrissey	Tucker
Brulte	Hawkins	Morrow	Vasconcellos
Burton	Hoge	Murray, Kevin	Villaraigosa
Bustamante	House	Murray, Willard	Weggeland
Caldera	Kaloogian	Napolitano	Mme. Speaker
Cannella	Knight	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1515 (Kuehl)—An act to amend Sections 708.730 and 708.780 of the Code of Civil Procedure, relating to family law.

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—62

Alby	Davis	Knowles	Poochigian
Alpert	Ducheny	Knox	Rainey
Archie-Hudson	Figueroa	Kuehl	Rogan
Baca	Firestone	Kuykendall	Setencich
Bates	Friedman	Lee	Sher
Battin	Frusetta	Machado	Speier
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Tucker
Brown, Valerie	Hannigan	McDonald	Vasconcellos
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrow	Woods
Campbell	House	Murray, Willard	Mme. Speaker
Conroy	Isenberg	Napolitano	
Cunneen	Knight	Olberg	

NOES—1

Aguiar

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1711 (McPherson)—An act to amend Sections 14310 and 15310 of the Elections Code, 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.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—60

Aguiar	Cannella	House	Murray, Kevin
Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Kaloogian	Napolitano
Baca	Davis	Knight	Olberg
Baldwin	Ducheny	Knox	Rainey
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Gallegos	Machado	Sweeney
Bowler	Goldsmith	Margett	Thompson
Brown, Valerie	Granlund	Martinez	Tucker
Brulte	Hannigan	Mazzoni	Vasconcellos
Burton	Harvey	McDonald	Villaraigosa
Bustamante	Hauser	McPherson	Weggeland
Campbell	Hawkins	Miller	Mme. Speaker

NOES—2

Alby	Conroy

Above bill ordered enrolled.

ASSEMBLY BILL NO. 28 (Gallegos)—An act to amend Sections 9953 and 11713.6 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—42

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Cortese	Knox	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowler	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Margett	Takasugi
Brown, Willie	Gallegos	Martinez	Tucker
Burton	Hannigan	Mazzoni	Vasconcellos
Bustamante	Harvey	McDonald	Villaraigosa
Caldera	Hauser	McPherson	
Campbell	Isenberg	Murray, Kevin	

NOES—32

Aguiar	Conroy	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Kuykendall	Richter
Battin	Goldsmith	Miller	Setencich
Boland	Granlund	Morrissey	Thompson
Bordonaro	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	Mme. Speaker

Above bill ordered enrolled.

ASSEMBLY BILL NO. 796 (Hannigan)—An act to amend Section 76101.5 of, and to add Section 76110 to, the Government Code, relating to counties.

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—73

Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knox	Rainey
Alpert	Cunneen	Kuehl	Richter
Archie-Hudson	Davis	Kuykendall	Rogan
Baca	Ducheny	Lee	Setencich
Baldwin	Figueroa	Machado	Sher
Bates	Firestone	Margett	Speier
Battin	Friedman	Martinez	Sweeney
Boland	Frusetta	Mazzoni	Takasugi
Bordonaro	Gallegos	McDonald	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Vasconcellos
Brown, Valerie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	
Cannella	Katz	Poochigian	

NOES—1

Hoge

Above bill ordered enrolled.

ASSEMBLY BILL NO. 977 (McDonald)—An act to add Article 3.35 (commencing with Section 319.50) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to breast feeding.

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—63

Aguiar	Cunneen	Knox	Poochigian
Alby	Davis	Kuehl	Pringle
Archie-Hudson	Ducheny	Kuykendall	Rainey
Baca	Figueroa	Lee	Richter
Bates	Firestone	Machado	Rogan
Battin	Friedman	Margett	Setencich
Boland	Frusetta	Martinez	Sher
Bordonaro	Gallegos	Mazzoni	Speier
Brown, Valerie	Granlund	McDonald	Sweeney
Brulte	Hannigan	McPherson	Takasugi
Burton	Harvey	Miller	Tucker
Caldera	Hauser	Morrow	Vasconcellos
Campbell	Hoge	Murray, Kevin	Villaraigosa
Cannella	Isenberg	Murray, Willard	Weggeland
Conroy	Knight	Napolitano	Mme. Speaker
Cortese	Knowles	Olberg	

NOES—2

Kaloogian	Morrissey

Above bill ordered enrolled.

ASSEMBLY BILL NO. 40 (Baca)—An act to amend Sections 1791 and 1793.025 of the Civil Code, relating to consumer protection.

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

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowler	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Tucker
Brown, Willie	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker
Campbell	Hoge	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 327 (Hannigan)—An act to add Section 11465.5 to the Welfare and Institutions Code, relating to public social services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Escutia	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Margett	Sweeney
Bowler	Frusetta	Martinez	Takasugi
Brewer	Gallegos	Mazzoni	Thompson
Brown, Valerie	Goldsmith	McDonald	Tucker
Brulte	Granlund	McPherson	Vasconcellos
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1316 (Bustamante)—An act to amend Sections 1725 and 1747.8 of the Civil Code, relating to consumer protection.

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—62

Aguiar	Cunneen	Kuehl	Poochigian
Alby	Davis	Kuykendall	Rainey
Alpert	Ducheny	Lee	Richter
Archie-Hudson	Escutia	Machado	Rogan
Baca	Firestone	Margett	Setencich
Baldwin	Frusetta	Martinez	Speier
Battin	Gallegos	Mazzoni	Sweeney
Boland	Goldsmith	McDonald	Takasugi
Bordonaro	Harvey	McPherson	Tucker
Bowler	Hauser	Miller	Vasconcellos
Brown, Valerie	Hawkins	Morrissey	Villaraigosa
Brulte	House	Morrow	Weggeland
Burton	Isenberg	Murray, Kevin	Woods
Bustamante	Kaloogian	Murray, Willard	Mme. Speaker
Conroy	Knight	Napolitano	
Cortese	Knox	Olberg	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 129 BY UNANIMOUS CONSENT

Assembly Member Richter was granted unanimous consent to take up Senate Bill No. 129, out of order.

SENATE BILL NO. 129 (Leslie)—An act to add Chapter 11 (commencing with Section 35280) to Part 4 of Division 13 of the Water Code, relating to water districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Richter moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF ASSEMBLY BILL NO. 1759 BY UNANIMOUS CONSENT

Assembly Member Knowles was granted unanimous consent to take up Assembly Bill No. 1759, out of order.

ASSEMBLY BILL NO. 1759 (Knowles)—An act to add and repeal Section 17053.33 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—41

Aguiar	Firestone	Kuykendall	Rainey
Alby	Frusetta	Margett	Richter
Baldwin	Goldsmith	McPherson	Rogan
Battin	Granlund	Miller	Setencich
Boland	Harvey	Morrissey	Takasugi
Bordonaro	Hawkins	Morrow	Thompson
Bowler	Hoge	Murray, Kevin	Weggeland
Brewer	House	Murray, Willard	Mme. Speaker
Brulte	Kaloogian	Olberg	
Conroy	Knight	Poochigian	
Cunneen	Knowles	Pringle	

NOES—18

Alpert	Caldera	Kuehl	Sher
Archie-Hudson	Campbell	Lee	Speier
Brown, Valerie	Cannella	Martinez	Villaraigosa
Brown, Willie	Escutia	Mazzoni	
Burton	Knox	McDonald	

Bill ordered reprinted, and to be returned to the third reading file.

OBJECTION RAISED

Assembly Member Burton announced that he would object to further consideration of amendments to bills on third reading unless the amendments were noncontroversial in nature.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1113 (Rogan)—An act to amend Section 6929 of the Family Code, to amend Section 655 of the Harbors and Navigation Code, to amend Sections 11054, 11055, 11153, 11215, 11217, 11218, 11219, 11220, 11222, 11483, 11755, 11875, 11876, 11877, 11877.5, 11877.6, 11877.7, 11877.8, 11877.9, 11877.13, 11877.14, 11878, 11880, 11970.5, and 11971 of, to amend the heading of Article 3 (commencing with Section 11875) of Chapter 1 of Part 3 of Division 10.5 of, and to add Section 11875.1 to, the Health and Safety Code, to amend Sections 12806 and 23152 of the Vehicle Code, and to amend Sections 3154 and 3200 of the Welfare and Institutions Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cortese	Knox	Rainey
Alby	Cunneen	Kuehl	Richter
Alpert	Davis	Kuykendall	Rogan
Archie-Hudson	Ducheny	Lee	Setencich
Baca	Figueroa	Margett	Sher
Baldwin	Friedman	Martinez	Speier
Battin	Frusetta	Mazzoni	Sweeney
Boland	Gallegos	McDonald	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowler	Granlund	Miller	Tucker
Brown, Valerie	Hannigan	Morrissey	Vasconcellos
Brown, Willie	Harvey	Morrow	Villaraigosa
Brulte	Hawkins	Murray, Kevin	Weggeland
Burton	Hoge	Murray, Willard	Woods
Bustamante	House	Napolitano	Mme. Speaker
Caldera	Isenberg	Olberg	
Cannella	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

NOES—None

Above bill ordered enrolled.

BILL RETURNED TO SENATE

Without objection, Assembly Member Cunneen returned Assembly Bill No. 1177 to the Senate for further action.

CONSIDERATION OF SENATE BILL NO. 219 BY UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent to take up Senate Bill No. 219, out of order.

SENATE BILL NO. 219 (Thompson)—An act to amend Sections 25216.1, 25216.2, and 25218.5 of the Health and Safety Code, relating to household hazardous waste.

Bill read third time.

Motion to Amend

Assembly Member Mazzoni moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

Baca	Escutia	Lee	Setencich
Bates	Figueroa	Machado	Sher
Brown, Valerie	Firestone	Margett	Speier
Brown, Willie	Friedman	Martinez	Sweeney
Burton	Frusetta	McDonald	Takasugi
Bustamante	Gallegos	McPherson	Tucker
Caldera	Hannigan	Miller	Vasconcellos
Campbell	Hauser	Murray, Kevin	Villaraigosa
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Cortese	Katz	Napolitano	
Cunneen	Knox	Rainey	
Ducheny	Kuehl	Richter	

NOES—16

Aguiar	Bowler	Granlund	Knowles
Alby	Brewer	Harvey	Olberg
Baldwin	Brulte	Hoge	Pringle
Boland	Goldsmith	Kaloogian	Thompson

Bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Reginald A. Young, Sr., of Sacramento.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Alpert was granted unanimous consent that Assembly Bill No. 306 be referred from the unfinished business file to the Committee on Education.

JOINT RULE 62(a) WAIVED

Assembly Member Alpert was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 306 for hearing in the Committee on Education on Wednesday, August 23, 1995.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 162

At 1:28 p.m., on motion of Assembly Member Willard Murray, 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. 162 by the following vote:

AYES—42

Alpert	Cortese	Hawkins	Murray, Willard
Archie-Hudson	Cunneen	Isenberg	Napolitano
Baca	Davis	Katz	Setencich
Bates	Ducheny	Knox	Sher
Brown, Valerie	Escutia	Kuehl	Speier
Brown, Willie	Figueroa	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Granlund	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	
Cannella	Hauser	Murray, Kevin	

NOES—35

Aguiar	Conroy	Knowles	Pringle
Alby	Firestone	Kuykendall	Rainey
Baldwin	Frusetta	Margett	Richter
Battin	Goldsmith	McPherson	Rogan
Boland	Harvey	Miller	Takasugi
Bordonaro	Hoge	Morrissey	Thompson
Bowler	House	Morrow	Weggeland
Brewer	Kaloogian	Olberg	Woods
Brulte	Knight	Poochigian	

Above bill ordered enrolled.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Boland announced her intention to request that Senate Bill No. 1248 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John R. Maxon, of Arleta; Michael F. Clark, of Simi Valley; and Marian Levin, of Northridge.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Katz:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Transportation and Appropriations to meet, consider, and report Senate Bills Nos. 49, 163, 437, and 836 for further action.

By Assembly Member Sher:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Natural Resources and Appropriations to meet, consider, and report Senate Bill No. 501 for further action.

By Assembly Member Rainey:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bill No. 81 for further action.

By Assembly Member Richter:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Environmental Safety and Toxic Materials and Appropriations to meet, consider, and report Senate Bill No. 1291 for further action.

Resolutions read, and adopted by the following vote:

AYES—78

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that photos for the California State Assembly publication would be taken during session on Monday, August 28, 1995, and that the Rules Committee photos would be taken during the Rules Committee hearing prior to session on the same day; and further, that Caucuses wishing to have photos taken should contact the Office of the Chief Clerk to have photos scheduled.

CAUCUS ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Republican Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge; and that the Democratic Caucus would meet at the same time in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the votes on Assembly Bill No. 111—Set 94 amendments, and Assembly Bill No. 1574 were continued until Thursday, August 24, 1995.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 882, Concurrence: Aguiar, Archie-Hudson, Baca, Boland, Ducheny, Goldsmith, Granlund, Knox, McDonald, and Miller—Aye.

Assembly Bill No. 105, Concurrence: Aguiar, Archie-Hudson, Battin, Brulte, Ducheny, Goldsmith, Granlund, Harvey, Kuykendall, Mazzoni, McDonald, and Miller—Aye.

Assembly Bill No. 400, Concurrence: Aguiar, Alpert, Baldwin, Valerie Brown, Granlund, Harvey, McDonald, and Kevin Murray—Aye; Lee—No.

Assembly Bill No. 603, Concurrence: Aguiar, Alpert, Davis, Ducheny, Knox, McPherson, and Speier—Aye; Lee and McDonald—No.

Assembly Bill No. 752, Concurrence: Aguiar, Granlund, Speier, and Villaraigosa—Aye.

Assembly Bill No. 830, Concurrence: Aguiar, Granlund, Lee, and Vasconcellos—Aye; Sher—No.

Assembly Bill No. 847, Concurrence: Aguiar, Cunneen, Ducheny, McPherson, and Morrissey—Aye.

Assembly Bill No. 985, Concurrence: Aguiar, Alby, Cunneen, Ducheny, Lee, and McPherson—Aye.

Assembly Bill No. 1395, Concurrence: Aguiar, Alby, Bustamante, Goldsmith, Lee, and Speier—Aye.

Assembly Bill No. 1452, Concurrence: Alby, Archie-Hudson, Cunneen, Goldsmith, McDonald, Poochigian, Speier, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1515, Concurrence: Alby, Battin, Bordonaro, Cunneen, Goldsmith, Harvey, McPherson, Willard Murray, Poochigian, and Speier—Aye; Aguiar—No.

Assembly Bill No. 1711, Concurrence: Baldwin, Battin, Bordonaro, Brulte, Goldsmith, Harvey, House, Kuykendall, Martinez, Olberg, Sher, and Speier—Aye; Alby—No.

Assembly Bill No. 28, Concurrence: Harvey—Aye; Miller and Weggeland—No.

Assembly Bill No. 796, Concurrence: Aguiar, Battin, Brulte, Cunneen, Granlund, Harvey, Martinez, McPherson, Miller, Morrissey, Kevin Murray, Rainey, and Speier—Aye.

Assembly Bill No. 977, Concurrence: Aguiar, Alby, Brulte, Cunneen, Davis, Granlund, Margett, McPherson, and Speier—Aye.

Assembly Bill No. 40, Concurrence: Battin and Granlund—Aye.

Assembly Bill No. 327, Concurrence: Burton, Granlund, Martinez, Kevin Murray, Olberg, and Speier—Aye.

Assembly Bill No. 1316, Concurrence: Brulte, Kuykendall, Margett, Morrissey, Kevin Murray, Willard Murray, and Speier—Aye.

Assembly Bill No. 1759, Knowles Amendments: Kevin Murray and Willard Murray—Aye; Knox, Martinez, and McDonald—No.

Assembly Bill No. 1113, Concurrence: Sher and Villaraigosa—Aye.

Senate Bill No. 219, Mazzoni Amendments: Aguiar, Harvey, and Olberg—No.

Assembly Bill No. 162, Concurrence: Cunneen—Aye.

MOTION TO ADJOURN

At 1:31 p.m., Assembly Member Burton moved that the Assembly do now adjourn.

Assembly Member Tucker seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:32 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Select Committee on California-Mexico Affairs, informational hearing on August 31, 1995, in Room 447, from 1 p.m.–5 p.m.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

August 21, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 143

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 143—An act to amend Sections 17207 and 24347.5 of, and to add Sections 196.91, 196.92, and 196.93 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Rules

August 21, 1995

Mme. Speaker: The Chair of your Committee on Rules reports:

Senate Concurrent Resolution No. 34

With author's amendments with the recommendation: Amend, and re-refer to the committee.

AGUIAR, Alternate Chair

SENATE CONCURRENT RESOLUTION NO. 34—Relative to school safety.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 292

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 292—An act to add Chapter 15 (commencing with Section 53000) to Part 28 of the Education Code, relating to the California Scholars Program.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 443
Senate Bill No. 948
Senate Bill No. 1120

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 443—An act to amend Section 49116 of the Education Code, and to amend Sections 1286, 1288, 1294.1, 1294.3, 1294.4, 1305, 1308, 1308.3, 1309.6, 1391, and 1393 of the Labor Code, relating to employment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 948—An act to add Section 14170.3 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1120—An act to add Section 2081.6 to the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

August 21, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 130
Senate Bill No. 1135
Senate Bill No. 1222

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

SENATE BILL NO. 130—An act to amend Sections 25143.2 and 25144 of the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1135—An act to amend Sections 25123.3, 25143, 25200.3, 25201.5, and 25281 of, and to add Section 25201.19 to, the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1222—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.1, 25174.6, 25200.3, 25200.14, 25205.7, 25205.22, and 25245.4 of, to add Sections 25200.15 and 25200.18 to, to repeal Sections 25155.5, 25155.6, 25155.7, and 25174.9 of, and to repeal and add Article 7.7 (commencing with Section 25179.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 43151 of the Revenue and Taxation Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

August 21, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 609
Senate Bill No. 827
Senate Bill No. 1011

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 609—An act to amend Sections 125.9, 803.2, 803.5, 804, 2225.5, 2227, 2236.1, 2262, 2305, 2317, 2335, and 2416 of, to amend and renumber Section 2430 of, to amend and repeal Sections 803 and 2337 of, and to add Sections 802.1, 804.5, 2336, and 2964.6 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 827—An act to amend Section 9880.2 of the Business and Professions Code, relating to automotive repair.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1011—An act to amend Sections 10610.2, 10610.4, 10611.5, 10615, 10620, 10621, 10631, 10632, 10633, 10641, 10642, 10644, 10650, 10652, 10653, and 10656 of, and to add Section 10616.5 to, the Water Code, relating to water.

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 Local Government

August 21, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 81

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 81—An act to amend Sections 67678 and 67679 of the Government Code, relating to Ford Ord.

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 Local Government

August 21, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1066

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 1066—An act to amend Sections 66000, 66001, and 66006 of, and to add Sections 65995.3, 66008, and 66009 to, the Government Code, and to repeal Section 9 of Chapter 1354 of the Statutes of 1992, relating to development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

August 21, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 956

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 956—An act relating to energy resources, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 37

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

INTRODUCTION OF GUESTS

Assembly Member Alby, of the 5th Assembly District, introduced her daughter Darcy Alby.

Majority Speaker pro Tempore Setencich introduced a Future Farmers of America group from Kingsburg.

Assembly Member Speier, of the 19th Assembly District, introduced Erin Peters, Linda Wong, and Carla Goins.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Burton, the Assembly adjourned until 7 a.m., Tuesday, August 22, 1995, out of respect to the memory of Robert H. Eichberg, Ph.D., on motion of Assembly Members Katz, Kuehl, and Vasconcellos; out of respect to the memory of Phil Harris, on motion of Assembly Members Burton and Rogan; out of respect to the memory of Harry Custis, on motion of Assembly Member Poochigian; out of respect to the memory of Lyle Barber, on motion of Assembly Member Olberg; out of respect to the memory of Reginald A. Young, Sr., on motion of Assembly Member Isenberg; out of respect to the memory of Juliana P. Forgey, on motion of Assembly Member Aguiar; out of respect to the memory of Jerry Garcia, on motion of Assembly Members Bates and Sher; out of respect to the memory of John R. Maxon, Michael F. Clark, and Marian Levin, on motion of Assembly Member Boland; and out of respect to the memory of Dick Assnan, on motion of Assembly Member House.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 21, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

143
1759

Assembly Constitutional Amendment

8

Senate Bills

9
11
26
37
81
86
123
129
130
182
206
210
219
236
256
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1204
1222
1285
1305

Senate Concurrent Resolution

34

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 22, 1995

ONE HUNDRED TWENTY-EIGHTH SESSION DAY

TWO HUNDRED SIXTY-FIRST 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 22, 1995

The Assembly met at 7 a.m.

Hon. Bruce Thompson, Assembly Member, 66th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—71:

Aguiar	Cannella	Katz	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Escutia *	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez *	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Morrissey	Villaraigosa
Brulte	Hauser	Morrow	Weggeland
Burton	Hawkins	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker
Campbell	Kaloogian	Napolitano	

(* NOTE: The above Members have indicated their desire to waive per diem on this legislative day.)

Quorum present.

At 2 p.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alby and Miller.

On personal business, and waiving per diem: Assembly Members Bustamante, Davis, Ducheny, Hoge, and Sher.

The following Assembly Member was excused for the day, and his per diem was waived: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 22, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol
Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from check-in session on Tuesday, August 22, 1995, due to legislative business in my district.

Your prompt attention to this matter is appreciated.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

August 21, 1995

The Honorable Doris Allen
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from check-in session on Tuesday, August 22, 1995 and Wednesday, August 23, 1995. I will be in my district due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 22, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that Assemblymember Marilyn Brewer will no longer serve as Chairwoman of the Assembly Human Services Committee but will continue to serve as a member on this committee. Also, I have appointed Assemblymember Tom Bordonaro as Chairman of the Assembly Human Services Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 22, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Cunneen to the Assembly Education Committee in place of me for the hearing on Wednesday, August 23, 1995 only. Also, Assemblymember Fred Aguiar instead of Assemblymember Keith Olberg will serve on the Assembly Local Government Committee to fill an existing vacancy for the hearing on Wednesday, August 23, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

August 22, 1995

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Mr. Wilson: Please be advised that on August 21, 1995 the Republican Caucus elected Assemblyman Curt Pringle to serve as Republican Floor Leader, replacing the previous Leader, the Honorable James L. Brulte. Assemblyman Bruce Thompson was retained as Republican Caucus Chairman.

Sincerely,

BRUCE THOMPSON
Republican Caucus Chairman

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

AR-95
August 17, 1995

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: The Bureau of State Audits presents its first annual report since the office reopened in May 1993. The report highlights our achievements—both in audits and in our organization—over the last 18 months. It summarizes some of the reports issued during this period and describes our expertise in performance, financial, and investigative auditing. We have also assessed our level of performance and share the positive changes we have made to streamline our operations for attaining an even higher level of efficiency and effectiveness.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

The following communications were presented by the Chief Clerk from:

Jesse R. Huff, Director, Department of Toxic Substances Control, Sacramento, dated July 19, 1995, relative to delay in submitting SB 966 Task Force Initial Report to the Legislature. Referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Walt Pettit, Executive Director, State Water Resources Control Board, Sacramento, dated July 28, 1995, relative to delay in submitting cleanup standards recommendations to the Legislature as required by Senate Bill 1764. Referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

REPORTS

The following reports were presented by the Chief Clerk:

California State Lottery
Monthly Management Information Report—July 1995
(Pursuant to Government Code Section 8880.42)

Above transmitted report, together with letter of transmittal from Patricia Eberhart, Chief, Fiscal Services Branch, California Lottery, Sacramento, dated August 11, 1995, referred by the Speaker to the Committee on Governmental Organization.

Statewide Report—Minority, Women, and Disabled Veteran Business Enterprise Participation, Fiscal Year 1993–94 (Pursuant to Provision 11 of Item 1760-001-666, Chapter 139, Statutes of 1994)

Above transmitted report, together with letter of transmittal from Steven A. Olsen, Interim Director, Department of General Services, Sacramento, dated August 7, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

Tax Expenditure Report 1995–96 (Pursuant to Government Code Section 13305)

Above transmitted report, together with letter of transmittal from Russell S. Gould, Director, Department of Finance, Sacramento, dated August 14, 1995, referred by the Speaker to the Committee on Revenue and Taxation.

A Workers' Compensation Information System Proposed for the Division of Workers' Compensation (Pursuant to Labor Code Section 138.6)

Above transmitted report, together with letter of transmittal from Casey L. Young, Administrative Director, Department of Industrial Relations, Division of Workers' Compensation, San Francisco, dated August 11, 1995, referred by the Speaker to the Committee on Insurance.

Office of Project Development and Management Project Control Unit, Capital Outlay Quarterly Status Report—June 30, 1995

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated August 8, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

June 1995 Addendum, Report to the Legislature, State Surplus Property Inventory, January 1995 (Pursuant to Government Code Section 11011.21)

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated August 9, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Table 1—Reallocation Orders Issued in 1994 by the Department of Water Resources

Table 2—Summary of Flood Control Expenditures by the Department of Water Resources 1946–94

Table 3—Expenditures to Implement the Reclamation Board's Flood Control Program (Pursuant to Water Code Sections 12830 and 12875)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated August 10, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Judicial Disability Retirement Report
(Pursuant to Government Code Section 75060.3)

Above transmitted report, together with letter of transmittal from Victoria B. Henley, Director-Chief Counsel, Commission on Judicial Performance, San Francisco, dated August 16, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

California State Personnel Board, Notice of Demonstration Project
(Pursuant to Government Code Section 19600)

Above transmitted report, together with letter of transmittal from C. Lance Barnett, Ph.D., Executive Officer, State Personnel Board, Sacramento, dated July 14, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

Recycling Market Development Zone Loan Program Evaluation
(Pursuant to Public Resources Code Section 42010(f))

Above transmitted report, together with letter of transmittal from Ralph E. Chandler, Executive Director, California Integrated Waste Management Board, Sacramento, dated July 25, 1995, referred by the Speaker to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 22, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 143
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, August 22, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 8
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, August 22, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 37
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, August 22, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1759
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 43—McDonald, Alby, Allen, Alpert, Archie-Hudson, Boland, Bowen, Brewer, Valerie Brown, Davis, Ducheny, Escutia, Figueroa, Friedman, Kuehl, Lee, Martinez, Mazzoni, Napolitano, and Speier, (Senators Hughes, Killea, Solis, Watson, and Wright, coauthors). Relative to equal status for women.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 22, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 309.

RICHARD KATZ

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Budget

August 22, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 788

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VASCONCELLOS, Chairman

SENATE BILL NO. 788—An act to make an appropriation in augmentation of Item 0890-001-001 of Section 2 of the Budget Act of 1994, relating to election expenses, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 22, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 654

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ISENBERG, Chairman

ASSEMBLY BILL NO. 654—An act to amend Section 6383 of the Family Code, relating to domestic violence.

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1361

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

McPHERSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 130
Senate Bill No. 283
Senate Bill No. 1060
Senate Bill No. 1291

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RICHTER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1222

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RICHTER, Chairman

Above bill ordered to second reading.

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 206
Senate Bill No. 1172
Senate Bill No. 1191

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

RICHTER, Chairman

Above bills re-referred to the Committee on Appropriations.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 123, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 561—An act to add Sections 1191.22 and 3058.7 to the Penal Code, relating to criminal justice.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 267—An act to add Sections 771.01 and 771.02 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 472, on request of Assembly Member Campbell;

Senate Bill No. 1258, on request of Assembly Member Margett;

Assembly Bill No. 37, on request of Assembly Member Pringle;

Senate Bill No. 1248, on request of Assembly Member Boland.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 23, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 22, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill
654

Senate Bill
788

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 23, 1995

ONE HUNDRED TWENTY-NINTH SESSION DAY

TWO HUNDRED SIXTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 23, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—76:

Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Pringle
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Bates	Escutia	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Margett	Takasugi
Brewer	Goldsmith	Martinez	Thompson
Brown, Valerie	Granlund	Mazzoni	Tucker
Brulte	Hannigan	McDonald	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods
Campbell	Hoge	Murray, Willard	Mme. Speaker

Quorum present.

At 2:55 p.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Miller and Morrow.

On personal business, and waiving per diem: Assembly Member Willie Brown.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

August 23, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Wednesday, August 23, 1995.

Thank you for your consideration on this matter.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

(NOTE: For letter explaining the absence of Assembly Member Miller on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, August 22, 1995.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the following Assemblymembers will no longer temporarily serve on the indicated committees in place of Assemblymember Martha Escutia:

Valerie Brown,	Assembly Budget Committee Assembly Budget Subcommittee #1 on Health and Human Services Assembly Budget Subcommittee #4 on State Administration
Mike Machado,	Assembly Health Committee
Susan Davis,	Assembly Rules Committee Joint Committee on Rules

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 23, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 654

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 23, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 678.

DIANE MARTINEZ

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Transportation

August 23, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 163

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 163—An act to add and repeal Chapter 1.5 (commencing with Section 43025) of Part 5 of Division 26 of, and to repeal and add Section 43021 of, the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

August 23, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 388

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

SENATE BILL NO. 388—An act to add Article 2.5 (commencing with Section 14020) to Chapter 1 of Part 5 of Division 3 of Title 2 of the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

August 23, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 294

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

ASSEMBLY BILL NO. 294—An act to amend Section 326.5 of the Penal Code, relating to bingo.

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 Environmental Safety and Toxic Materials

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 800
Senate Bill No. 1107
Senate Bill No. 1307

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RICHTER, Chairman

Above bills ordered to second reading.

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 845

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: to Consent Calendar.

RICHTER, Chairman

Above bill ordered to second reading.

Committee on Transportation

August 11, 1995

Mme. Speaker: Your Committee on Transportation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 498

KATZ, Chairman

Above bill ordered filed with the Chief Clerk.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 1222—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.1, 25174.2, 25174.6, 25200.3, 25200.14, 25205.7, and 25205.22 of, to add Sections 25200.15 and 25200.18 to, to repeal Sections 25155.5, 25155.6, 25155.7, and 25174.9 of, and to repeal and add Article 7.7 (commencing with Section 25179.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 43151 of the Revenue and Taxation Code, relating to hazardous waste.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning

Senate Bill No. 266: Aguiar, Knowles, and McDonald;

Senate Bill No. 756: Katz, Rainey, and Richter.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance, on August 31, 1995, in the Tom Bane Rules Committee Room, upon adjournment of Floor session;

Elections, Reapportionment and Constitutional Amendments, on August 28, 1995, in the Tom Bane Rules Committee Room, upon adjournment of Floor session.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, August 24, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 23, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

294

Senate Bills

163
388
1222

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 24, 1995

ONE HUNDRED THIRTIETH SESSION DAY

TWO HUNDRED SIXTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 24, 1995

The Assembly met at 9 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:20 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Great and Wonderful God, You pursue all things with ineffable love and have provided us with the bounties of this world. Bless us today, Lord, and keep us from all evil. Grant that we may spend this day without blame before Your holy glory, and that we may sing Your praise forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Kuykendall 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 Napolitano, seconded by Assembly Member Weggeland.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Speier.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bowen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Norm Abrams, of Redondo Beach.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Peter Jones, of Hollister.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 23, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 400
Assembly Bill No. 796
Assembly Bill No. 977
Assembly Bill No. 985
Assembly Bill No. 1452

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., August 23, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 24, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 294

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

August 24, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Senate Bill No. 678

AGUIAR, Alternate Chair

Date of Hearing: August 24, 1995

Mme. Speaker: Your Committee on Rules reports:

House Resolution No. 22

With the recommendation: Be adopted.

AGUIAR, Alternate Chair

Above resolution ordered on file.

Date of Hearing: August 24, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 24

With the recommendation: Be adopted.

AGUIAR, Alternate Chair

Above resolution ordered on file.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following resolutions were referred to Committee:

Senate Concurrent Resolution No.	*Committee*
2	Rls.
36	Rls.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 564
Senate Bill No. 745

With the recommendation: Do pass, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

RAINEY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 760

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1299

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 861
Senate Bill No. 866

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

RAINEY, Chairman

Above bills ordered to second reading.

Committee on Education

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 76

With the recommendation: Do pass, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 236

With the recommendation: Do pass, and be re-referred to the Committee on Rules.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Rules.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 96

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 306
Assembly Bill No. 1124

With the recommendation: That the Senate amendments be concurred in.

ALPERT, Chairwoman

Above bills ordered to unfinished business.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Machado was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Walter Rathaus, of Stockton.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Los Angeles Deputy Sheriff Richard F. Mac Donald; and Regina Jean Haleva, of Mercer Island, Washington.

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vernell Jackson, Executive Director of Bakersfield Senior Center.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member McDonald announced her intention to request that Senate Bill No. 713 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Miller announced his intention to request that Senate Bill No. 821 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hoge was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Chan E. Livingston, of Sunland-Tujunga American Legion Post #377.

REQUEST FOR UNANIMOUS CONSENT

Majority Speaker pro Tempore Setencich was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

CONSIDERATION OF SENATE BILL NO. 1248 BY UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent to take up Senate Bill No. 1248, out of order.

SENATE BILL NO. 1248 (O'Connell)—An act to add Article 4.2 (commencing with Section 512) to Chapter 1 of Part 2 of Division 1 of the Health and Safety Code, relating to waste.

Bill read third time.

Motion to Amend

Assembly Member Boland moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS STRICKEN FROM FILE

Assembly Member Pringle was granted unanimous consent that Assembly Bill No. 903 be stricken from file.

Assembly Member Ducheny was granted unanimous consent that Assembly Bill No. 1297 be stricken from file.

Assembly Member Archie-Hudson was granted unanimous consent that Assembly Bill No. 21 be stricken from file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 538, on request of Assembly Member Archie-Hudson.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of retired San Juan School District teacher, Marjorie Latta.

CONSIDERATION OF SENATE BILL NO. 816 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 816, out of order.

SENATE BILL NO. 816 (Peace)—An act to amend Section 13964 of the Government Code, and to amend Sections 288.1, 1000.12, and 1203.066 of the Penal Code, relating to children.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Vasconcellos was granted unanimous consent that Senate Bill No. 788 be withdrawn from the Committee on Budget and re-referred to the Committee on Transportation.

CONSIDERATION OF SENATE BILL NO. 227 BY UNANIMOUS CONSENT

Assembly Member Bates was granted unanimous consent to take up Senate Bill No. 227, out of order.

SENATE BILL NO. 227 (Watson)—An act to amend Sections 5604, 5667, 5710, 5751.2, 5771, 5771.3, 5771.5, 5772, and 7276 of, and to add Section 7275.1 to, the Welfare and Institutions Code, relating to mental health.

Bill read third time.

Motion to Amend

Assembly Member Bates moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILL RETURNED TO SENATE

Without objection, Assembly Member Valerie Brown returned Assembly Bill No. 1511 to the Senate for further action.

CONSIDERATION OF SENATE BILL NO. 750 BY UNANIMOUS CONSENT

Assembly Member McPherson was granted unanimous consent to take up Senate Bill No. 750, out of order.

SENATE BILL NO. 750 (Killea)—An act to amend Section 10605 of the Health and Safety Code, and to amend Section 18966 of the Welfare and Institutions Code, relating to children.

Bill read third time.

Motion to Amend

Assembly Member McPherson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILL RETURNED TO SENATE

Without objection, Assembly Member Sher returned Assembly Bill No. 242 to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1849, on request of Assembly Member Sher.

CONSIDERATION OF SENATE BILL NO. 1053 BY UNANIMOUS CONSENT

Assembly Member Granlund was granted unanimous consent to take up Senate Bill No. 1053, out of order.

SENATE BILL NO. 1053 (Solis)—An act to amend Sections 1871, 1872.83, 1877.3, 11760, and 11880 of the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Granlund moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joan Davenny, of San Francisco.

Assembly Member Harvey and Majority Speaker pro Tempore Setencich were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ray Trishell, of Bakersfield.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 962, on request of Assembly Member Rogan.

BILL RETURNED TO SENATE

Without objection, Assembly Member Martinez returned Assembly Bill No. 1228 to the Senate for further action.

BILLS STRICKEN FROM FILE

Assembly Member Davis was granted unanimous consent that Assembly Bill No. 1125 be stricken from file.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 800—An act to amend Section 11502.5 of, to add Section 14015 to, and to add Chapter 3.4 (commencing with Section 14090) to Division 7 of, the Food and Agricultural Code, relating to economic poisons.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1107—An act to amend Sections 25404.1 and 25404.5 of the Health and Safety Code, relating to hazardous materials, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1307—An act to amend Sections 4010, 4019.10, 4019.35, 4019.45, 4023.1, 4023.2, and 4030 of, to repeal Sections 4018 and 4022 of, and to repeal and add Section 4023 of, the Health and Safety Code, relating to drinking water, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 845—An act to amend Sections 25163, 25218, and 25218.5 of, and to add 25218.11 to, the Health and Safety Code, relating to household hazardous waste.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 556 (Ducheny)—An act to add and repeal Section 23626 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Demand for Previous Question

Assembly Members Burton, Brewer, Mazzoni, Machado, and Rainey 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 Brulte moved a call of the Assembly.

Motion carried. Time, 10:14 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1055 (Caldera)—An act to amend Section 95.3 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caldera moved a call of the Assembly.

Motion carried. Time, 10:17 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 566 (Kaloogian)—An act to add and repeal Section 6385.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Point of Order

Assembly Member Pringle arose to the following point of order:

That Assembly Member McDonald had been recognized to speak on Assembly Bill No. 566 and under the Rules, is not permitted to speak a second time.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Aguiar	Conroy	Kaloogian	Pringle
Alby	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Boland	Goldsmith	McPherson	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hawkins	Morrow	Woods
Brulte	Hoge	Olberg	Mme. Speaker
Cannella	House	Poochigian	

NOES—30

Alpert	Davis	Isenberg	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Friedman	Machado	Tucker
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1905 (Cunneen)—An act to repeal and add Section 17151 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—56

Aguiar	Conroy	House	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Lee	Setencich
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McPherson	Vasconcellos
Brulte	Harvey	Miller	Weggeland
Campbell	Hawkins	Morrissey	Woods
Cannella	Hoge	Morrow	Mme. Speaker

NOES—10

Bates	Hauser	Murray, Kevin	Villaraigosa
Caldera	Isenberg	Murray, Willard	
Hannigan	McDonald	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 604 (Knight)—An act to add Section 17147.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—50

Aguiar	Conroy	House	Poochigian
Alby	Cortese	Kaloogian	Pringle
Alpert	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Firestone	Knox	Rogan
Battin	Frusetta	Kuykendall	Setencich
Boland	Gallegos	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Campbell	Hawkins	Morrow	
Cannella	Hoge	Olberg	

NOES—16

Archie-Hudson	Caldera	Katz	Murray, Kevin
Bates	Figueroa	Kuehl	Murray, Willard
Bowen	Hannigan	Martinez	Sher
Brown, Valerie	Isenberg	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 743 BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Assembly Bill No. 743, out of order.

ASSEMBLY BILL NO. 743 (Kuykendall)—An act to amend Sections 17144, 17561, 24307, and 24692 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Burton arose to the following point of order:

That there is no order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken.

Parliamentary Inquiry

Assembly Member McDonald arose to the following parliamentary inquiry:

Is an analysis of the amendments proposed by Assembly Member Isenberg to Assembly Bill No. 743 on the Members' desks?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the negative.

Motion to Table Isenberg Amendments to Assembly Bill No. 743

Assembly Member Pringle moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 743 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bustamante moved a call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY BILL NO. 744 BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Assembly Bill No. 744, out of order.

ASSEMBLY BILL NO. 744 (Kuykendall)—An act to amend Section 23153 of, and to add and repeal Section 19442 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

That the amendments offered by Assembly Member Isenberg to Assembly Bill No. 744 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken; that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 744 are not germane to the bill.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—44

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Firestone	Kuykendall	Richter
Battin	Frusetta	Machado	Rogan
Boland	Goldsmith	Margett	Setencich
Bordonaro	Granlund	McPherson	Takasugi
Bowler	Harvey	Miller	Thompson
Brewer	Hawkins	Morrissey	Weggeland
Brulte	Hoge	Morrow	Woods
Cannella	House	Olberg	Mme. Speaker

NOES—30

Alpert	Campbell	Katz	Napolitano
Archie-Hudson	Escutia	Knox	Sher
Bates	Figueroa	Kuehl	Sweeney
Bowen	Friedman	Lee	Tucker
Brown, Valerie	Gallegos	Mazzoni	Vasconcellos
Brown, Willie	Hannigan	McDonald	Villaraigosa
Burton	Hauser	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

At 11:20 a.m., Speaker Doris Allen, 67th District, presiding

ASSEMBLY RULE 119 WAIVED

Without objection, Assembly Rule 119 was waived to permit guests to be admitted to the Floor of the Assembly during session.

SPEAKER ALLEN ADDRESSES ASSEMBLY

Speaker Allen addressed the Members of the Assembly and proclaimed this a day of celebration of the 75th anniversary of the ratification of the 19th Amendment to the United States Constitution.

Speaker Allen then announced that a special reception in celebration of this day would be held in the Assembly rotunda, upon adjournment of Floor session today.

INTRODUCTION OF SPECIAL GUESTS

Speaker Allen introduced State Controller, Kathleen Connell and Sacramento City Councilwoman Deborah Ortiz.

ASSEMBLY CONCURRENT RESOLUTION NO. 43 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Concurrent Resolution No. 43, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 43—Relative to equal status for women.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 43

Assembly Member McDonald was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 43 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Baca, Baldwin, Bates, Battin, Bordonaro, Bowler, Willie Brown, Brulte, Burton, Caldera, Campbell, Cannella, Conroy, Cortese, Cunneen, Firestone, Frusetta, Gallegos, Granlund, Harvey, Hawkins, House, Isenberg, Katz, Knight, Knox, Kuykendall, Machado, Margett, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Willard Murray, Poochigian, Pringle, Rainey, Rogan, Setencich, Sher, Sweeney, Takasugi, Vasconcellos, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member McDonald was granted unanimous consent to take up Assembly Concurrent Resolution No. 43, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 43, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 43—Relative to equal status for women.

Resolution read, as amended, and adopted by the following vote:

AYES—75

Aguiar	Campbell	House	Murray, Kevin
Alby	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Pringle
Bates	Ducheny	Knox	Rainey
Battin	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Sher
Bowen	Friedman	Machado	Sweeney
Bowler	Frusetta	Margett	Takasugi
Brewer	Gallegos	Martinez	Tucker
Brown, Valerie	Goldsmith	Mazzoni	Vasconcellos
Brown, Willie	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mme. Speaker
Caldera	Hawkins	Morrow	

NOES—None

Resolution ordered transmitted to the Senate.

SPECIAL PRESENTATION TO MEMBERS

Assembly Member Boland then made a special commemorative presentation of a yellow rose to Speaker Allen and Assembly Members Alby, Alpert, Archie-Hudson, Bowen, Brewer, Valerie Brown, Davis, Ducheny, Escutia, Figueroa, Friedman, Kuehl, Lee, Martinez, Mazzoni, Napolitano, and McDonald.

Assembly Member McDonald then presented a commemorative yellow rose to Assembly Member Boland, Controller Kathleen Connell, and Councilwoman Deborah Ortiz.

SPECIAL PERFORMANCE FOR MEMBERS OF THE ASSEMBLY

Assembly Member McDonald introduced actress Voress Franklin whereupon she performed the renowned "Ain't I a Woman" speech which was delivered at the 1851 Womens' Rights Convention in Akron, Ohio, by Isabella Van Wagener better known as "Sojourner Truth".

At 11:50 a.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 556

At 11:52 a.m., on motion of Assembly Member Brulte, 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 Bordonaro moved to continue the call of the Assembly.

Motion carried. Time, 11:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 1055

At 11:57 a.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 1055 adopted by the following vote:

AYES—56

Aguiar	Cannella	Harvey	McPherson
Alpert	Cortese	Hauser	Murray, Kevin
Archie-Hudson	Cunneen	Hawkins	Murray, Willard
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knight	Rainey
Boland	Escutia	Knox	Rogan
Bowen	Figueroa	Kuehl	Setencich
Brewer	Firestone	Kuykendall	Sher
Brown, Valerie	Friedman	Lee	Sweeney
Brown, Willie	Frusetta	Machado	Takasugi
Burton	Gallegos	Margett	Villaraigosa
Bustamante	Goldsmith	Martinez	Weggeland
Caldera	Granlund	Mazzoni	Woods
Campbell	Hannigan	McDonald	Mme. Speaker

NOES—14

Alby	Bowler	Miller	Poochigian
Baldwin	Brulte	Morrissey	Pringle
Battin	Hoge	Morrow	
Bordonaro	Knowles	Olberg	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Cannella	Harvey	McPherson
Alpert	Cortese	Hauser	Murray, Kevin
Archie-Hudson	Cunneen	Hawkins	Murray, Willard
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knight	Rainey
Boland	Escutia	Knox	Rogan
Bowen	Figueroa	Kuehl	Setencich
Brewer	Firestone	Kuykendall	Sher
Brown, Valerie	Friedman	Lee	Sweeney
Brown, Willie	Frusetta	Machado	Takasugi
Burton	Gallegos	Margett	Villaraigosa
Bustamante	Goldsmith	Martinez	Weggeland
Caldera	Granlund	Mazzoni	Woods
Campbell	Hannigan	McDonald	Mme. Speaker

NOES—14

Alby	Bowler	Miller	Poochigian
Baldwin	Brulte	Morrissey	Pringle
Battin	Hoge	Morrow	
Bordonaro	Knowles	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Assembly Bill No. 1055, and on passage of the bill: Assembly Member Frusetta, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE ISENBERG AMENDMENTS TO ASSEMBLY BILL NO. 743

At 11:57 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Bustamante moved to continue the call of the Assembly.

Motion carried. Time, 11:58 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Martinez:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Utilities and Commerce and Appropriations to meet, consider, and report Senate Bill No. 678 for further action.

Resolution read, and adopted by the following vote:

AYES—78

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

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 Bill No. 678 for hearing in the Committee on Utilities and Commerce on Monday, August 28, 1995.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Sweeney was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1932

August 24, 1995

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Re: Legislative Intent On AB 1932—Regional Diversion Facilities

Dear Mr. Wilson: I would like to have the following letter inserted in the Assembly Daily Journal:

Except as otherwise expressly provided by the bill's provisions, it is my intent that AB 1932 shall not impose any additional reporting requirements, beyond those already provided under current law, for entities defined as regional diversion facilities.

It is further my intent that the bill's provisions be construed by the board narrowly and that it apply the bill only to those facilities which expressly meet the bill's provisions.

Sincerely,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

CONSIDERATION OF SENATE BILL NO. 215 BY UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent to take up Senate Bill No. 215, out of order.

SENATE BILL NO. 215 (Leonard)—An act to amend Section 2933 of, and to add Section 3041.6 to, the Penal Code, relating to prisoners.

Bill read third time.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 198 BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 198, out of order.

SENATE BILL NO. 198 (Kopp)—An act to amend Sections 91007, 91008, and 91009 of, to add Section 91004.5 to, and to add Article 5 (commencing with Section 84501) to Chapter 4 of Title 9 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 679 BY UNANIMOUS CONSENT

Assembly Member Lee was granted unanimous consent to take up Senate Bill No. 679, out of order.

SENATE BILL NO. 679 (Killea)—An act to add and repeal Chapter 3.3 (commencing with Section 8256) of Division 1 of Title 2 of the Government Code, relating to displaced homemakers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Lee moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 1094 BY UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent to take up Senate Bill No. 1094, out of order.

SENATE BILL NO. 1094 (Marks)—An act to amend Section 2933.1 of the Penal Code, relating to sentencing.

Bill read third time.

Motion to Amend

Assembly Member Rogan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 1276 BY UNANIMOUS CONSENT

Assembly Member Weggeland was granted unanimous consent to take up Senate Bill No. 1276, out of order.

SENATE BILL NO. 1276 (Killea)—An act to amend Sections 16740, 16743, and 17302 of, and to add Sections 16731.6 and 16781.5 to, the Government Code, relating to state bonds and notes, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Weggeland moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 1359 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Senate Bill No. 1359, out of order.

SENATE BILL NO. 1359 (Committee on Rules)—An act to amend Sections 8501, 8521.5, 8543, 8544.5, 9141, and 66621 of the Government Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

Amendments read and adopted; bill ordered printed, and to be returned to the third reading file.

ACTION RESCINDED ON SENATE BILL NO. 205

Assembly Member Cortese was granted unanimous consent to rescind the action whereby the Assembly, on July 7, 1995 (Assembly Journal, page 2531), passed Senate Bill No. 205, and whereby the bill was ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 556

At 12:08 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 556 passed by the following vote:

AYES—53

Aguiar	Cortese	Knight	Pringle
Alby	Cunneen	Knowles	Rainey
Alpert	Davis	Kuehl	Richter
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Firestone	Machado	Setencich
Battin	Frusetta	Margett	Takasugi
Boland	Goldsmith	Martinez	Thompson
Bordonaro	Granlund	Mazzoni	Vasconcellos
Bowler	Harvey	McPherson	Weggeland
Brewer	Hawkins	Miller	Woods
Brulte	Hoge	Morrissey	Mme. Speaker
Bustamante	House	Morrow	
Cannella	Kaloogian	Olberg	
Conroy	Katz	Poochigian	

NOES—22

Archie-Hudson	Escutia	Isenberg	Napolitano
Bates	Figueroa	Knox	Sher
Brown, Valerie	Friedman	Lee	Sweeney
Burton	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	
Campbell	Hauser	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE ISENBERG AMENDMENTS TO ASSEMBLY BILL NO. 743

At 12:10 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Isenberg amendments to Assembly Bill No. 743 carried by the following vote:

AYES—41

Aguiar	Firestone	Kuykendall	Richter
Alby	Frusetta	Margett	Rogan
Baldwin	Goldsmith	Martinez	Setencich
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Cunneen	Knowles	Rainey	

NOES—35

Archie-Hudson	Campbell	Hannigan	McDonald
Baca	Cannella	Hauser	Murray, Kevin
Bates	Cortese	Isenberg	Murray, Willard
Bowen	Davis	Katz	Napolitano
Brown, Valerie	Ducheny	Knox	Sher
Brown, Willie	Escutia	Kuehl	Sweeney
Burton	Figueroa	Lee	Tucker
Bustamante	Friedman	Machado	Villaraigosa
Caldera	Gallegos	Mazzoni	

Further Consideration of Assembly Bill No. 743 Passed and Retained

By unanimous consent Assembly Bill No. 743 was passed on file, to retain its place on file.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 37 (Hauser)—Relative to Lighthouse Recognition Week.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 69 (Kelley)—An act to amend Section 798.61 of the Civil Code, to amend Sections 700.080 and 715.010 of the Code of Civil Procedure, and to amend Section 18005.8 of, and to add Section 18080.9 to, the Health and Safety Code, relating to mobilehomes, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 988 (Polanco)—An act to amend Sections 4052 and 4085 of, to add Sections 4227.5 and 4350.1 to, and to repeal and add Section 4360 of, the Business and Professions Code, relating to pharmacy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1109 (Leslie)—An act to amend Sections 443.26, 443.46, 15097.105, and 18938 of the Health and Safety Code, relating to hospitals, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 595 (Thompson)—An act to add Sections 737.3, 737.4, 737.5, 737.6, and 737.7 to the Public Utilities Code, relating to public utilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—76

Aguiar	Campbell	Hoge	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Isenberg	Napolitano
Archie-Hudson	Cortese	Kaloogian	Olberg
Baca	Cunneen	Katz	Poochigian
Baldwin	Davis	Knowles	Pringle
Bates	Ducheny	Knox	Rainey
Battin	Escutia	Kuehl	Richter
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Lee	Setencich
Bowen	Friedman	Machado	Sher
Bowler	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Tucker
Brown, Willie	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Katz was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 788 for hearing in the Committee on Transportation on Monday, August 28, 1995.

SPECIAL CONSENT CALENDAR ANNOUNCEMENT

Majority Speaker pro Tempore Setencich announced that commencing today a special consent calendar for Assembly bills amended in the Senate will be created. The criteria for a bill being placed on this special consent calendar will be: (1) No "NO" votes in any Senate or Assembly committee, and (2) No "NO" votes on either Assembly or Senate Floor. Bills will be placed on a First Day Special Consent Calendar and will be voted upon on the Second Day Special Consent Calendar. Any bill placed upon the Special Consent Calendar may be removed upon the objection of a Member.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments; Assembly Bill No. 1574; and Senate Bill No. 772 were continued until the next legislative day.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that an "end of session" orientation meeting would be held on Monday, August 28, 1995, at 10 a.m. (room to be announced); and also reminded Members that pictures for the "California State Assembly" publication would be taken on Monday, during session.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 566: Lee—No.

Assembly Bill No. 1905: Alpert, Brulte, Goldsmith, Granlund, Lee, and Machado—Aye; Villaraigosa—No.

Assembly Bill No. 604: Alpert, Brulte, Davis, Granlund, and Olberg—Aye.

Assembly Bill No. 744: Baca, Granlund, and Machado—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:15 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 44—Cortese. Relative to the California Wine Industry.

ASSEMBLY JOINT RESOLUTION NO. 43—Margett (Senator Kopp, coauthor). Relative to the 1995 United Nations Conference on Women.

ASSEMBLY JOINT RESOLUTION NO. 44—Gallegos and Knox. Relative to forced labor.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 24, 1995

Mme. Speaker: Pursuant to your instructions the Chief Clerk has examined:

Assembly Bill No. 28	Assembly Bill No. 830
Assembly Bill No. 40	Assembly Bill No. 847
Assembly Bill No. 105	Assembly Bill No. 882
Assembly Bill No. 162	Assembly Bill No. 1208
Assembly Bill No. 327	Assembly Bill No. 1395
Assembly Bill No. 603	Assembly Bill No. 1515
~~Assembly Bill No. 752~~	Assembly Bill No. 1711

And reports the same correctly enrolled, and presented to the Governor at 11 a.m. August 24, 1995.

E. DOTSON WILSON, Chief Clerk

(NOTE: On September 1, 1995, the action was rescinded whereby Assembly Bill No. 752 was reported correctly enrolled and presented to the Governor. See page 3459.)

AUTHOR'S AMENDMENTS

Committee on Natural Resources

August 24, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 501

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 501—An act to amend Sections 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, and to add Section 4000.7 to, and to repeal Section 4000.6 of, the Vehicle Code, relating to air pollution.

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

August 24, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1280

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 1280—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

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 Budget

August 24, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 18

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VASCONCELLOS, Chairman

SENATE BILL NO. 18—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

August 24, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 652

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 652—An act to amend Section 18987 of the Welfare and Institutions Code, relating to youths.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

August 24, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 850

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 850—An act to amend Sections 17052.13, 17053.8, 17053.11, 17053.45, 17053.46, 17276.2, 23612, 23622, 23623, 23645, 23646, and 24416.2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Labor and Employment

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 50

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 808

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1135

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RICHTER, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 36
Senate Bill No. 40
Senate Bill No. 58
Senate Bill No. 113
Senate Bill No. 121
Senate Bill No. 125
Senate Bill No. 142
Senate Bill No. 162
Senate Bill No. 190
Senate Bill No. 210
Senate Bill No. 217
Senate Bill No. 245
Senate Bill No. 295
Senate Bill No. 296
Senate Bill No. 346
Senate Bill No. 357
Senate Bill No. 361
Senate Bill No. 372
Senate Bill No. 395
Senate Bill No. 445
Senate Bill No. 455
Senate Bill No. 456
Senate Bill No. 457
Senate Bill No. 503
Senate Bill No. 521
Senate Bill No. 524
Senate Bill No. 602
Senate Bill No. 633
Senate Bill No. 645
Senate Bill No. 662
Senate Bill No. 663
Senate Bill No. 714

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 761
Senate Bill No. 763
Senate Bill No. 778
Senate Bill No. 815
Senate Bill No. 817
Senate Bill No. 856
Senate Bill No. 860
Senate Bill No. 888
Senate Bill No. 912
Senate Bill No. 941
Senate Bill No. 944
Senate Bill No. 980
Senate Bill No. 1015
Senate Bill No. 1026
Senate Bill No. 1048
Senate Bill No. 1059
Senate Bill No. 1065
Senate Bill No. 1076
Senate Bill No. 1091
Senate Bill No. 1105
Senate Bill No. 1110
Senate Bill No. 1151
Senate Bill No. 1224
Senate Bill No. 1228
Senate Bill No. 1232
Senate Bill No. 1262
Senate Bill No. 1284
Senate Bill No. 1325
Senate Bill No. 1328

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 51
Assembly Bill No. 118
Assembly Bill No. 168
Assembly Bill No. 568
Assembly Bill No. 699
Assembly Bill No. 820
Assembly Bill No. 878
Assembly Bill No. 914
Assembly Bill No. 919
Assembly Bill No. 1035
Assembly Bill No. 1272
Assembly Bill No. 1408
Assembly Bill No. 1429
Assembly Bill No. 1541
Assembly Bill No. 1545
Assembly Bill No. 1732
Assembly Bill No. 1973

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 19

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, August 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 137
Senate Bill No. 1006
Senate Bill No. 1036
Senate Bill No. 1061
Senate Bill No. 1324

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 51, 568, 699, 820, 878, 919, 1272, and 1429; and Assembly Joint Resolution No. 19.

INTRODUCTION OF GUESTS

Assembly Member Bowen, of the 53rd Assembly District, introduced Mr. Koji Hakamata, of the Shizuoka Prefecture, Japan.

Assembly Member McDonald, of the 55th Assembly District, introduced her sister Dixie Marie Battle, of Altadena; and introduced members of the Sydnor-Huffman family.

Minority Speaker pro Tempore Baca introduced Fernando Gallego, of Mexicali, Mexico.

Majority Speaker pro Tempore Setencich introduced Andres Daniel Briones, newborn son of Assembly Member Martha Escutia.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 11 a.m., Monday, August 28, 1995, out of respect to the memory of Norm Abrams, on motion of Assembly Member Bowen; out of respect to the memory of Dr. Peter Jones, on motion of Assembly Member Frusetta; out of respect to the memory of Walter Rathaus, on motion of Assembly Member Machado; out of respect to the memory of Marjorie Latta, on motion of Assembly Member Alby; out of respect to the memory of Joan Davenny, on motion of Assembly Member Burton; out of respect to the memory of Ray Trishell, on motion of Assembly Member Harvey and Majority Speaker pro Tempore Setencich; out of respect to the memory of Deputy Sheriff Richard F. Mac Donald and Regina Jean Haleva, on motion of Assembly Member Rogan; out of respect to the memory of Chan E. Livingston, on motion of Assembly Member Hoge; and out of respect to the memory of Vernell Jackson, on motion of Assembly Member Harvey.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 24, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

652
850

Senate Bills

18
198
215
227
501
679
750
800
816
845
1053
1094
1107
1248
1276
1280
1307
1359

Amendments were considered by the Assembly, but not adopted, to the following measures:

Assembly Bills

743 (Isenberg amendments, laid upon the table)
744

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 28, 1995

ONE HUNDRED THIRTY-FIRST SESSION DAY

TWO HUNDRED SIXTY-SEVENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 28, 1995

The Assembly met at 11:10 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 11:11 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:35 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

God in Heaven, You have revealed to us that You are love. Each one of us shows that Your revelation is true and that we believe God is love, when we ourselves are loving. We confess, Lord that it is difficult to show the type of selfless benevolence that love requires and we ask for Your help. Fill our hearts with love for You and for those around us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Escutia 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 Hannigan, seconded by Assembly Member Frusetta.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bordonaro to the Assembly Utilities and Commerce Committee to fill an existing vacancy, for the hearing on Monday, August 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Appropriations Committee to fill an existing vacancy, for the hearings on Monday, August 28, 1995 and Wednesday, August 30, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the Joint Task Force on Disproportionate Share Hospitals has been created and the following Assemblymembers have been appointed:

Brett Granlund, Co-Chairman
Martha Escutia
Barbara Friedman
Peter Frusetta
Bernie Richter

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 25, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Mickey Conroy to the Assembly Elections, Reapportionment and Constitutional Amendments Committee to fill an existing vacancy, for the hearing on Monday, August 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bob Margett and Tom Woods to the Assembly Water, Parks and Wildlife Committee to fill existing vacancies for the hearing on Tuesday, August 29, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers David Knowles and Peter Frusetta to the Assembly Transportation Committee to fill existing vacancies for the hearing on Tuesday, August 29, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Phil Hawkins to the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee to fill an existing vacancy for the hearing on Monday, August 28, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Cunneen to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Wednesday, August 30, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 28, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Budget Committee to fill an existing vacancy for the hearing on Wednesday, August 30, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 25, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1113
Assembly Bill No. 1316

And reports the same correctly enrolled, and presented to the Governor at 10 a.m., August 25, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 28, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 652
Assembly Bill No. 850

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 28, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 1106.

TED WEGGELAND

Above request ordered transmitted to the Committee on Rules.

MESSAGES FROM THE SENATE

Senate Chamber, August 24, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 33

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 33—Relative to commemorating the 50th anniversary of Victory over Japan Day.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Constitutional Amendment No.	*Committee*
33	E.,R. & C.A.

Assembly Joint Resolution No.	*Committee*
44	Rls.

Senate Concurrent Resolution No.	*Committee*
33	Rls.

AUTHOR'S AMENDMENTS

Committee on Natural Resources

August 28, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1178

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 1178—An act to amend Sections 14518.5, 14537, 14538, 14539, 14549, 14549.6, 14550, 14560, 14571.8, 14572, 14573, 14573.5, 14575, 14580, 14581, and 14585 of, to add Sections 14514, 14515.5, 14518.4, 14536.1, and 14580.5 to, and to repeal Section 14581.5, of the Public Resources Code, relating to beverage containers, making an appropriation there, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 28, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 420
Senate Bill No. 527
Senate Bill No. 765
Senate Bill No. 793
Senate Bill No. 920

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 420—An act to amend Sections 17053.8 and 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 527—An act to add Sections 13100.1, 13100.2, and 13100.3 to, and to repeal Section 13125 of, the Penal Code, relating to criminal offender record information, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 765—An act to amend Sections 46146, 46201, 46202, and 48802 of the Education Code, relating to school finance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 793—An act to amend Sections 42127.8 and 42238.2 of, and to add Section 42249.4 to, the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 920—An act to add Chapter 14 (commencing with Section 11652) to Division 10 of the Health and Safety Code, relating to the Statewide Integrated Narcotics System.

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 Local Government

August 28, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 81

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 81—An act to add Section 18902.5 to the Health and Safety Code, relating to closed military bases.

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 Utilities and Commerce

August 28, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 678

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 678—An act to amend Sections 739 and 739.7 of the Public Utilities Code, relating to public utilities.

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 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 33
Senate Bill No. 136
Senate Bill No. 159
Senate Bill No. 226
Senate Bill No. 379
Senate Bill No. 429
Senate Bill No. 443
Senate Bill No. 448
Senate Bill No. 496
Senate Bill No. 585
Senate Bill No. 614
Senate Bill No. 660
Senate Bill No. 687
Senate Bill No. 718
Senate Bill No. 722
Senate Bill No. 732
Senate Bill No. 764
Senate Bill No. 791
Senate Bill No. 827
Senate Bill No. 851
Senate Bill No. 1003
Senate Bill No. 1011
Senate Bill No. 1098
Senate Bill No. 1108
Senate Bill No. 1147
Senate Bill No. 1230
Senate Bill No. 1308

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Joint Resolution No. 21

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above resolution ordered to Consent Calendar.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 452
Senate Bill No. 454
Senate Bill No. 487
Senate Bill No. 644
Senate Bill No. 716
Senate Bill No. 910
Senate Bill No. 946
Senate Bill No. 1020

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 bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 855
Senate Bill No. 887
Senate Bill No. 991
Senate Bill No. 1051
Senate Bill No. 1088
Senate Bill No. 1305
Senate Bill No. 1313

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1
Senate Bill No. 38
Senate Bill No. 120
Senate Bill No. 187
Senate Bill No. 273
Senate Bill No. 342
Senate Bill No. 370
Senate Bill No. 414
Senate Bill No. 508
Senate Bill No. 513
Senate Bill No. 557
Senate Bill No. 609
Senate Bill No. 612
Senate Bill No. 619
Senate Bill No. 640
Senate Bill No. 670
Senate Bill No. 671

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1277

With the recommendation: Do pass, and be re-referred to the Committee on Budget.

POOCHIGIAN, Chairman

Above bill re-referred to the Committee on Budget.

Committee on Rules

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 33

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

AGUIAR, Alternate Chair

Above resolution re-referred to the Committee on Appropriations.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 1094.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 713, on request of Assembly Member McDonald;

Senate Bill No. 821, on request of Assembly Member Miller.

JOINT RULE 62(a) WAIVED

Assembly Member Vasconcellos was granted unanimous consent that Joint Rule 72(a) be waived for the purpose of setting Senate Bill No. 1277 for hearing in the Committee on Budget on Wednesday, August 30, 1995.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hoge was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julian Mazzarella, of Tujunga.

RECESS

By unanimous consent, at 11:59 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Lee introduced Dwayne A. Gathers and presented a resolution to him commending his recent appointment by Governor Wilson as Director of the California Office of Trade and Investment in Johannesburg, South Africa.

REASSEMBLED

At 12:01 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Herbert B. Stovall, Jr., of Hayward.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Sweeney announced his intention to request that Senate Bill No. 474 be removed from the inactive file.

CONSIDERATION OF SENATE BILL NO. 396 BY UNANIMOUS CONSENT

Assembly Member Harvey was granted unanimous consent to take up Senate Bill No. 396, out of order.

SENATE BILL NO. 396 (Maddy)—An act to amend Sections 113, 27510, 27511, 27512, 27517, 27519, 27523, 27531, 27534, 27535, 27550, 27560, 27601, 27604, 27613, 27614, 27621, 27622, 27623, 27625, 27627, 27629, 27632, 27675, 27791, 27844, 27845, and 27849 of, to add Sections 27508, 27512.5, 27514, 27514.1, 27514.2, 27518.5, 27519.1, 27519.2, 27523.1, 27523.2, 27523.3, 27523.4, 27523.8, 27525.1, 27531.5, 27533.5, 27536.3, 27601.5, 27602.3, 27602.4, 27612.1, 27677, and 27832 to, and to repeal and add Sections 27606 and 27612 of, the Health and Safety Code, relating to food facilities.

Bill read third time.

Motion to Amend

Assembly Member Harvey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member McPherson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eloise Pickard Smith, of Santa Cruz.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1973, on request of Assembly Member Figueroa.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Martinez was granted unanimous consent that Senate Bill No. 423 be referred from the third reading file to the Committee on Utilities and Commerce.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sandi Piazza, of Hickman.

Minority Speaker pro Tempore Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Manuel Vasquez, of Rialto.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Rogan was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 882

August 24, 1995

Assemblywoman Doris Allen
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Madame Speaker: This letter clarifies the intent of AB 882, which I authored. The bill concerns the admissibility in sexual offense cases of evidence that the defendant has committed another sexual offense or offenses.

AB 882 is modeled on Rules 413–15 of the Federal Rules of Evidence, and adapts the principle of these rules to the framework of California law. A number of statements were generated in the

legislative history of the federal rules that can be consulted and relied on for explanation concerning the background, rationale, and effect of this reform. See 140 Cong. Rec. H8991–91 (daily ed. Aug. 21, 1994) (statement of Rep. Susan Molinari, principal House sponsor of Fed. R. Evid. 413–15): Karp, *Evidence of Propensity and Probability in Sex Offense Cases and Other Cases,* 70 Chicago-Kent L. Rev. 15 (1994) (text of address by author of Fed. R. Evid. 413–15): 137 Cong. Rec. S3238–42 (daily ed. March 13, 1991) (analysis statement accompanying proposal of Fed. R. Evid. 413–15 in S. 635).

Specific explanation concerning AB 882, its relationship to prior California Law, and the need for its enactment in California, appears in an article by the legislation's sponsor, Attorney General Dan Lungren: *Stopping Rapists and Child Molesters by Giving Juries All the Facts—Reforms in Federal and California Law* (published in 1995 in *Prosecutor's Brief,* volume XVII, no. 2, at 13–14, 23.)

During its consideration by the legislature, AB 882 was the subject of hearings before the Assembly Committee on Public Safety, the Senate Committee on Criminal Procedure, and the Senate Committee on Judiciary. Three amendments were adopted to the bill in connection with these hearings.

During the hearing before the Assembly Committee on Public Safety, the language of the new S 1108 of the Evidence Code was amended to provide explicitly that evidence of other offenses within the scope of the section is not subject to S 1101's prohibition of evidence of character or disposition. This makes it clear that S 1108 permits courts to admit such evidence on a common sense basis—without a precondition of finding a "non-character" purpose for which it is relevant—and permits rational assessment by juries of evidence so admitted. This includes consideration of the other sexual offenses as evidence of the defendant's disposition to commit such crimes, and for its bearing on the probability or improbability that the defendant has been falsely or mistakenly accused of such an offense.

During the hearing before the Senate Committee on Criminal Procedure, the bill was amended to delete the direct application of the new S 1108 to civil actions. Nevertheless, the reform remains valuable to civil litigants who seek redress for sexual offenses. In cases where a criminal conviction for the underlying act is obtained with the help of new S 1108, normal collateral estoppel principles will generally foreclose the defendant from denying his commission of the offense in subsequent civil suit.

During the hearing before the Senate Committee on Judiciary, an amendment was adopted to provide explicitly that Evidence Code S 352 remains applicable to evidence offered under the new S 1108. While S 1108 explicitly supersedes S 1101's prohibition of evidence of character or disposition within its scope of application, it does not supersede other provisions of the Evidence Code, such as normal restrictions in hearsay and the court's authority to exclude evidence presenting an overriding likelihood of prejudice under S 352. *Cf. People v. Ewoldt,* 7 Cal. 4th 380, 404–08 (1994): *People v. Balcom* 7 Cal. 4th 414, 426–27 (1994) (S 352 balancing in relation to admission of evidence of other sexual offenses under S 1101).

The amendment adopted at the Judiciary Committee hearing simply makes this point explicit in relation to S 352. The reform does,

however, affect the practical operation of S 352 balancing, because admission and consideration of evidence of other sexual offenses to show character or disposition would be no longer treated as intrinsically prejudicial or impermissible. Hence, evidence offered under S 1108 could not be excluded on the basis of S 352 unless "the probability that its admission will . . . create substantial danger of undue prejudice" (or other adverse effects identified in S 352) substantially outweighed its probative value concerning the defendant's disposition to commit the sexual offense or offenses with which he is charged and other matters relevant to the determination of the charge. As with other forms of relevant evidence that are not subject to any exclusionary principle, the presumption will be in favor of admission.

At the hearing before the Judiciary Committee, there was discussion whether more exacting requirements of similarity between the charged offense and the defendant's other offenses should be imposed. The decision was against making such a change, because doing so would tend to reintroduce the excessive requirements of specific similarity under prior law which AB 882 is designed to overcome, *see* Lungren, *supra,* at 14, and could often prevent the admission and consideration of evidence of other sexual offenses in circumstances where it is rationally probative. Many sex offenders are not "specialists", and commit a variety of offenses which differ in specific character.

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-third District

CONSIDERATION OF SENATE BILL NO. 123 BY UNANIMOUS CONSENT

Assembly Member Hauser was granted unanimous consent to take up Senate Bill No. 123, out of order.

SENATE BILL NO. 123 (Thompson)—An act to amend and renumber Section 9025 of, to add Sections 715, 9025, 12012, and 12013 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish and wildlife.

Bill read third time.

Motion to Amend

Assembly Member Hauser moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Speier was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1520 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development today, upon adjournment of Floor session.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 29

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Water, Parks and Wildlife.

RAINEY, Chairman

Above bill ordered to second reading.

SENATE BILL NO. 29 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 29 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 29—An act to authorize the creation of the Surprise Valley Groundwater Management District, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted; bill ordered reprinted and to be re-referred to the Committee on Water, Parks and Wildlife.

CONSIDERATION OF SENATE BILL NO. 1247 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 1247, out of order.

SENATE BILL NO. 1247 (Thompson)—An act to add Article 4.5 (commencing with Section 50090) to Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, relating to police protection.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS STRICKEN FROM FILE

Assembly Member Kuehl was granted unanimous consent that Assembly Bills Nos. 834 and 1570 be stricken from file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 37

With the recommendation: Be adopted.

AGUIAR, Alternate Chair

Above resolution ordered on file.

ASSEMBLY JOINT RESOLUTION NO. 37 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Conroy was granted unanimous consent to take up Assembly Joint Resolution No. 37, without reference to file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 37—Relative to human rights violations and political oppression in Vietnam.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 37

Assembly Member Conroy was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 37 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alby, Allen, Alpert, Archie-Hudson, Baca, Baldwin, Bates, Battin, Boland, Bordonaro, Bowler, Brulte, Caldera, Cannella, Cortese, Cunneen, Ducheny, Frusetta, Gallegos, Goldsmith, Hauser, Hawkins, Hoge, House, Isenberg, Kaloogian, Knight, Knox, Kuykendall, Margett, Martinez, McPherson, Willard Murray, Olberg, Poochigian, Pringle, Rainey, Rogan, Setencich, Sher, Sweeney, Tucker, and Woods.

Request for Unanimous Consent

Assembly Member Conroy was granted unanimous consent to take up Assembly Joint Resolution No. 37, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 37, as Amended

ASSEMBLY JOINT RESOLUTION NO. 37—Relative to human rights violations and political oppression in Vietnam.

Resolution read, as amended, and adopted by the following vote:

AYES—70

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Pringle
Baca	Ducheny	Knowles	Rainey
Baldwin	Figueroa	Knox	Rogan
Bates	Firestone	Kuehl	Setencich
Battin	Friedman	Kuykendall	Sher
Boland	Frusetta	Lee	Speier
Bordonaro	Gallegos	Machado	Sweeney
Bowen	Goldsmith	Margett	Takasugi
Bowler	Granlund	Martinez	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Caldera	Hawkins	Morrissey	Mme. Speaker
Campbell	Hoge	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—None

Resolution ordered transmitted to the Senate.

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 Bill No. 423 for hearing in the Committee on Utilities and Commerce.

SPECIAL COMMITTEE MEETINGS

Assembly Member Katz was granted unanimous consent that the Committee on Transportation be permitted to hold a special meeting on August 29, 1995, upon adjournment of Floor session, at 1:30 p.m., in Room 4202.

CONSIDERATION OF SENATE BILL NO. 803 BY UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent to take up Senate Bill No. 803, out of order.

SENATE BILL NO. 803 (Monteith)—An act to amend and repeal Section 41851 of the Education Code, relating to schools

Bill read third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—68

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Firestone	Kuehl	Rogan
Bates	Frusetta	Kuykendall	Setencich
Battin	Gallegos	Lee	Sher
Boland	Goldsmith	Machado	Speier
Bordonaro	Granlund	Margett	Sweeney
Bowen	Hannigan	McDonald	Takasugi
Bowler	Harvey	McPherson	Thompson
Brown, Valerie	Hauser	Miller	Tucker
Brulte	Hawkins	Morrissey	Vasconcellos
Campbell	Hoge	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Campbell announced his intention to request that Senate Bill No. 863 be removed from the inactive file.

JOINT RULE 62(a) WAIVED

Assembly Member Cortese was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 29 for hearing in the Committee on Water, Parks and Wildlife on August 29, 1995.

CONSIDERATION OF SENATE BILL NO. 149 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Senate Bill No. 149, out of order.

SENATE BILL NO. 149 (Johannessen)—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, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Rainey announced his intention to request that Senate Bill No. 537 be removed from the inactive file.

CONSIDERATION OF SENATE BILL NO. 872 BY UNANIMOUS CONSENT

Assembly Member Alpert was granted unanimous consent to take up Senate Bill No. 872, out of order.

SENATE BILL NO. 872 (O'Connell)—An act to amend Section 8670.7 of the Government Code, relating to oil spills.

Bill read third time.

Motion to Amend

Assembly Member Alpert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Ducheny, Alpert, and Davis were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Wooten and Raymond Zanella, of San Diego.

Assembly Members Ducheny and Bates were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of her great aunt Clarinda Phillips, of Berkeley.

CONSIDERATION OF SENATE BILL NO. 386 BY UNANIMOUS CONSENT

Assembly Member Olberg was granted unanimous consent to take up Senate Bill No. 386, out of order.

SENATE BILL NO. 386 (Rogers)—An act to add Section 29.1 to the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), relating to the Mojave Water Agency.

Bill read third time.

Motion to Amend

Assembly Member Olberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 44

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

AGUIAR, Alternate Chair

Above resolution re-referred to the Committee on Appropriations.

ASSEMBLY JOINT RESOLUTION NO. 44 WITHDRAWN FROM COMMITTEE

Assembly Member Gallegos was granted unanimous consent that Assembly Joint Resolution No. 44 be withdrawn from the Committee on Appropriations for the purpose of consideration at this time, without reference to file.

ASSEMBLY JOINT RESOLUTION NO. 44 (Gallegos)—Relative to forced labor.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 44

Assembly Member Gallegos was granted unanimous consent that all Assembly Member voting "Aye" be placed upon Assembly Joint Resolution No. 44 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Allen, Alpert, Archie-Hudson, Baca, Bates, Bowen, Valerie Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Escutia, Figueroa, Friedman, Goldsmith, Hannigan, Hauser, House, Isenberg, Katz, Kuehl, Lee, Machado, Margett, Martinez, Mazzoni, McDonald, McPherson, Kevin Murray, Willard Murray, Napolitano, Setencich, Sher, Speier, Sweeney, Tucker, Vasconcellos, and Villaraigosa.

Request for Unanimous Consent

Assembly Member Gallegos was granted unanimous consent to take up Assembly Joint Resolution No. 44, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 44, as Amended

ASSEMBLY JOINT RESOLUTION NO. 44—Relative to forced labor.

Resolution read, as amended, and adopted by the following vote:

AYES—72

Aguiar	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Pringle
Bates	Escutia	Knox	Rainey
Battin	Figueroa	Kuehl	Richter
Boland	Firestone	Kuykendall	Rogan
Bordonaro	Friedman	Lee	Setencich
Bowen	Frusetta	Machado	Sher
Brewer	Gallegos	Margett	Speier
Brown, Valerie	Goldsmith	Martinez	Sweeney
Brulte	Granlund	Mazzoni	Takasugi
Burton	Hannigan	McDonald	Tucker
Bustamante	Harvey	McPherson	Vasconcellos
Caldera	Hauser	Miller	Villaraigosa
Campbell	Hawkins	Morrissey	Woods
Cannella	House	Murray, Kevin	Mme. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Tucker was granted unanimous consent to take up Assembly Bill No. 1053, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1053 (Tucker)—An act to amend Section 942 of the Insurance Code, relating to insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Davis	Isenberg	Napolitano
Alby	Ducheny	Kaloogian	Olberg
Alpert	Escutia	Katz	Poochigian
Archie-Hudson	Figueroa	Knight	Pringle
Baca	Firestone	Knowles	Rainey
Battin	Friedman	Knox	Rogan
Boland	Frusetta	Kuehl	Setencich
Bordonaro	Gallegos	Kuykendall	Speier
Bowen	Goldsmith	Lee	Sweeney
Bowler	Granlund	Margett	Takasugi
Burton	Hannigan	Martinez	Thompson
Caldera	Harvey	Mazzoni	Tucker
Cannella	Hauser	McDonald	Vasconcellos
Conroy	Hawkins	McPherson	Villaraigosa
Cortese	Hoge	Miller	Woods
Cunneen	House	Morrissey	Mme. Speaker

NOES—None

Above bill ordered enrolled.

RECESS

By unanimous consent, at 12:40 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 12:54 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments; Assembly Bill No. 1574; and Senate Bill No. 772 were continued until Thursday, August 31, 1995.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 37, Coauthors: Alpert, Brulte, Cunneen, Ducheny, Granlund, and McPherson—Aye.

Assembly Joint Resolution No. 37: Brulte, Cunneen, Ducheny, Granlund, Kuehl, Lee, and McPherson—Aye.

Senate Bill No. 803: Alpert, Baldwin, Cunneen, Davis, Ducheny, Granlund, Knox, Kuehl, Lee, McPherson, Napolitano, and Weggeland—Aye.

Assembly Joint Resolution No. 44, Coauthors: Cunneen, Goldsmith, and McPherson—Aye.

Assembly Joint Resolution No. 44: Bordonaro, Granlund, Miller, and Rogan—Aye.

Assembly Bill No. 1053, Concurrence: Baca, Goldsmith, Granlund, and Rogan—Aye.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 861—An act to amend Sections 56382, 56384, and 57004 of the Government Code, relating to local agency formation commissions.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 866—An act to amend Sections 53601, 53635, and 53859 of, to add Sections 27000.1, 27000.3, 27000.5, 53600.3, 53600.5, 53600.6, 53601.6, 53630.1, 53631.5, 53821.5, 53841.5, and 53852.5 to, and to add Article 6 (commencing with Section 27130) to Chapter 5 of Division 2 of Title 3 of, the Government Code, relating to local agency funds.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 808—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1135—An act to amend Sections 25123.3, 25143, 25200.3, and 25201.5 of, and to add Section 25150.6 to, the Health and Safety Code, relating to hazardous waste.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 36—An act to amend Section 9250.14 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 40—An act to amend Section 82322 of, and to add Section 76361.5 to, the Education Code, and to amend Section 545.1 of the Vehicle Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 58—An act to amend Sections 10081 and 10086 of, and to amend, repeal, and add Section 10086.5 of, the Insurance Code, relating to earthquake insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 113—An act to amend Sections 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1209.1, 1210, 1211, 1212, 1220, 1222, 1222.5, 1223, 1224, 1227, 1241, 1245, 1246.5, 1261, 1261.5, 1262, 1263, 1265, 1269, 1300, 1301, 1320, 1321, 1322, 1323, 1324, 1325, and 1327 of, to add Sections 1202.5, 1206.5, 1224.5, and 1288.5 to, to add Article 6.5 (commencing with Section 1310) to Chapter 3 of Division 2 of, and to repeal Sections 1229, and 1241.1 of, the Business and Professions Code, relating to clinical laboratories.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 121—An act to amend Section 22 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 125—An act to amend Sections 14502, 14503, 14504, 14504.2, 14505, and 41341 of the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 142—An act to add Article 2.8 (commencing with Section 17552) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 162—An act to add Section 68083 to the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 190—An act to amend Sections 32504 and 32512 of, and to add Sections 32537 and 32538 to, the Public Resources Code, relating to the San Joaquin River Conservancy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 210—An act to amend Sections 48915.5 and 56361 of the Education Code, relating to special education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 217—An act to amend Sections 18990 and 18992 of, and to repeal and add Section 18993 of, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 245—An act to amend Section 3700.5 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 295—An act to add Section 1522.01 to the Health and Safety Code, and to amend Sections 290 and 290.4 of the Penal Code, relating to community care facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 296—An act to amend Section 1607 of the Health and Safety Code, relating to human blood.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 346—An act to add Section 5030 to the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 357—An act to amend Sections 12071, 12072, and 12080 of, and to add Section 12004 to, the Penal Code, and to amend Section 8101 of the Welfare and Institutions Code, relating to firearms.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 361—An act to amend Sections 4689.2 and 5370.2 of, to amend and repeal Sections 5510 and 5512 of, the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 372—An act to amend Sections 25020.5, 25022.8, 25023.2, 25023.8, 25024, 25027, 25027.5, 25041, 25055, 25061, 25062.5, 25063, 25080, 25081, 25088, 25090, and 25090.5 of, and to add Sections 25021.9, 25025.9, 25030.5, 25070.4, and 25090.6 to, the Health and Safety Code, and to add Section 21084.2 to the Public Resources Code, relating to medical waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 395—An act relating to earthquake insurance, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 445—An act to add Article 11 (commencing with Section 1399.70) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 455—An act to add Sections 156.5, 180.5, and 201.6 to the Corporations Code, and to amend Section 709.5 of the Insurance Code, relating to insurers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 456—An act to add Sections 40440.10, 40440.11, and 40920.6 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 457—An act to amend Sections 14031.8, 14031.9, and 14035 of the Government Code, and to amend Section 164.55 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 503—An act to amend Sections 1204.3, 1212, 1268, and 1596.95 of the health and Safety Code, and to amend Sections 27360, 27362, 27363.5, and 27364 of, and to add Section 27366 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 521—An act to amend Section 1250.9 of the Health and Safety Code, relating to health facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 524—An act to amend Sections 82002, 86104, and 86114 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 602—An act to add Section 7205.1 to the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 633—An act to add Sections 1826, 19720, and 19721 to the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 645—An act to add Section 15037.1 to the Unemployment Insurance Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 662—An act to add Section 9415 to the Government Code, relating to legislative committees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 663—An act to amend Sections 45313 and 88132 of the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 714—An act to amend Sections 19011, 23036, 23051.5, 25110, and 25112 of, to add Section 21015 to, and to repeal Section 18634 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 761—An act to amend Sections 1373.621 and 1399.63 of the Health and Safety Code, to amend Sections 10116.5, 10128.3, and 11512.03 of the Insurance Code, and to amend Section 2800.2 of, and to repeal Section 2807.5 of, the Labor Code, relating to health insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 763—An act to amend Sections 17700, 17706, 17716, 17717, 17717.5, 17720, 17730.3, 17740, 17740.1, 17741.8, and 17742 of, to add Sections 17705.2, 17705.3, and 17727 to, to repeal and add Section 17740.3 of, to repeal Sections 17717.6, 17717.7, 17740.2, 17740.3, 17740.7, 17741.5, and 17741.6 of, the Education Code, relating to school facilities funding.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 778—An act to amend Sections 594.8 and 640.5 of the Penal Code, relating to graffiti.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 815—An act to amend Sections 1524.5, 1550, 1551, 1562.3, and 1569.617 of, and to add Section 1562.4 to, the Health and Safety Code, relating to care facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 817—An act to amend Sections 1337.6, 1337.7, 1423, and 1736.3 of, and to repeal and add Section 1736.2 of, the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 856—An act to add Sections 3060.7 and 14202.2 to the Penal Code, relating to parole.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 860—An act to amend Section 47610 of, and to add Section 47611.5 to, the Education Code, to amend Sections 20038.5, 20950.1, 21101, 21251.13, 21251.147, 21296, 21364, 21373, 21382.5, 21404, and 21411 of, to add Section 20038.4 to, and to repeal Section 21406 of, the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 888—An act to amend Sections 14233, 14250, 14260, and 14427 of the Business and Profession Code, to amend, repeal, and add Section 2104 of the Code of Civil Procedure, to amend Section 9409 of, and to amend, repeal, and add Sections 9403, 9404, 9405, and 9406 of, the Commercial Code, to amend Section 17701 of the Corporations Code, and to amend Sections 12192, 12204, 12210, 12211, and 12214 of, and to amend, repeal and add Section 12181 of, the Government Code, relating to fees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 912—An act to amend Sections 22159, 22250, 22305, 22337, 22453, and 22467 of, and to add Section 22112 to, the Financial Code, relating to financial institutions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 941—An act to add and repeal Article 3.55 (commencing with Section 330.10) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to child health, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 944—An act to add Sections 2550.5, 2550.6, and 2550.7 to the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 980—An act to add Chapter 9.8 (commencing with Section 66760) to Part 40 of the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1015—An act to amend Section 65863.11 of the Government Code, relating to assisted housing developments.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1026—An act to add an article heading immediately preceding Section 42700 of, and to add Article 2 (commencing with Section 42705) to, Chapter 14 of Part 3 of Division 30 of, the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1048—An act to add Sections 708.3, 10011.5, 12819.5, and 16480.5 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1059—An act to amend Section 6254 of the Government Code, relating to public records.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1065—An act to amend Sections 25402.5, 25421, 25449.3, and 25449.4 of, and to add Sections 25417.5 and 25443.5 to, the Public Resources Code, relating to energy resources.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1076—An act to add Section 85310 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1091—An act to add and repeal Chapter 1.5 (commencing with Section 1120) of Part 2 of Division 1 of the Insurance Code, relating to insurance, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1105—An act to add Chapter 2.12 (commencing with Section 7286.60) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1110—An act to add Section 11274 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1151—An act to amend Section 1345 of, and to add Section 1373.3 to, the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1224—An act to amend Sections 701 and 710 of the Harbors and Navigation Code, to amend the heading of Chapter 5B (commencing with Section 853.1) of Title 3 of Part 2 of, to add an article heading immediately preceding Section 853.1 of, and to add Article 2 (commencing with Section 853.3) to Chapter 5B of Title 3 of Part 2 of, the Penal Code, and to amend Section 1804 of the Vehicle Code, relating to crimes and vessels, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1228—An act to amend Section 1879.2 of the Insurance Code, and to amend and repeal Section 550 of the Penal Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1232—An act relating to district reorganization.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1262—An act to amend Section 11402 of, and to add and repeal Sections 362.7 and 362.8 of, the Welfare and Institutions Code, relating to youths.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1284—An act to amend Sections 69899.5, 69911, 70046.2, 73084.2, 73084.3, 73084.4, 73084.5, 73089, 73096, 73348, 73351, 73353, 73358, 73398, 73399, 73433, 73433.1, 73433.4, 73434, 73435, 73436, 73436.1, 73436.2, 73440, 73487, 3489, 73490, 73523, 73524, 73525, 73529, 73601, 73602, 73644, 73682, 73683, 73684, 73691, 73692, 73695, 73699.1, 73705, 73710, 73713, 73714, 73736, 73822, 73823, 73954, 74001.5, 74002, 74004, 74010, 74011, 74012, 74013, 74014, 74141, 74143, 74207, 74208, 74344, 74604, 74607, 74610, 74642, 74643, 74644.1, 74644.5, 74647, 74663, 74665, 74745, 74783, 74803, 74805, 74807, 74808, 74809, 74921.10, 74925.2, 74954, 74954.5, 74955, 74956, 74984, 74985, 74986, and 74987 of, to add Sections 73436.05 and 74811 to, and to repeal Sections 73485, 73491, 73492, 73708, 73715, 73716.2, and 74809.5 of, the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1325—An act to amend Section 12927 of, and to add Section 12927.15 to, the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1328—An act to amend Sections 1033 and 10541 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

COMMITTEE MEETING ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the following committees would meet today upon adjournment of Floor session:

Appropriations at 1:30 p.m., Room 4202, Utilities and Commerce upon adjournment, and Natural Resources at 1:30 p.m., Room 444.

MOTION TO ADJOURN

At 12:55 p.m., Assembly Member Katz moved that the Assembly do now adjourn.

Assembly Member Hannigan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:56 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 28, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 1129.

TED WEGGELAND

Above request ordered transmitted to the Committee on Rules.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 45—Lee. Relative to the Commission on the Status of African-American Males.

AUTHOR'S AMENDMENTS

Committee on Banking and Finance

August 28, 1995

Mme. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 1129

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WEGGELAND, Chairman

SENATE BILL NO. 1129—An act to amend Section 866.4 of the Financial Code, relating to financial institutions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 28, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 256
Senate Bill No. 356
Senate Bill No. 543
Senate Bill No. 936

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 256—An act to amend Sections 15364.51, 15364.52, 15364.53, and 15364.54 of, to add Chapter 2.2 (commencing with Section 15372.60) to Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to state tourism.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 356—An act to amend Section 11280 of, to amend, repeal, and add Section 11501 of, to add Sections 11451.8, 11451.9, and 11502.1 to, and to repeal Sections 11451.6 and 11451.7 of, the Welfare and Institutions Code, relating to public social services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 543—An act to amend Section 48980 of, and to add Section 35298 to, of the Education Code, relating to schools.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 936—An act to amend Sections 65582, 65583.1, and 65584.5 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 28, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 531
Senate Bill No. 575
Senate Bill No. 979

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 531—An act to amend Section 6902.2 of, and to add Section 6075 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 575—An act to amend Section 1502 of, and to add Sections 1502.1 and 1530.1 to, the Health and Safety Code, relating to juveniles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 979—An act to amend Sections 24306 and 24954 of, and to amend and repeal Sections 18042 and 24611 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

August 28, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 786

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 786—An act to add Chapter 12.3 (commencing with Section 67010) to Part 40 of the Education Code, relating to funding higher education facilities through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read 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 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 726

With the recommendation: Do pass.

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1066

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Local Government reports:

Assembly Constitutional Amendment No. 8

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

RAINEY, Chairman

Above resolution ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 76

With the recommendation: Do pass.

McPHERSON, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 689
Senate Bill No. 691
Senate Bill No. 935
Senate Bill No. 1077
Senate Bill No. 1161

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 82
Senate Bill No. 87
Senate Bill No. 325
Senate Bill No. 410
Senate Bill No. 465
Senate Bill No. 709
Senate Bill No. 911
Senate Bill No. 1221
Senate Bill No. 1283

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 423

With amendments with the recommendation: Amend, and do pass, as amended.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 437
Assembly Bill No. 457
Assembly Bill No. 717
Assembly Bill No. 1060
Assembly Bill No. 1466
Assembly Bill No. 1910

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1912

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 39

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 69
Senate Bill No. 103

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 987

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 38

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 987—An act to amend Section 6500 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 38—Relative to commending the United States Marine Corps on the occasion of its 220th anniversary.

August 28, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1121 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bill was placed on the Special Consent Calendar:

Assembly Bill No. 1466.

INTRODUCTION OF GUESTS

Assembly Member Alby, of the 5th Assembly District, introduced her sister and brother-in-law Marian and Paul Chapman, Paul's parents Helen and Gaylord Chapman, and special guests, Antonio and Maria Jimenez from Seville, Spain.

Assembly Member Speier, of the 19th Assembly District, introduced Kris Anderson-Moore of El Dorado County.

Assembly Member Archie-Hudson, of the 48th Assembly district, introduced the following students representing the I Have a Dream Foundation—Los Angeles: Jorge Garcia, Kameika Mason, Vanessa Galvez, Daniel Randell, Janet Mendoza, Neyra Garcia, Xiomara Rauda, Jason Lee, and Kim Williams. Accompanying the students were Felix Black, coordinator and Myrna Patterson, staff coordinator.

Assembly Member Napolitano, of the 58th Assembly District, introduced Marjhe Covino, Pamela Coffey, and Frank Lawley representing the F.O.C.U.S. Foundation, Faces of Cancer: Unveiling Shadows sponsoring the photo display in the Capitol Rotunda, "Survivors of Breast Cancer".

Assembly Member Conroy, of the 71st Assembly District, introduced the Venerable Thich Giac Luong, Chan Tran, Trac Huy Pham, Tran Viet Nghi, and Hoang Tran.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, August 29, 1995, out of respect to the memory of Julian Mazzarella, on motion of Assembly Member Hoge; out of respect to the memory of Herbert B. Stovall, Jr., on motion of Assembly Member Sweeney; out of respect to the memory of Richard Wooten and Raymond Zanella, on motion of Assembly Members Ducheny, Alpert, and Davis; out of respect to the memory of Eloise Pickard Smith, on motion of Assembly Member McPherson; out of respect to the memory of Sandi Piazza, on motion of Assembly Member House; out of respect to the memory of Manuel Vasquez, on motion of Minority Speaker pro Tempore Baca; and out of respect to the memory of Clarinda Phillips, on motion of Assembly Members Ducheny and Bates.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 28, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

786

Senate Bills

29
81
123
149
256
356
386
396
420
527
531
543
575
678
765
793
872
920
936
976
1129
1135
1178
1247

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 29, 1995

ONE HUNDRED THIRTY-SECOND SESSION DAY

TWO HUNDRED SIXTY-EIGHTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 29, 1995

The Assembly met at 7 a.m.
Hon. Jim Morrissey, Assembly Member, 69th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Kuehl	Rogan
Battin	Escutia	Lee	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Firestone	Margett	Speier
Bowen	Friedman	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brown, Willie	Granlund	Miller	Vasconcellos
Brulte	Hannigan	Morrissey	Villaraigosa
Burton	Harvey	Morrow	Weggeland
Bustamante	Hauser	Murray, Kevin	Woods
Caldera	Hawkins	Murray, Willard	Mme. Speaker
Campbell	House	Napolitano	

Quorum present.

At 2 p.m., Hon. Michael Sweeney, 18th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Bates, Knox, and Kuykendall.

On personal business, and waiving per diem: Assembly Member Hoge.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 29, 1995

Honorable Doris Allen
Room 219
State Capitol Building
Sacramento, California

Dear Madam Speaker, It was requested that I be excused from session on August 29. I will be conducting legislative business within my district on this day.

Thank You,

TOM BATES, Assembly Member
Fourteenth District

August 29, 1995

Speaker Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I request to be excused from today's check-in session. I will be in Los Angeles on legislative business.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

August 29, 1995

The Honorable Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I will be absent from Check In Session on August 29th and 30th. I will be on Legislative Business.

Please excuse me. Thank you for your attention to this matter.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty-fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 29, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Transportation Committee to fill an existing vacancy for the hearing on Tuesday, August 29, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

Explanation of Attendance—August 22, 1995

August 24, 1995

Hon. Doris Allen
Speaker of the Assembly
California State Legislature
State Capitol—Room 219
Sacramento, California

Dear Madame Speaker: Please correct the Assembly Journal to reflect the waiving of my per diem for Tuesday, August 22, 1995.

Thank you for your attention to this matter.

Sincerely,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 786

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, August 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1053
Assembly Bill No. 1912

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., August 29, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 29, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 39

And reports the same correctly enrolled, and presented to the Secretary of State on the 29th day of August, 1995, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 29, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 654.

DOMINIC CORTESE

Above request ordered transmitted to the Committee on Rules.

MESSAGES FROM THE SENATE

Senate Chamber, August 28, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 43

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following resolution was placed on the Special Consent Calendar:

Assembly Concurrent Resolution No. 43.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 29, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 11
Senate Bill No. 28
Senate Bill No. 290
Senate Bill No. 37

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 11—An act to amend, repeal, and add Sections 17525, 17526, 17553, 17555, 17557, 17558, 17558.5, and 17562 of, and to add Sections 17561.5 and 17561.6 to, the Government Code, and to amend and repeal Section 2246 of the Revenue and Taxation Code, relating to state-mandated local programs.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 28—An act to amend Sections 2786, 2787, 4800, and 4801 of the Fish and Game Code, and to amend Section 8 of the California Wildlife Protection Act of 1990, relating to wildlife.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 290—An act to add and repeal Chapter 10 (commencing with Section 15399.40) of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to supercomputer centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 37—An act to amend Sections 43013, 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, and to add Section 4000.7 to, and to repeal Section 4000.6 of, the Vehicle Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

August 29, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 651
Assembly Bill No. 732

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 651—An act to amend Section 261.5 of the Penal Code, relating to unlawful sexual intercourse.

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.

ASSEMBLY BILL NO. 732—An act to amend Section 706 of the Welfare and Institutions Code, relating to minors.

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 Rules

August 29, 1995

Mme. Speaker: The Chair of your Committee on Rules reports:

Assembly Constitutional Amendment No. 32

With author's amendments with the recommendation: Amend, and re-refer to the committee.

AGUIAR, Alternate Chair

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 199
Senate Bill No. 275
Senate Bill No. 431
Senate Bill No. 523
Senate Bill No. 534
Senate Bill No. 547
Senate Bill No. 833
Senate Bill No. 1302

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 303
Senate Bill No. 729
Senate Bill No. 882
Senate Bill No. 990

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 130
Senate Bill No. 206
Senate Bill No. 283
Senate Bill No. 412
Senate Bill No. 957
Senate Bill No. 1060
Senate Bill No. 1107
Senate Bill No. 1299
Senate Bill No. 1361

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 845
Senate Bill No. 1172
Senate Bill No. 1191

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 50

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 27

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 623
Senate Bill No. 1307
Senate Bill No. 1327

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: August 29, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 29

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1176

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 678

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 127
Senate Bill No. 1291

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 bills be placed on the Consent Calendar.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 341

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 552

With the recommendation: That the Senate amendments be concurred in.

SHER, Chairman

Above bill ordered to unfinished business.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Section 6 of, and amending Section 8 of, Article XIIIB thereof, relating to funding of local government.

Resolution read second time; amendments proposed by the Committee on Local Government read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 33—An act to amend Sections 813 and 826 of, and to add Section 817 to, the Penal Code, relating to arrest.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 136—An act to amend Sections 8880.4, 8880.63, and 8880.64 of, and to repeal and add Section 8880.42 of, the Government Code, relating to the state lottery.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 159—An act to amend Sections 20023, 20412, 20615, 20615.5, and 21321 of the Government Code, relating to public employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 226—An act to amend Section 31461 of, and to add Article 2.7 (commencing with Section 31515) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to county retirement.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 379—An act to amend Sections 2201 and 21000 of, to add Section 9082.5 to, and to repeal Sections 9165, 9284, 9318, and 9505 of, the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 429—An act to amend Sections 20111, 20113, 20114, 20116, 20651, 20654, 20655, and 20657 of, and to repeal Section 20651.5 of, the Public Contract Code, relating to local agency contracts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 443—An act to amend Section 49116 of the Education Code, and to amend Sections 1286, 1288, 1294.1, 1294.3, 1294.4, 1305, 1308, 1308.3, 1309.6, 1391, and 1393 of the Labor Code, relating to employment.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 448—An act to amend Section 740.7 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 496—An act to amend Sections 1190 and 1191 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 585—An act to add Section 2705.6 to the Public Utilities Code, relating to water supplies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 614—An act to add Section 18342 to the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462, 2244.5, and 4730.10 to, and to repeal Section 4704 of, the Health and Safety Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 660—An act to amend Sections 51231, 51287, 65040, 65040.2, 65861, 66016, and 66031 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 687—An act to amend Section 1358.20 of the Health and Safety Code, and to amend Sections 10194.8 and 10197.05 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 718—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6203, 6283, 6480.1, 6830, 7094, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9272, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32176, 32251.5, 32401, 32469, 32472, 40111, 40187, 40209, 40212, 41096, 41143.4, 41169, 41172, 43520, 43523, 45651, 45865, 45868, 46501, 46551, 50139, 50151, 50156.9, 50156.12, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 722—An act to amend Section 54902 of the Government Code, and to amend Sections 64, 75.11, 155.20, 214, 214.8, 532, 744, 746, 2611.6, 5366, and 60008 of, to add Section 60636 to, to add an article heading immediately preceding Section 46601 of, to add Article 2 (commencing with Section 46611) to, Chapter 6 of Part 24 of Division 2 of, to repeal Sections 531.05, 532.3, 4843, 4844, and 4845 of, to repeal Article 3 (commencing with Section 1901) of Chapter 2 of Part 3 of Division 1 of, and to repeal and add Sections 9271, 30459.1, 32471, 40211, 41171, 43522, 45867, 50156.11, and 55332 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 732—An act to amend and repeal Section 1569.697 of, and to add Article 6.6 (commencing with Section 1569.698) to Chapter 3.2 of Division 2 of, the Health and Safety Code, relating to residential care for the elderly.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 764—An act to amend Sections 17705.11, 17718.5, 17732, 17740.1, 17740.2, 17740.3, 17741.8, 17742, 17749, and 17788.7 of, and to repeal Sections 17705.5, 17705.6, 17705.7, and 17705.9 of, and to repeal Chapter 9 (commencing with Section 16400) of, Chapter 10 (commencing with Section 16500) of, Chapter 11 (commencing with Section 16600) of, Chapter 12 (commencing with Section 16700) of, Chapter 13 (commencing with Section 16800) of, Chapter 15 (commencing with Section 17000) of, Chapter 16 (commencing with Section 17100) of, Chapter 17 (commencing with Section 17200) of, Chapter 19 (commencing with Section 17400) of, Chapter 20 (commencing with Section 17500) of, Chapter 21.2 (commencing with Section 17640) of, Chapter 21.25 (commencing with Section 17645) of, Chapter 21.3 (commencing with Section 17650) of, Chapter 21.4 (commencing with Section 17660) of, Chapter 21.5 (commencing with Section 17680) of, Chapter 21.6 (commencing with Section 17695) of, Chapter 21.7 (commencing with Section 17696) of, Chapter 21.8 (commencing with Section 17697) of, and Chapter 21.9 (commencing with Section 17698) of, and to repeal and add Chapter 7 (commencing with Section 15900) of, Part 10 of the Education Code, relating to school facilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 791—An act to add Section 22317.5 to, to repeal Sections 22325 and 22357 of, and to repeal and add Sections 22324 and 22358 of, the Education Code, and to amend Sections 9350.6, 20023, 75003, and 75502 of, and to add Sections 9359.05, 21752.3, 31671, 75075.02, and 75572 to, the Government Code, relating to public retirement systems.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 827—An act to amend, repeal, and add Section 9880.2 of the Business and Professions Code, relating to automotive repair.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 851—An act to amend Sections 17008, 17031.8, 17050, 17052, and 17056 of the Health and Safety Code, relating to housing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1003—An act to amend Sections 15392.4 and 15394 of the Government Code, relating to the California Export Finance Office.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1011—An act to amend Sections 10610.2, 10610.4, 10611.5, 10615, 10620, 10621, 10631, 10632, 10633, 10641, 10642, 10644, 10650, 10652, 10653, and 10656 of, to add Section 10616.5 to, and to add Article 2.5 (commencing with Section 10635) to Chapter 3 of Part 2.6 of Division 6 of, the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1098—An act to add Section 40714.5 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1108—An act to add Chapter 5.7 (commencing with Section 13397) to Division 7 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1147—An act to add Section 14085.52 to the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1230—An act to add Sections 11163.3, 11163.4, and 11163.5 to the Penal Code, relating to domestic violence.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1308—An act to repeal and add Section 3205 of the Government Code, relating to solicitation of contributions.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 452—An act to amend Section 1021.5 of the Code of Civil Procedure, and to amend Sections 10248, 11343.4, and 11350 of the Government Code, relating to administrative regulations.

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. 454—An act to amend Sections 1367 and 1368 of 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 487—An act to amend Section 14163 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 644—An act to amend Sections 976.6, 1612, 10206, 10214.5, and 10218.5 of the Unemployment Insurance Code, relating to employment training.

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. 716—An act to amend Sections 25831 and 27001 of the Government Code, to add Section 3913.1 to the Public Resources Code, and to amend Sections 408.3, 2503.2, 2615, 3692, 3704, 4710, 4831, and 4986.8 of, to add Sections 163, 623, and 4101.5 to, and to repeal Section 2623.5 of, the Revenue and Taxation Code, relating to property 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. 910—An act to amend Sections 10290.1, 10343, 10345, 10376, 10378, 12101.5, and 12102 of, and to add Sections 10300 and 12102.5 to, and to repeal and add Section 10306 of, the Public Contract Code, relating to state contracts.

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. 946—An act to amend Sections 10145, 10232, and 17511.1 of the Business and Professions Code, to amend Section 2945.1 of, and to amend and repeal Section 2955 of, the Civil Code, to amend Sections 50005, 50120, 50122, 50130, 50201, 50202, 50203, 50204, 50205, 50320, and 50401, of, to add Sections 22060 and 50128 to, and to repeal and add Section 50504 of, the Financial Code, relating to lending.

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. 1020—An act to add Section 56.17 to the Civil Code, to amend Section 1374.7 of, and to add Section 1374.9 to, the Health and Safety Code, and to amend Sections 10123.3, 10140, 10147, and 11512.95 of, and to add Sections 10123.31, 10123.35, 10140.5, 11512.96, and 11512.965 to, 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 855—An act to amend Sections 1757, 3359, 3371, 3372, 3372.5, and 3373 of, to add Section 753 to, and to repeal and add Sections 857 and 1935 of, the Financial Code, relating to financial institutions.

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. 887—An act to amend Section 18405 of the Revenue and Taxation Code, relating to taxation, 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. 991—An act to amend, repeal, and add Section 441 of, and to add Sections 408.5, 480.7, and 487 to, the Revenue and Taxation Code, relating to real property.

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. 1051—An act to amend Sections 11721 and 11759.1 of the Insurance Code, and to amend Sections 62.7 and 135 of, and to add Section 6354.5 to, the Labor 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. 1088—An act to amend Sections 10285, 10285.2, 10285.3, and 10285.4 of, and to add Section 10285.1 to, the Public Contract Code, relating to state contracts.

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. 1305—An act to add Section 75502.5 to, and to add Chapter 9.3 (commencing with Section 35252) to Part 4 of Division 13 of, the Water Code, and to add Article 4 (commencing with Section 140) to Chapter 2 of Part 3 of the Sacramento Area Flood Control Agency Act (Chapter 510 of the Statutes of 1990), 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. 1313—An act to amend Section 2240 of, and to repeal and add Article 2 (commencing with Section 2220) of, Chapter 3 of Division 2 of, the Elections Code, relating to voter registration.

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. 1—An act to repeal, add, and repeal Chapter 7 (commencing with Section 11700) of Part 1 of Division 3 of Title 2 of the Government Code, relating to information technology.

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. 38—An act to amend Sections 17053.49 and 23649 of, and to add Section 17254 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 120—An act to add Section 41851.12 to, and to add and repeal Section 41851.11 of, the Education Code, relating to schools.

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. 187—An act to amend Sections 6222 and 6345 of, and to add Sections 6383.5 and 6383.7 to, the Family Code, relating to family law.

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 amend Section 2714 of the Public Resources Code, relating to mining.

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. 342—An act to amend Section 11010 of the Government Code, relating to fees.

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. 370—An act to add Section 14102 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 414—An act to add and repeal Section 97 of the Streets and Highways Code, and to add and repeal Section 42010 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 508—An act to amend Sections 206 and 237 of the Code of Civil Procedure, relating to juries.

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. 513—An act to amend Section 17900 of the Business and Professions Code, to amend Sections 15002, 15006, 15015, 15018, 15034, 15036, and 15040 of, and to add Article 8 (commencing with Section 15047) to Chapter 1 of Title 2 of, the Corporations Code, to amend Sections 19, 28.5, 6829, 17220, 18535, 19132, and 23036 of, and to add Chapter 1.7 (commencing with Section 23097) to Part 11 of Division 2 of the Revenue and Taxation Code, and to amend Section 1735 of the Unemployment Insurance Code, relating to limited liability partnerships, 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. 557—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

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. 609—An act to amend Sections 125.9, 803.2, 803.5, 804, 2225.5, 2227, 2236.1, 2305, 2317, 2335, and 2416 of, to amend and repeal Sections 803 and 2337 of, and to add Sections 802.1, 804.5, 2336, and 2964.6 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, 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. 612—An act to amend Section 7270 of, and to add Sections 7267 and 7275.5 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 619—An act to amend Section 51769 of the Education Code, to amend Section 1872.83 of the Insurance Code, and to amend Section 3201.5 of 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. 640—An act to add Chapter 5.45 (commencing with Section 2546) to Division 2 of the Business and Professions Code, relating to prescription lenses.

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. 670—An act to amend Section 12076 of the Penal Code, relating to firearms.

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. 671—An act to amend Sections 12001, 12071, 12072, 12073, 12074, 12076, 12077, 12078, and 12082 of, and to repeal Section 12083 of, the Penal Code, relating to firearms.

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. 726—An act to amend Section 255 of, and to add Sections 941.6 and 954.6 to, the Streets and Highways Code, to amend Sections 1808.5, 9901, 11406, 11713, 12505, 12509, 12527, 12804.9, 12804.13, 12804.14, 12814.5, 13353.8, 14601, 14601.1, 14601.2, 21053, 23116, 24607, 25950, 34500, and 35400 of, to amend, repeal, and add Sections 22349, 22354, 22356, 22357, 22358, and 22360 of, to add Sections 22366, 24611, and 40200.8 to, and to repeal Sections 2424.5 and 4602.1 of, the Vehicle Code, and to amend Section 10850 of the Welfare and Institutions Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1066—An act to amend Sections 66000, 66001, and 66006 of, and to add Sections 65995.3, 66008, and 66009 to, the Government Code, and to repeal Section 9 of Chapter 1354 of the Statutes of 1992, relating to development.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 76—An act to add Sections 35816 and 51230 to the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 689—An act to amend Sections 1356, 1369, and 1380 of, and to add Sections 1368.01, 1368.02, 1368.03, and 1368.04 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. 691—An act to amend Sections 44014 and 48980 of the Education Code, relating to school employees.

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. 935—An act to add and repeal Chapter 8.1 (commencing with Section 6110) to Title 7 of Part 3 of the Penal Code, relating to corrections.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1077—An act to repeal Chapter 20.6 (commencing with Section 9891) of Division 3 of the Business and Professions Code, and to add Title 2.93 (commencing with Section 1812.550) to Part 4 of Division 3 of the Civil Code, relating to tax preparers.

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. 1161—An act to add Section 368.5 to the Penal Code, relating to crimes against the elderly and dependent adults.

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. 82—An act to amend Sections 7054 and 7056, to add Sections 7054.1 and 7058 to, and to repeal Sections 35174, 72632 of, the Education Code, relating to schools.

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. 87—An act to amend Section 11040 of the Government Code, and to amend Sections 1036 and 1064.2 of the Insurance Code, relating to the Attorney General.

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. 325—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 410—An act to amend Section 4109.5 of, and to add Sections 4474.1 and 4787 to, the Welfare and Institutions Code, relating to developmental disabilities.

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. 465—An act to amend Sections 1871.4 and 1871.7 of, and to repeal Section 1879.1 of, the Insurance Code, and to amend Section 550 of, and to repeal Section 550 of, the Penal Code, relating to insurance fraud.

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. 709—An act to add Section 43013.2 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. 911—An act to amend Sections 422.75, 422.95, 1547, and 11413 of the Penal Code, relating to hate crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1221—An act to amend Section 2601 of 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. 1283—An act to amend Section 703 of the Fish and Game Code, and to amend Sections 4582.6 and 4582.7 of the Public Resources Code, relating to forest practices.

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. 423—An act to amend Sections 85.2 and 1201.6 of the Harbors and Navigation Code, relating to harbors and navigation, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second reading file.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 474, on request of Assembly Member Sweeney;

Senate Bill No. 863, on request of Assembly Member Campbell;

Senate Bill No. 537, on request of Assembly Member Rainey.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 30, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 29, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

651
732

Assembly Constitutional Amendments

8
32

Senate Bills

1
11
28
37
38
82
87
120
187
273
290
325
342
370
410
414
423
452
454
465
487
508
513
557
609
612
619
640
644
670
671
689
691
709
716
855
887
910
911
935
946
991
1020
1051
1066
1077
1088
1161
1221
1283
1305
1313

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 30, 1995

ONE HUNDRED THIRTY-THIRD SESSION DAY

TWO HUNDRED SIXTY-NINTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 30, 1995

The Assembly met at 7 a.m.
Hon. Mickey Conroy, Assembly Member, 71st District presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—72:

Aguiar	Campbell	Hawkins	Murray, Willard
Alby	Cannella	Hoge	Napolitano
Alpert	Conroy	House	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Escutia	Kuehl	Rogan
Boland	Figueroa	Machado	Setencich
Bordonaro	Firestone	Margett	Speier
Bowen	Friedman	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Vasconcellos
Brulte	Granlund	Miller	Villaraigosa
Burton	Hannigan	Morrissey	Weggeland
Bustamante	Harvey	Morrow	Woods
Caldera	Hauser	Murray, Kevin	Mme. Speaker

Quorum present.

At 10:57 a.m., Hon. Gary G. Miller, 60th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Kaloogian, Kuykendall, and Thompson.

On personal business, and waiving per diem: Assembly Members Willie Brown and Lee.

Because of illness: Assembly Member Sher.

The following Assembly Member was excused for the day, and his per diem was waived: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 30, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Wednesday, August 30, 1995.

Thank you for your consideration on this matter.

Respectfully,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

August 24, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: Please excuse me from Session August 30 and 31, 1995. I have important legislative business to attend to in my district. The copy of the USDA hearing invitation scheduled in Escondido already forwarded to you should provide you with the necessary information.

Please know your assistance and consideration in this matter is greatly appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

(NOTE: For letter explaining the absence of Assembly Member Kuykendall on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, August 29, 1995.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 651
Assembly Bill No. 732

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, August 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 8
Assembly Constitutional Amendment No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 30, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 1180.

BYRON D. SHER

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

Date of Hearing: August 29, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 836

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 29, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 163

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 29, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 788

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 501

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Local Government

Date of Hearing: August 30, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 229

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, August 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 595
Senate Bill No. 1109

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 207

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 30, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 3
Assembly Bill No. 13
Assembly Bill No. 77
Assembly Bill No. 119
Assembly Bill No. 231
Assembly Bill No. 307
Assembly Bill No. 365
Assembly Bill No. 488
Assembly Bill No. 586
Assembly Bill No. 709
Assembly Bill No. 827
Assembly Bill No. 965
Assembly Bill No. 1107
Assembly Bill No. 1108
Assembly Bill No. 1158
Assembly Bill No. 1334
Assembly Bill No. 1617

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar: Assembly Bills Nos. 965 and 1617.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 50—An act to repeal Section 6357 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 341—An act to amend Section 1861.02 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 BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 855, 887, 991, 1051, 1088, 1305, 1313, 1, 38, 120, 187, 273, 342, 370, 414, 508, 513, 557, 609, 612, 619, 640, 670, 671, 689, 691, 935, 1077, 1161, 82, 87, 325, 410, 465, 709, 911, 1221, 1283, and **423,** ordered to third reading;

Senate Bills Nos. 452, 454, 487, 644, 716, 910, 946, and **1020,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 199—An act to add Sections 40448.5.1 and 43022 to the Health and Safety Code, and to add Section 25225 to the Public Resources Code, relating to vehicles and fuels.

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. 275—An act to add Division 10.2 (commencing with Section 10200) to the Public Resources Code, and to add Sections 421.5 and 422.5 to the Revenue and Taxation Code, relating to agricultural land conservation.

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. 431—An act to amend Sections 19807, 19808, and 19818 of, to add Sections 19827, 19828, 19829, and 19830 to, to add and repeal Section 19819.5 of, and to repeal Section 19819 of, the Business and Professions Code, relating to gaming, 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. 523—An act to amend Sections 124, 4160, 10175.2, and 23083 of the Business and Professions Code, to amend Sections 232 and 94323 of, and to add Section 92001 to, the Education Code, to amend Sections 3373 and 8054 of the Financial Code, to amend Sections 202 and 355 of the Fish and Game Code, to amend Section 755.5 of the Evidence Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11340.5, 11342, 11346.2, 11349.9, 11350, 11370, 11370.3, 11370.5, 11371, 11500, 11501, 11502, 11505, 11506, 11507.6, 11507.7, 11508, 11509, 11511, 11511.5, 11512, 11513, 11517, 11518, 11519, 11520, 11523, 11524, 11526, 11529, 12935, 19582.5, 21758, 37624.2, and 68560.5 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to add Sections 11340.4, 11507.3, 11511.7, 11518.5, 15609.5, and 17533 to, to add article headings immediately preceding Sections 11370 and 11371 of, to add Article 3 (commencing with Section 11380) to Chapter 4 of, and to add Chapter 4.5 (commencing with Section 11400) to, Part 1 of Division 3 of Title 2 of, and to repeal Sections 11346.14, 11346.54, 11346.6, 11501.5, 11502.1, 11510, 11513.5, 11525, and 11530 of, the Government Code, to amend Sections 443.37, 1551.5, 1568.065, 1569.515, 1596.8875, 11830, 11830.5, 11834.37, 11994, 18930, 18949.6, 25149, 25229, 25299.59, 25375.5, 32154, 39657, 40843, 50199.17, and 57005 of the Health and Safety Code, to amend Sections 146, 4600, 5278, 5710, 5811, 6380.5, and 6603 of, and to add Section 1144.5 to, the Labor Code, to add Section 105 to the Military and Veterans Code, to add Section 3066 to the Penal Code, to amend Sections 663.1, 4204, and 40412 of, and to add Sections 25513.3 and 30329 to, the Public Resources Code, to amend Section 1701 of the Public Utilities Code, to amend Sections 1636, 19044, and 19084 of the Revenue and Taxation Code, to amend Section 409 of the Unemployment Insurance Code, to amend Sections 3066,

11728, and 14112 of the Vehicle Code, and to amend Sections 4689.5, 11350.6, and 14105.41 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

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. 534—An act to amend Sections 214, 3691, and 3698.5 of, and to add Section 3698.7 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 547—An act to add Article 4.05 (commencing with Section 14139.1) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to long-term care.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 833—An act to amend Sections 14602.6, 14604, and 40000.11 of, to add Section 5002.9 to, to amend, repeal, and add Sections 210, 22451, and 40518 of, and to add and repeal Section 21455.5 of, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1302—An act to add Part 10.8 (commencing with Section 17920) to Division 1 of Title 1 of the Education 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. 303—An act to add Section 1347.5 to the Penal Code, relating to testimony.

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. 729—An act to amend Sections 51225.3, 51226, 52300, 52302.5, 52322, 52335.4, 52335.5, and 52372.1 of, to add Sections 51226.1, 52314.8, and 52335.9 to, and to repeal Sections 52318, 52319, 52335.6, and 52335.7 of, the Education Code, relating to career 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. 882—An act to add and repeal Chapter 8.9 (commencing with Section 10089.7) of Part 1 of Division 2 of the Insurance Code, relating to earthquake 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. 990—An act to add and repeal Section 14087.41 of the Welfare and Institutions Code, relating to managed care 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. 130—An act to amend Sections 25143.2 and 25144 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 206—An act to add Section 25143.8 to the Health and Safety Code, and to amend Section 13050 of the Water Code, relating to waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 283—An act to add Section 12833 to the Food and Agriculture Code, relating to economic poisons.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 412—An act to amend Section 14009.5 of, and to repeal Section 14006.7 of, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 957—An act to amend Section 1349.2 of the Health and Safety Code, and to amend Section 740 of the Insurance Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1060—An act to amend Section 25187.8 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1107—An act to amend Section 25404.5 of the Health and Safety Code, relating to hazardous materials, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1299—An act to add and repeal Chapter 5 (commencing with Section 71035) of Part 1 of Division 34 of the Public Resources Code, relating to environmental protection.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1361—An act to add and repeal Section 84200.4 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 845—An act to amend Sections 25163 and 25218 of, and to add Sections 25218.1 and 25218.11 to, the Health and Safety Code, relating to household hazardous waste.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1172—An act to amend Sections 4010.1, 4017, and 4019.10, and to add Section 4010.35 to, of the Health and Safety Code, relating to drinking water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1191—An act to amend Sections 25110.4, 25110.10, 25117.6, 25117.9.1, 25121.3, 25143.10, 25144.6, 25145, 25150, 25158, 25163.3, 25171.5, 25178, 25180, 25180.5, 25181, 25182, 25185, 25185.6, 25186, 25186.5, 25187, 25187.1, 25187.2, 25187.5, 25187.6, 25187.7, 25187.8, 25191, 25194, 25194.5, 25195, 25200.3, 25200.10, 25200.14, 25201.3, 25201.4, 25201.5, 25201.8, 25202.9, 25204.6, 25205.14, 25244.21, 25244.23, 25250.19, 25270.2, 25270.4, 25281, 25283, 25284, 25285, 25286, 25287, 25288, 25293, 25297.1, 25299.3, 25299.41, 25404, 25404.1, 25404.2, 25404.3, 25404.4, 25404.5, 25501, 25502, and 25532 of, and to add Sections 13143.10, 25122.9, and 25123.7 to, the Health and Safety Code, and to amend Section 50108.1 of the Revenue and Taxation Code, relating to hazardous materials.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 623—An act to repeal and add Section 593d of the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1307—An act to amend Sections 4010, 4019.10, 4019.35, 4019.45, 4023.1, 4023.2, and 4030 of, to repeal Sections 4018 and 4022 of, and to repeal and add Section 4023 of, the Health and Safety Code, relating to drinking water, 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. 1327—An act to add Section 10089.4 to the Insurance Code, relating to 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. 1176—An act to amend Sections 8370 and 15907 of, to amend and renumber Section 9025 of, to add Article 7 (commencing with Section 7390) to Chapter 2 of Part 2 of Division 6 of, and to add and repeal Section 9027.5 of, the Fish and Game Code, relating to fish, 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. 678—An act to add and repeal Chapter 2.2 (commencing with Section 350) of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 127—An act to amend Sections 16809, 16809.3, 16809.4, 16990.9, 17603, and 17604 of the Welfare and Institutions Code, relating to local 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. 1291—An act to amend Sections 25123.3, 25143, 25200.1, 25200.3, 25200.5, 25200.10, 25201, 25201.5, 25201.6, 25201.13, 25205.14, 25218.5, 25245.4, and 25246 of, to add Sections 25110.9.1, 25200.16, 25200.17, and 25204.7 to, and to repeal Section 25245.5 of, the Health and Safety Code, relating to hazardous 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, and to be placed upon the Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 30, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 50

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, August 31, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 30, 1995

The following measures were amended in the Assembly on this day:

Assembly Bill

341

Senate Bills

127
199
275
303
431
523
534
547
623
678
729
833
882
990
1176
1291
1302
1307
1327

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 31, 1995

ONE HUNDRED THIRTY-FOURTH SESSION DAY

TWO HUNDRED SEVENTIETH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 31, 1995

The Assembly met at 9:35 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Campbell moved a quorum call of the Assembly.

Assembly Member Bordonaro seconded the motion.

Motion carried. Time, 9:36 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:45 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Reverend Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Great God, Who dwells in light and created all things in wisdom, we come into Your presence with our thanks and to offer this morning prayer: Grant that this day may be spent in peace; clothe us with an armor of light and a shield of Your truth; and save us from all things that lurk in darkness. Yes, O Lord, Giver of all good things, may we be enlightened by the practice of Your commandments and stand tall in gladness of soul.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member McDonald 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 Caldera, seconded by Assembly Member Takasugi.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Member Archie-Hudson.

Because of illness: Assembly Member Brulte.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 31, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Keith Olberg to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Friday, September 1, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 31, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bruce McPherson and Steven Kuykendall to the Assembly Revenue and Taxation Committee to fill existing vacancies for the hearing on Friday, September 1, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 341

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

House Resolution No.	*Committee*
24	Budget

Senate Bill No.	*Committee*
987	L. & E.

Senate Concurrent Resolution No.	*Committee*
38	Rls.

AUTHOR'S AMENDMENTS

Committee on Transportation

August 31, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 1019

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KATZ, Chairman

ASSEMBLY BILL NO. 1019—An act to add Article 1.5 (commencing with Section 6530) to Chapter 5 of Division 7 of Title 1 of the Government Code, and to add Section 143.5 to the Streets and Highways Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

August 31, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 617

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 617—An act to amend Section 89036 of the Education Code, to add Section 14628 to the Government Code, and to amend Section 2807 of the Penal Code, relating to the Prison Industry Authority.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

August 31, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Senate Bill No. 654

AGUIAR, Alternate Chair

Committee on Appropriations

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 800

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.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 958
Senate Bill No. 969
Senate Bill No. 1222

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: August 28, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1178

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: August 29, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 388

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government with the recommendation: To Consent Calendar.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Budget

Date of Hearing: August 30, 1995

Mme. Speaker: Your Committee on Budget reports:

Senate Bill No. 18
Senate Bill No. 140
Senate Bill No. 1277

With the recommendation: Do pass.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: August 29, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 437

With amendments with the recommendation: Amend, and do pass, as amended.

KATZ, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 40

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

AGUIAR, Alternate Chair

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 17

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT

On behalf of Speaker Allen, Majority Speaker pro Tempore Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edwin Abreu, of Anaheim.

Majority Speaker pro Tempore Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harold Lampton, a resident of his district.

Assembly Member McPherson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Page Smith, of Santa Cruz.

Assembly Member Alby was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harrison Holland Fait, a valued employee of McClellan AFB and founder of the Sacramento Historical Radio Society.

Assembly Member Cortese was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Lima, of San Jose.

ANNOUNCEMENTS

On behalf of the Assembly Rules Committee, Assembly Member Burton was granted unanimous consent that the following changes in policy on the Assembly Floor be adopted for the remainder of this legislative session:

1. That there be no further presentations to guests at the rear of the Chamber during Floor session;

2. That Members submit names to the Minute Clerk of those individuals whose memory they wish to adjourn in, rather than announcing the names under Motions and Resolutions; and

3. That a Special Consent Calendar for pending technical amendments be created, to be taken up at the conclusion of the legislative day; and that substantive amendments to bills on third reading be taken up only when the bill is taken up on its regular place on the Daily File.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 9:55 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Katz introduced Captain Michael L. Brown, Commander of the Office of Special Representative, of the California Highway Patrol. Assembly Member Katz presented a resolution to Captain Brown commending his superior record of dedicated and highly effective law enforcement service and extended congratulations to Captain Brown upon his recent promotion to the rank of Assistant Chief as of October 1, 1995.

Assembly Member Katz also introduced Captain Brown's wife Vicky Brown and acknowledged the presence of his staff in the rear of the Chamber.

Captain Michael L. Brown then addressed the assemblage.

REASSEMBLED

At 9:57 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

JOINT RULE 62(a) WAIVED

Assembly Member Napolitano was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of permitting the Select Committee on the Americas to meet on September 1, 1995, upon adjournment of Floor session.

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. 644, on request of Assembly Member Ducheny.

BILL RETURNED TO SENATE

Without objection, Assembly Member Ducheny returned Assembly Bill No. 457 to the Senate for further action.

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting today, upon adjournment of Floor session, in Room 4202, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bill No. 126; Senate Bills Nos. 29, 163, 229, 501, 668, 678, 712, 745, 788, 836, 971, 1066, 1094, and 1135.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Senate Concurrent Resolution No. 33, be withdrawn from the Committee on Appropriations and placed on the third reading file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1029, on request of Assembly Member Isenberg.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 743 (Kuykendall)—An act to amend Sections 17144, 17561, 24307, and 24692 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuykendall moved a call of the Assembly.

Motion carried. Time, 10:13 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 1186, by unanimous consent;

Assembly Constitutional Amendment No. 12, on request of Assembly Member Rainey.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 913 (Cunneen)—An act to amend Sections 17053, 17053.1, and 23605 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

That the amendments offered by Assembly Member Isenberg to Assembly Bill No. 913 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 913 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Isenberg moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 913 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—26

Baca	Caldera	Katz	McDonald
Bates	Campbell	Knox	Murray, Kevin
Bowen	Ducheny	Kuehl	Napolitano
Brown, Valerie	Gallegos	Lee	Sher
Brown, Willie	Hannigan	Machado	Speier
Burton	Hauser	Martinez	
Bustamante	Isenberg	Mazzoni	

NOES—42

Aguiar	Davis	Kuykendall	Rogan
Alby	Firestone	Margett	Setencich
Alpert	Frusetta	McPherson	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Vasconcellos
Boland	Harvey	Morrow	Villaraigosa
Bordonaro	Hawkins	Olberg	Weggeland
Bowler	Hoge	Poochigian	Woods
Brewer	House	Pringle	Mme. Speaker
Conroy	Kaloogian	Rainey	
Cunneen	Knight	Richter	

Further Consideration of Assembly Bill No. 913

The question being on passage of the bill.

Point of Personal Privilege

Assembly Member Caldera arose to a point of personal privilege.

CAUCUS ANNOUNCEMENTS

At 10:25 a.m., Assembly Member Bustamante was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:26 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 11:13 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 913

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—61

Aguiar	Cunneen	Knight	Richter
Alby	Davis	Knowles	Rogan
Alpert	Ducheny	Knox	Setencich
Baca	Figueroa	Kuykendall	Sher
Baldwin	Firestone	Lee	Speier
Battin	Frusetta	Machado	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Weggeland
Brown, Willie	Hawkins	Morrow	Woods
Campbell	Hoge	Olberg	Mme. Speaker
Cannella	House	Poochigian	
Conroy	Kaloogian	Pringle	
Cortese	Katz	Rainey	

NOES—11

Brown, Valerie	Escutia	Isenberg	Murray, Willard
Burton	Friedman	McDonald	Napolitano
Caldera	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1123 (Sher)—An act to add Section 453.2 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Escutia	Kuykendall	Rogan
Boland	Figueroa	Lee	Setencich
Bordonaro	Firestone	Machado	Sher
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Thompson
Brown, Willie	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Vasconcellos
Bustamante	Harvey	Morrissey	Villaraigosa
Caldera	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mme. Speaker

NOES—1

Knowles

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Escutia	Kuykendall	Rogan
Boland	Figueroa	Lee	Setencich
Bordonaro	Firestone	Machado	Sher
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Thompson
Brown, Willie	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Vasconcellos
Bustamante	Harvey	Morrissey	Villaraigosa
Caldera	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mme. Speaker

NOES—1

Knowles

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 37 (Pringle)—An act to amend Section 65050 of the Government Code, relating to economic development, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Pringle moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

HOUSE RESOLUTION NO. 22 (Bustamante)—Relative to the Prison Industry Authority.

Resolution read.

Demand for Previous Question

Assembly Members McDonald, Hawkins, Hoge, Figueroa, and Baca demanded the previous question. Demand sustained.

The question being on the adoption of the resolution.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bustamante moved a call of the Assembly.

Motion carried. Time, 11:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1578 (Bowen)—An act to add Chapter 3.6 (commencing with Section 12125) to Part 2 of Division 2 of the Public Contract Code, relating to the Information Technology Alternative Bid Pilot Project.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—46

Alpert	Cortese	Knox	Poochigian
Baca	Cunneen	Kuehl	Rainey
Bates	Davis	Lee	Richter
Boland	Ducheny	Machado	Setencich
Bowen	Escutia	Martinez	Sher
Brown, Valerie	Figueroa	Mazzoni	Speier
Brown, Willie	Friedman	McDonald	Sweeney
Burton	Gallegos	McPherson	Vasconcellos
Bustamante	Hannigan	Morrow	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	
Cannella	Katz	Napolitano	

NOES—22

Aguiar	Conroy	House	Olberg
Alby	Goldsmith	Kaloogian	Rogan
Baldwin	Granlund	Knight	Thompson
Battin	Harvey	Kuykendall	Weggeland
Bordonaro	Hawkins	Miller	
Bowler	Hoge	Morrissey	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 316 (McDonald)—An act relating to parks and recreation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Bates	Escutia	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Margett	Takasugi
Brewer	Goldsmith	Martinez	Thompson
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Bates	Escutia	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Margett	Takasugi
Brewer	Goldsmith	Martinez	Thompson
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1569 (Alpert)—An act to amend Section 15425 of the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cortese	Isenberg	Murray, Willard
Alby	Cunneen	Kaloogian	Napolitano
Alpert	Davis	Knight	Olberg
Baca	Ducheny	Knowles	Poochigian
Baldwin	Escutia	Knox	Pringle
Bates	Figueroa	Kuehl	Rainey
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Setencich
Bordonaro	Frusetta	Machado	Sher
Bowen	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brewer	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Campbell	Hawkins	Morrissey	Weggeland
Cannella	Hoge	Morrow	Woods
Conroy	House	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 256 (Alpert)—An act to amend Section 273 of the Penal Code, relating to adoption.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Alpert moved a call of the Assembly.

Motion carried. Time, 11:45 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 301 (Alpert)—An act to add and repeal Section 1596.794 to the Health and Safety Code, relating to day 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—57

Aguiar	Cannella	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Friedman	Margett	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Burton	Hannigan	Morrissey	Mme. Speaker
Bustamante	Harvey	Morrow	
Caldera	Hauser	Murray, Kevin	
Campbell	Hawkins	Murray, Willard	

NOES—9

Bordonaro	Knight	Miller
Firestone	Knowles	Olberg
Hoge	Martinez	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 313 (McDonald)—An act to amend Sections 14875, 14876, 14877.1, 14877.2, and 14877.3 of, and to amend the heading of Chapter 22 (commencing with Section 14875) of Division 7 of, the Water Code, relating to water.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cortese	Knowles	Poochigian
Alby	Cunneen	Knox	Pringle
Alpert	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Knight	Olberg	

NOES—2

Hoge	Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1237 (Morrow)—An act to amend Sections 14087.36 and 14087.57 of, and to add Section 14087.58 to, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Knight	Olberg
Alpert	Davis	Knowles	Poochigian
Baca	Ducheny	Knox	Pringle
Baldwin	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Knight	Olberg
Alpert	Davis	Knowles	Poochigian
Baca	Ducheny	Knox	Pringle
Baldwin	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1965 (Figueroa)—An act to add Section 25143.1.5 to the Health and Safety Code, relating to hazardous waste.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cortese	Isenberg	Napolitano
Alby	Cunneen	Kaloogian	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Campbell	Hawkins	Morrow	Weggeland
Cannella	Hoge	Murray, Kevin	Woods
Conroy	House	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 778 (Aguiar)—An act to amend Sections 2569, 7607.5, and 7801 of, and to amend and repeal Sections 2701, 3710, 3716, 3910, 4832, 5000, and 7810 of, the Business and Professions Code, relating to professions and vocations.

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

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 503 (Aguiar)—An act to amend Sections 1357, 1357.05, and 1357.12 of the Health and Safety Code, and to amend Sections 10700, 10707, and 10714 of the Insurance Code, relating to health coverage.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cunneen	Katz	Olberg
Alby	Davis	Knight	Poochigian
Alpert	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	
Cortese	Kaloogian	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1528 (Kevin Murray)—An act to amend Section 58110 of the Food and Agricultural Code, relating to farmers' markets.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—47

Alpert	Cortese	Isenberg	Napolitano
Baca	Cunneen	Katz	Rogan
Bates	Davis	Knox	Setencich
Battin	Ducheny	Kuehl	Sher
Bordonaro	Escutia	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Granlund	McDonald	Villaraigosa
Bustamante	Hannigan	McPherson	Woods
Campbell	Harvey	Murray, Kevin	Mme. Speaker
Cannella	Hauser	Murray, Willard	

NOES—23

Aguiar	Conroy	Knight	Olberg
Alby	Goldsmith	Kuykendall	Pringle
Baldwin	Hawkins	Margett	Rainey
Boland	Hoge	Miller	Thompson
Bowler	House	Morrissey	Weggeland
Brewer	Kaloogian	Morrow	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1528: Assembly Member Boland, from "Aye" to "No"; Assembly Members Granlund and Harvey, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 514 (House)—An act to amend Section 19352 of, to add Sections 19358.6 and 19358.7 to, and to repeal Section 19358.5 of, the Welfare and Institutions Code, relating to habilitation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cunneen	Katz	Olberg
Alby	Davis	Knight	Poochigian
Alpert	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	
Cortese	Kaloogian	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 674 (Poochigian)—An act to amend Sections 18987.05, 18987.1, and 18987.5 of the Welfare and Institutions Code, relating to children, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Pringle
Bates	Escutia	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Thompson
Brown, Valerie	Granlund	Mazzoni	Tucker
Brown, Willie	Hannigan	McDonald	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 852 (Hoge)—An act to amend Section 676.3 of the Insurance Code, relating to insurance.

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

Aguiar	Cortese	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	Mme. Speaker
Cannella	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 973 (McDonald)—An act to amend Section 18987.15 of, and to add Section 18987.16 to, the Welfare and Institutions Code, relating to minors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Murray, Kevin
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Pringle
Bates	Ducheny	Knox	Rainey
Battin	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Gallegos	Machado	Speier
Bowler	Goldsmith	Margett	Sweeney
Brewer	Granlund	Martinez	Takasugi
Brown, Valerie	Hannigan	Mazzoni	Tucker
Brown, Willie	Harvey	McDonald	Vasconcellos
Burton	Hauser	McPherson	Villaraigosa
Bustamante	Hawkins	Miller	Weggeland
Caldera	Hoge	Morrissey	Woods
Campbell	House	Morrow	Mme. Speaker

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 973: Assembly Member Woods, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1027 (Aguiar)—An act to amend Section 39607 of the Health and Safety Code, relating to air pollution.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cunneen	Kaloogian	Napolitano
Alby	Davis	Knight	Olberg
Alpert	Ducheny	Knowles	Poochigian
Baca	Escutia	Knox	Pringle
Baldwin	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Burton	Hauser	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Villaraigosa
Cannella	Hoge	Morrow	Weggeland
Conroy	House	Murray, Kevin	Woods
Cortese	Isenberg	Murray, Willard	Mme. Speaker

NOES—1

Caldera

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1245 (Frusetta)—An act to amend Sections 25123.3, 25160, 25166, 25169, 25205.7, 25250.1, and 25250.13 of the Health and Safety Code, relating to hazardous waste.

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

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Thompson
Brown, Willie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1303 (McPherson)—An act to amend Sections 30602, 30603, 30620, and 30621 of, and to add Section 30624.9 to, the Public Resources Code, relating to coastal resources.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Pringle
Bates	Escutia	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brown, Willie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

BILLS RETURNED TO THE SENATE

Assembly Member McPherson was granted unanimous consent that Assembly Bill No. 1520 be returned to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1441 (Davis)—An act to amend Sections 23805, 23855, 24300, 24301, 24302, 24303, 24305, 24307, 24309, and 24310 of the Education Code, relating to educational employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1504 (Burton)—An act to amend Section 60200 of the Education Code, relating to instructional materials.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Pringle
Bates	Escutia	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brown, Willie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1504: Assembly Member Bowen, from "No" to "Aye".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 743

At 12:01 p.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 743 refused passage by the following vote:

AYES—39

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Setencich
Boland	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker
Cunneen	Knight	Pringle	

NOES—25

Bates	Escutia	Lee	Speier
Brown, Valerie	Figueroa	Martinez	Sweeney
Brown, Willie	Friedman	McDonald	Tucker
Burton	Hauser	Murray, Kevin	Villaraigosa
Caldera	Isenberg	Murray, Willard	
Campbell	Knox	Napolitano	
Ducheny	Kuehl	Sher	

Request to Expunge Record and Rescind Action on Assembly Bill No. 743

Assembly Member Pringle requested unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 743.

Assembly Member Hannigan withheld unanimous consent.

Motion to Reconsider Assembly Bill No. 743 on Next Legislative Day

Assembly Member Kuykendall moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 743 was this day refused passage.

Assembly Bill No. 743 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON HOUSE RESOLUTION NO. 22

At 12:05 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Bustamante moved to continue the call of the Assembly.

Motion carried. Time, 12:06 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. 256

At 12:07 p.m., on motion of Assembly Member Alpert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 256 by the following vote:

AYES—2

Alpert	Tucker

NOES—72

Aguiar	Cortese	Isenberg	Murray, Willard
Alby	Cunneen	Kaloogian	Napolitano
Baca	Davis	Katz	Olberg
Baldwin	Ducheny	Knight	Poochigian
Bates	Escutia	Knowles	Pringle
Battin	Figueroa	Knox	Rainey
Boland	Firestone	Kuehl	Rogan
Bordonaro	Friedman	Kuykendall	Setencich
Bowen	Frusetta	Lee	Sher
Bowler	Gallegos	Machado	Speier
Brewer	Goldsmith	Margett	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Burton	Hannigan	McDonald	Thompson
Bustamante	Harvey	McPherson	Vasconcellos
Caldera	Hauser	Miller	Villaraigosa
Campbell	Hawkins	Morrissey	Weggeland
Cannella	Hoge	Morrow	Woods
Conroy	House	Murray, Kevin	Mme. Speaker

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Ducheny announced that the Select Committee on California-Mexico Affairs would meet today at 12:30 p.m., instead of 1 p.m.

RECESS

By unanimous consent, at 12:07 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:48 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 814 (Alquist)—An act to amend Section 1094.6 of the Code of Civil Procedure, and to add Section 53069.4 to the Government Code, relating to administrative citations.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—66

Aguiar	Cortese	Katz	Napolitano
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Bates	Frusetta	Lee	Setencich
Battin	Gallegos	Machado	Sher
Boland	Goldsmith	Margett	Speier
Bordonaro	Granlund	Martinez	Sweeney
Bowen	Hannigan	Mazzoni	Takasugi
Bowler	Harvey	McDonald	Thompson
Brown, Valerie	Hauser	McPherson	Tucker
Burton	Hawkins	Miller	Weggeland
Bustamante	Hoge	Morrissey	Woods
Campbell	House	Morrow	Mme. Speaker
Cannella	Isenberg	Murray, Kevin	
Conroy	Kaloogian	Murray, Willard	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 538 (Hughes)—An act to amend Sections 1810.3 and 1810.4 of, and to add Section 1810 to, the Civil Code, relating to civil law.

Bill read third time, and presented by Assembly Member Weggeland.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	House	Murray, Kevin
Alby	Cortese	Isenberg	Murray, Willard
Alpert	Cunneen	Kaloogian	Napolitano
Baca	Davis	Katz	Poochigian
Baldwin	Ducheny	Knight	Rainey
Bates	Figueroa	Knox	Richter
Battin	Firestone	Kuehl	Rogan
Boland	Friedman	Kuykendall	Setencich
Bordonaro	Frusetta	Lee	Sher
Bowen	Gallegos	Machado	Speier
Bowler	Goldsmith	Margett	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Burton	Hannigan	McDonald	Tucker
Bustamante	Harvey	McPherson	Weggeland
Caldera	Hauser	Miller	Woods
Campbell	Hawkins	Morrissey	Mme. Speaker
Cannella	Hoge	Morrow	

NOES—2

Martinez	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 538: Assembly Member Sweeney, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 376 (Rosenthal)—An act to amend Section 12962 of, add Section 12962.5 to, and repeal Section 12960 of, the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Sher.

Bill passed by the following vote:

AYES—71

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 386 (Rogers)—An act to add Section 29.1 to the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), relating to the Mojave Water Agency.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—61

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Bates	Ducheny	Lee	Rogan
Battin	Figueroa	Machado	Setencich
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Mazzoni	Sweeney
Bowen	Gallegos	McPherson	Takasugi
Bowler	Goldsmith	Miller	Tucker
Brown, Valerie	Granlund	Morrissey	Weggeland
Burton	Hannigan	Morrow	Woods
Bustamante	Harvey	Murray, Kevin	Mme. Speaker
Caldera	Hauser	Murray, Willard	
Campbell	Hoge	Napolitano	
Cannella	House	Olberg	

NOES—3

Isenberg	Kaloogian	Martinez

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1158 (Johannessen)—An act to add and repeal Article 13 (commencing with Section 18841) to 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 Margett.

Bill passed by the following vote:

AYES—54

Alby	Conroy	Hoge	Murray, Kevin
Alpert	Cortese	House	Murray, Willard
Baca	Cunneen	Kaloogian	Napolitano
Baldwin	Davis	Knight	Rainey
Bates	Ducheny	Kuehl	Richter
Battin	Firestone	Lee	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brown, Valerie	Granlund	Mazzoni	Weggeland
Burton	Hannigan	McPherson	Woods
Bustamante	Harvey	Miller	Mme. Speaker
Campbell	Hauser	Morrissey	
Cannella	Hawkins	Morrow	

NOES—1

Bowen

Bill ordered transmitted to the Senate.

At 1:59 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 1319 (Calderon)—An act to amend Section 25395 of the Health and Safety Code, relating to hazardous substances, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—68

Aguiar	Cortese	Katz	Napolitano
Alby	Cunneen	Knight	Olberg
Alpert	Davis	Knox	Poochigian
Baca	Ducheny	Kuehl	Pringle
Bates	Figueroa	Kuykendall	Rainey
Battin	Firestone	Lee	Richter
Boland	Friedman	Machado	Rogan
Bordonaro	Frusetta	Margett	Setencich
Bowen	Gallegos	Martinez	Sher
Bowler	Goldsmith	Mazzoni	Speier
Brown, Valerie	Granlund	McDonald	Sweeney
Burton	Hannigan	McPherson	Takasugi
Bustamante	Harvey	Miller	Thompson
Caldera	Hauser	Morrissey	Tucker
Campbell	Hawkins	Morrow	Villaraigosa
Cannella	House	Murray, Kevin	Weggeland
Conroy	Isenberg	Murray, Willard	Woods

NOES—3

Baldwin	Hoge	Kaloogian

Bill ordered transmitted to the Senate.

SENATE BILL NO. 149 (Johannessen)—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.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 433 (Solis)—An act to amend Section 15379.21 of the Government Code, relating to economic development.

Bill read third time, and presented by Assembly Member Setencich.

Bill passed by the following vote:

AYES—47

Alpert	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Richter
Bowen	Escutia	Lee	Rogan
Brown, Valerie	Figueroa	Machado	Setencich
Brown, Willie	Friedman	Margett	Sher
Burton	Gallegos	Martinez	Speier
Bustamante	Granlund	Mazzoni	Sweeney
Caldera	Hannigan	McDonald	Tucker
Campbell	Hauser	McPherson	Vasconcellos
Cannella	Hawkins	Morrissey	Villaraigosa
Cortese	Isenberg	Murray, Kevin	

NOES—24

Aguiar	Bowler	House	Olberg
Alby	Brewer	Kaloogian	Poochigian
Baldwin	Firestone	Knight	Pringle
Battin	Goldsmith	Kuykendall	Rainey
Boland	Harvey	Miller	Thompson
Bordonaro	Hoge	Morrow	Weggeland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 539 (Hughes)—An act to repeal and add Section 1810.11 of the Civil Code, relating to credit.

Bill read third time, and presented by Assembly Member Weggeland.

Bill passed by the following vote:

AYES—59

Aguiar	Cortese	Isenberg	Olberg
Alby	Cunneen	Kaloogian	Poochigian
Alpert	Davis	Knox	Pringle
Baca	Ducheny	Kuykendall	Rainey
Baldwin	Figueroa	Lee	Richter
Battin	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Gallegos	Mazzoni	Speier
Bowen	Goldsmith	McDonald	Sweeney
Bowler	Granlund	McPherson	Takasugi
Brewer	Hannigan	Miller	Thompson
Brown, Valerie	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Morrow	Weggeland
Cannella	Hawkins	Murray, Kevin	Woods
Conroy	House	Murray, Willard	

NOES—7

Burton	Campbell	Kuehl	Napolitano
Caldera	Katz	Martinez	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 872 (O'Connell)—An act to amend Section 8670.7 of the Government Code, relating to oil spills.

Bill read third time, and presented by Assembly Member Alpert.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Alpert moved a call of the Assembly.

Motion carried. Time, 2:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 1330 BY UNANIMOUS CONSENT

Assembly Member Vasconcellos was granted unanimous consent to take up Senate Bill No. 1330, out of order.

SENATE BILL NO. 1330 (Committee on Budget and Fiscal Review)—An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Vasconcellos moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Request to Take Up Senate Bill No. 1330 by Unanimous Consent

Assembly Member Vasconcellos requested unanimous consent to take up Senate Bill No. 1330, without reference to file, for purpose of consideration at this time.

Assembly Member Isenberg withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1153 (O'Connell)—An act to add and repeal Article 7.5 (commencing with Section 18781) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxpayer contributions.

Bill read third time, and presented by Assembly Member Goldsmith.

Bill passed by the following vote:

AYES—55

Aguiar	Davis	Kuykendall	Rainey
Alpert	Ducheny	Lee	Rogan
Baca	Escutia	Machado	Setencich
Baldwin	Figueroa	Margett	Sher
Bates	Firestone	Martinez	Speier
Battin	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	McDonald	Takasugi
Brown, Valerie	Goldsmith	McPherson	Tucker
Burton	Granlund	Miller	Vasconcellos
Bustamante	Hannigan	Morrissey	Villaraigosa
Campbell	Hauser	Murray, Kevin	Weggeland
Cannella	Hawkins	Murray, Willard	Woods
Cortese	Knox	Napolitano	Mme. Speaker
Cunneen	Kuehl	Poochigian	

NOES—9

Bowler	Hoge	Knowles
Conroy	Kaloogian	Morrow
Harvey	Knight	Olberg

Bill ordered transmitted to the Senate.

At 2:15 p.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

SENATE BILL NO. 734 (Marks)—An act to amend Section 801.5 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Mazzoni.

Bill passed by the following vote:

AYES—74

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 824 (**Marks**)—An act to amend Section 904.6 of, and to repeal Section 904.4 of, the Penal Code, relating to grand juries.

Bill read third time, and presented by Assembly Member Mazzoni.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mazzoni moved a call of the Assembly.

Motion carried. Time, 2:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT

Majority Speaker pro Tempore Setencich was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1326 (**Petris**)—An act to add Section 2955.1 to the Civil Code, relating to secured obligations, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Knowles.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Cortese	Katz	Olberg
Alby	Gunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Regan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Brown, Willie	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mme. Speaker
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—None

The question being on the passage of the bill.

~~Bill passed by the following vote:~~

~~AYES—73~~

~~Aguiar~~	~~Cortese~~	~~Katz~~	~~Olberg~~
~~Alby~~	~~Cunneen~~	~~Knight~~	~~Poochigian~~
~~Alpert~~	~~Davis~~	~~Knowles~~	~~Pringle~~
~~Baca~~	~~Ducheny~~	~~Knox~~	~~Rainey~~
~~Baldwin~~	~~Escutia~~	~~Kuehl~~	~~Rogan~~
~~Bates~~	~~Figueroa~~	~~Kuykendall~~	~~Setencich~~
~~Battin~~	~~Firestone~~	~~Lee~~	~~Sher~~
~~Boland~~	~~Frusetta~~	~~Machado~~	~~Speier~~
~~Bordonaro~~	~~Gallegos~~	~~Margett~~	~~Sweeney~~
~~Bowen~~	~~Goldsmith~~	~~Martinez~~	~~Takasugi~~
~~Bowler~~	~~Granlund~~	~~Mazzoni~~	~~Thompson~~
~~Brewer~~	~~Hannigan~~	~~McDonald~~	~~Tucker~~
~~Brown, Valerie~~	~~Harvey~~	~~McPherson~~	~~Vasconcellos~~
~~Brown, Willie~~	~~Hauser~~	~~Miller~~	~~Villaraigosa~~
~~Burton~~	~~Hawkins~~	~~Morrissey~~	~~Woods~~
~~Bustamante~~	~~Hoge~~	~~Morrow~~	~~Mme. Speaker~~
~~Campbell~~	~~House~~	~~Murray, Kevin~~	
~~Cannella~~	~~Isenberg~~	~~Murray, Willard~~	
~~Conroy~~	~~Kaloogian~~	~~Napolitano~~	

~~NOES—None~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: Later this day, the action was rescinded whereby the urgency clause to Senate Bill No. 1326 was adopted and whereby the bill was passed, and ordered transmitted to the Senate. See page 3385.)

SENATE BILL NO. 306 (Rosenthal)—An act to amend Sections 663, 678, and 10164.2 of, and to add Section 10113.7 to, the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—71

Aguiar	Cunneen	Katz	Olberg
Alby	Davis	Knight	Poochigian
Alpert	Ducheny	Knowles	Pringle
Baca	Figueroa	Knox	Rainey
Baldwin	Firestone	Kuehl	Richter
Battin	Friedman	Kuykendall	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Sher
Bowen	Goldsmith	Martinez	Speier
Bowler	Granlund	Mazzoni	Sweeney
Brown, Valerie	Hannigan	McDonald	Takasugi
Brown, Willie	Harvey	McPherson	Thompson
Burton	Hauser	Miller	Tucker
Bustamante	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker
Cortese	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 621 (Peace)—An act to add Section 7901.1 to the Public Utilities Code, relating to public utilities.

Bill read third time.

Motion to Amend

Assembly Member Alpert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 219 (Thompson)—An act to amend Sections 25216.1, 25216.2, and 25218.5 of the Health and Safety Code, relating to household hazardous waste.

Bill read third time.

Motion to Amend

Assembly Member Mazzoni moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 132 (Watson)—An act to amend Sections 13519 and 13730 of the Penal Code, relating to domestic violence.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—55

Aguiar	Cortese	Katz	Olberg
Alpert	Cunneen	Knox	Poochigian
Baca	Davis	Kuehl	Rainey
Bates	Ducheny	Lee	Rogan
Battin	Escutia	Machado	Setencich
Bordonaro	Figueroa	Martinez	Sher
Bowen	Firestone	Mazzoni	Speier
Brown, Valerie	Friedman	McDonald	Sweeney
Brown, Willie	Gallegos	McPherson	Tucker
Burton	Harvey	Morrissey	Vasconcellos
Bustamante	Hauser	Morrow	Villaraigosa
Campbell	Hawkins	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Conroy	Kaloogian	Napolitano	

NOES—4

Hoge	Knight	Knowles	Richter

Bill ordered transmitted to the Senate.

POINT OF ORDER

Assembly Member Bowler arose to the following point of order:

That votes are being recorded for Speaker Emeritus Brown who is not present on the Assembly Floor.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that Speaker Emeritus Brown is recorded as being present on the attendance roll call for this legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 169 (Hayden)—An act to amend Section 1203.097 of, and to repeal Chapter 2.6 (commencing with Section 1000.6) of Title 6 of Part 2 of, the Penal Code, relating to domestic violence.

Bill read third time, and presented by Assembly Member Speier.

Bill passed by the following vote:

AYES—64

Aguiar	Cunneen	Knight	Napolitano
Baca	Escutia	Knowles	Olberg
Baldwin	Figueroa	Knox	Poochigian
Bates	Firestone	Kuehl	Pringle
Battin	Friedman	Kuykendall	Rainey
Boland	Frusetta	Lee	Richter
Bordonaro	Gallegos	Machado	Rogan
Bowen	Goldsmith	Margett	Setencich
Brown, Valerie	Granlund	Martinez	Sher
Burton	Hannigan	Mazzoni	Speier
Bustamante	Harvey	McPherson	Sweeney
Caldera	Hauser	Miller	Vasconcellos
Campbell	Hawkins	Morrissey	Villaraigosa
Cannella	Hoge	Morrow	Weggeland
Conroy	House	Murray, Kevin	Woods
Cortese	Kaloogian	Murray, Willard	Mme. Speaker

NOES—2

Alpert	Ducheny

Bill ordered transmitted to the Senate.

SENATE BILL NO. 378 (Calderon)—An act to amend Sections 8505.5 and 8698.6 of the Business and Professions Code, and to amend Item 3930-102-106 of the Budget Act of 1994, relating to pests, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—63

Aguiar	Cortese	Kaloogian	Olberg
Alby	Cunneen	Katz	Poochigian
Alpert	Davis	Knight	Pringle
Baca	Ducheny	Knowles	Rainey
Baldwin	Escutia	Knox	Richter
Battin	Firestone	Kuehl	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Hannigan	Miller	Vasconcellos
Brown, Valerie	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Cannella	Hoge	Murray, Willard	Mme. Speaker
Conroy	House	Napolitano	

NOES—6

Caldera	Martinez	Speier
Isenberg	Sher	Sweeney

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1247 (Thompson)—An act to add Article 4.5 (commencing with Section 50090) to Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, relating to police protection.

Bill read third time, and presented by Assembly Member Rainey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Rainey moved a call of the Assembly.

Motion carried. Time, 2:52 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 730 (Mello)—An act to amend Section 39 of the Civil Code, and to amend Sections 1801, 3201, 3204, and 3208 of, and to add Sections 810, 811, 812, 813, 814, and 1881 to, the Probate Code, relating to capacity.

Bill read third time.

Motion to Amend

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 924 (Petris)—An act to add Section 340.15 to the Code of Civil Procedure, relating to the commencement of actions.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—49

Alpert	Cunneen	Katz	Rainey
Baca	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
Bordonaro	Figueroa	Lee	Speier
Bowen	Firestone	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Burton	Frusetta	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	Mme. Speaker
Campbell	Harvey	Murray, Kevin	
Cannella	Hauser	Murray, Willard	
Cortese	Isenberg	Napolitano	

NOES—8

Granlund	Knowles	Morrow	Richter
Hoge	Margett	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 924: Assembly Member Miller, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 647 (Kelley)—An act to amend Section 66016 of the Government Code, relating to local agency fees.

Bill read third time, and presented by Assembly Member Rainey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Rainey moved a call of the Assembly.

Motion carried. Time, 3:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 3:13 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 129 (Leslie)—An act to add Chapter 11 (commencing with Section 35280) to Part 4 of Division 13 of the Water Code, relating to water districts, 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—65

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Frusetta	Lee	Setencich
Boland	Gallegos	Machado	Speier
Bordonaro	Goldsmith	Margett	Sweeney
Bowen	Granlund	Martinez	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Villaraigosa
Brown, Valerie	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Frusetta	Lee	Setencich
Boland	Gallegos	Machado	Speier
Bordonaro	Goldsmith	Margett	Sweeney
Bowen	Granlund	Martinez	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Villaraigosa
Brown, Valerie	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 26 (Alquist)—An act to amend Sections 4980.54, 4984.7, 4986.80, 4996.3, 4996.4, 4996.6, and 4996.18 of, and to add Sections 4994.1 and 4996.22 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Takasugi.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Takasugi moved a call of the Assembly.

Motion carried. Time, 3:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 53 (Craven)—An act to amend Section 62.2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Goldsmith.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Figueroa	Knox	Rainey
Bates	Firestone	Kuehl	Richter
Battin	Friedman	Kuykendall	Rogan
Boland	Frusetta	Lee	Setencich
Bordonaro	Gallegos	Machado	Sher
Bowen	Goldsmith	Margett	Speier
Bowler	Granlund	Martinez	Sweeney
Brown, Valerie	Hannigan	Mazzoni	Takasugi
Burton	Harvey	McPherson	Thompson
Bustamante	Hauser	Miller	Tucker
Caldera	Hawkins	Morrissey	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Figueroa	Knox	Rainey
Bates	Firestone	Kuehl	Richter
Battin	Friedman	Kuykendall	Rogan
Boland	Frusetta	Lee	Setencich
Bordonaro	Gallegos	Machado	Sher
Bowen	Goldsmith	Margett	Speier
Bowler	Granlund	Martinez	Sweeney
Brown, Valerie	Hannigan	Mazzoni	Takasugi
Burton	Harvey	McPherson	Thompson
Bustamante	Hauser	Miller	Tucker
Caldera	Hawkins	Morrissey	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

At 3:18 p.m., Majority Speaker pro Tempore Brian Setencich, 30th District, presiding

SENATE BILL NO. 60 (Kopp)—An act relating to the State Bar of California.

Bill read third time, and presented by Assembly Member Burton.

Bill passed by the following vote:

AYES—49

Aguiar	Cortese	House	Poochigian
Alby	Cunneen	Kaloogian	Rainey
Alpert	Davis	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Baldwin	Escutia	Kuehl	Setencich
Battin	Frusetta	Kuykendall	Speier
Boland	Gallegos	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	McPherson	Woods
Brewer	Harvey	Miller	Mme. Speaker
Burton	Hauser	Morrissey	
Cannella	Hawkins	Morrow	
Conroy	Hoge	Olberg	

NOES—13

Bowen	Friedman	Murray, Kevin	Villaraigosa
Brown, Valerie	Isenberg	Murray, Willard	
Caldera	Knox	Napolitano	
Firestone	Martinez	Sweeney	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 106 (Ayala)—An act to amend Section 19596.2 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Baca.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baca moved a call of the Assembly.

Motion carried. Time, 3:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 383 (Haynes)—An act to amend Sections 5090.12 and 5090.70 of the Public Resources Code, and to amend Sections 38225 and 38235 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Cortese.

Bill passed by the following vote:

AYES—69

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Figueroa	Kuehl	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Bates	Friedman	Lee	Sher
Battin	Frusetta	Machado	Speier
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	Mazzoni	Thompson
Bowler	Harvey	McPherson	Tucker
Brown, Valerie	Hauser	Miller	Villaraigosa
Brown, Willie	Hawkins	Morrissey	Weggeland
Burton	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	
Cortese	Katz	Olberg	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 514 (Greene)—An act to amend Sections 42250.1 and 42262 of the Education Code relating to schools, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Campbell.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Bates	Escutia	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Tucker
Brown, Willie	Granlund	McDonald	Vasconcellos
Burton	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hauser	Morrissey	Woods
Campbell	Hawkins	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—1

Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Bates	Escutia	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Tucker
Brown, Willie	Granlund	McDonald	Vasconcellos
Burton	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hauser	Morrissey	Woods
Campbell	Hawkins	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1053 (Solis)—An act to amend Sections 1871, 1872.83, 1877.3, 11760, and 11880 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Granlund.

Bill passed by the following vote:

AYES—70

Aguiar	Cunneen	Katz	Olberg
Alby	Davis	Knight	Poochigian
Alpert	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	
Cortese	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1185 (Leonard)—An act to amend Sections 17850, 17882, and 17899.3 of, and to add and repeal Section 17899.4 to, the Education Code, relating to school facilities, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Alpert.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Alpert moved a call of the Assembly.

Motion carried. Time, 3:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 520 (Haynes)—An act to add Section 10606.1 to the Welfare and Institutions Code, relating to records.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—68

Aguiar	Conroy	Kaloogian	Murray, Willard
Alby	Cortese	Katz	Napolitano
Alpert	Cunneen	Knight	Olberg
Baca	Davis	Knox	Poochigian
Baldwin	Ducheny	Kuehl	Rainey
Bates	Figueroa	Kuykendall	Richter
Battin	Firestone	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowen	Gallegos	Martinez	Speier
Bowler	Goldsmith	Mazzoni	Sweeney
Brewer	Granlund	McDonald	Takasugi
Brown, Valerie	Harvey	McPherson	Thompson
Burton	Hauser	Miller	Tucker
Caldera	Hawkins	Morrissey	Villaraigosa
Campbell	House	Morrow	Weggeland
Cannella	Isenberg	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 646 (Kelley)—An act to amend and repeal Section 23817.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Cannella.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cannella moved a call of the Assembly.

Motion carried. Time, 3:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1296, on request of Assembly Member Rainey.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 207

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., August 31, 1995.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 291 (Greene)—An act to amend and renumber Section 39141.11 of, to amend, repeal, and add Sections 39141.10 and 39304.5 of, and to add Section 39141.11 to, the Education Code, relating to school facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Alpert.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—64

Aguiar	Davis	Knox	Olberg
Alpert	Ducheny	Kuehl	Poochigian
Baca	Escutia	Kuykendall	Rainey
Baldwin	Figueroa	Lee	Richter
Bates	Firestone	Machado	Rogan
Boland	Friedman	Margett	Setencich
Bordonaro	Frusetta	Martinez	Sher
Bowen	Gallegos	Mazzoni	Speier
Bowler	Goldsmith	McDonald	Sweeney
Brewer	Granlund	McPherson	Takasugi
Brown, Valerie	Harvey	Miller	Thompson
Burton	Hawkins	Morrissey	Vasconcellos
Campbell	House	Morrow	Villaraigosa
Cannella	Isenberg	Murray, Kevin	Weggeland
Cortese	Katz	Murray, Willard	Woods
Cunneen	Knight	Napolitano	Mme. Speaker

NOES—2

Hoge	Kaloogian

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Aguiar	Davis	Knox	Olberg
Alpert	Ducheny	Kuehl	Poochigian
Baca	Escutia	Kuykendall	Rainey
Baldwin	Figueroa	Lee	Richter
Bates	Firestone	Machado	Rogan
Boland	Friedman	Margett	Setencich
Bordonaro	Frusetta	Martinez	Sher
Bowen	Gallegos	Mazzoni	Speier
Bowler	Goldsmith	McDonald	Sweeney
Brewer	Granlund	McPherson	Takasugi
Brown, Valerie	Harvey	Miller	Thompson
Burton	Hawkins	Morrissey	Vasconcellos
Campbell	House	Morrow	Villaraigosa
Cannella	Isenberg	Murray, Kevin	Weggeland
Cortese	Katz	Murray, Willard	Woods
Cunneen	Knight	Napolitano	Mme. Speaker

NOES—2

Hoge	Kaloogian

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1089 (Polanco)—An act to amend Section 40728.5 of the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Sher.

Bill passed by the following vote:

AYES—73

Aguiar	Cortese	Knight	Pringle
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Escutia	Lee	Setencich
Bates	Figueroa	Machado	Sher
Battin	Firestone	Margett	Speier
Boland	Friedman	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Takasugi
Bowen	Goldsmith	McDonald	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Hannigan	Miller	Vasconcellos
Brown, Valerie	Harvey	Morrissey	Villaraigosa
Brown, Willie	Hauser	Morrow	Weggeland
Burton	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Murray, Willard	Mme. Speaker
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1043 (Hughes)—An act to amend Sections 32230, 32231, 32233, 32235, 32237, and 32239 of, and to add Sections 32236 and 32238 to, the Education Code, relating to schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Aguiar.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—62

Aguiar	Cunneen	Kaloogian	Napolitano
Alpert	Davis	Knight	Olberg
Baca	Ducheny	Knox	Poochigian
Baldwin	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Bowen	Frusetta	Machado	Sher
Bowler	Gallegos	Margett	Speier
Brown, Valerie	Goldsmith	Martinez	Sweeney
Brown, Willie	Granlund	Mazzoni	Takasugi
Burton	Hannigan	McDonald	Tucker
Bustamante	Harvey	McPherson	Villaraigosa
Campbell	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Mme. Speaker
Conroy	House	Murray, Kevin	
Cortese	Isenberg	Murray, Willard	

NOES—5

Boland	Miller	Thompson
Bordonaro	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—62

Aguiar	Cunneen	Kaloogian	Napolitano
Alpert	Davis	Knight	Olberg
Baca	Ducheny	Knox	Poochigian
Baldwin	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Bowen	Frusetta	Machado	Sher
Bowler	Gallegos	Margett	Speier
Brown, Valerie	Goldsmith	Martinez	Sweeney
Brown, Willie	Granlund	Mazzoni	Takasugi
Burton	Hannigan	McDonald	Tucker
Bustamante	Harvey	McPherson	Villaraigosa
Campbell	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Mme. Speaker
Conroy	House	Murray, Kevin	
Cortese	Isenberg	Murray, Willard	

NOES—5

Boland	Miller	Thompson
Bordonaro	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 297 (Campbell)—An act to add Section 11019.6 to the Government Code, relating to government agencies.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 184 (Kopp)—An act to add Section 701.8 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—55

Alpert	Cunneen	Knox	Napolitano
Baca	Davis	Kuehl	Olberg
Bates	Ducheny	Kuykendall	Poochigian
Battin	Figueroa	Lee	Pringle
Boland	Firestone	Machado	Rainey
Bordonaro	Gallegos	Margett	Rogan
Brown, Valerie	Goldsmith	Martinez	Setencich
Brown, Willie	Hannigan	Mazzoni	Sher
Burton	Hauser	McPherson	Speier
Caldera	House	Miller	Sweeney
Campbell	Isenberg	Morrissey	Tucker
Cannella	Kaloogian	Morrow	Villaraigosa
Conroy	Katz	Murray, Kevin	Mme. Speaker
Cortese	Knight	Murray, Willard	

NOES—8

Aguiar	Granlund	Hawkins	Weggeland
Bowen	Harvey	Thompson	Woods

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 3:59 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 4:11 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1356 (Committee on Budget and Fiscal Review)—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 808 (Monteith)—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read third time.

Motion to Amend

Assembly Member Frusetta moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1332 (Committee on Budget and Fiscal Review)—An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Willard Murray moved the adoption of amendments.

Amendments read.

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, 4:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

UNANIMOUS CONSENT WITHHELD

Assembly Member Burton announced that he would withhold unanimous consent on any requests to take bills up, out of file order, for purpose of substantive amendments on third reading.

SENATE BILL NO. 136 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Tucker was granted unanimous consent that Senate Bill No. 136 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. 136 (Dills)—An act to amend Sections 8880.4, 8880.63, and 8880.64 of, and to repeal and add Section 8880.42 of, the Government Code, relating to the state lottery.

Bill read third time.

Motion to Amend

Assembly Member Tucker moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Harvey announced his intention to request that Senate Bill No. 701 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1325 (Polanco)—An act to amend Section 12927 of, and to add Section 12927.15 to, the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Hauser moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, and on behalf of Assembly Member Friedman, Assembly Member Burton announced his intention to request that Senate Bills Nos. 535 and 478 be removed from the inactive file.

SENATE BILL NO. 718 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member McDonald was granted unanimous consent that Senate Bill No. 718 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. 718 (Committee on Revenue and Taxation)—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6203, 6283, 6480.1, 6830, 7094, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9272, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32176, 32251.5, 32401, 32469, 32472, 40111, 40187, 40209, 40212, 41096, 41143.4, 41169, 41172, 43520, 43523, 45651, 45865, 45868, 46501, 46551, 50139, 50151, 50156.9, 50156.12, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing

with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, to add Chapter 2.5 (commencing with Section 8691) to Part 3 of, to add a chapter heading of Part 3.5 (commencing with Section 9401) of, to add Chapter 2 (commencing with Section 9405) to Part 3.5 of, and to add Chapter 4.5 (commencing with Section 60130) to Part 31 of, Division 2 of, and to repeal Section 60025 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member McDonald moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

SENATE BILL NO. 722 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member McDonald was granted unanimous consent that Senate Bill No. 722 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. 722 (Committee on Revenue and Taxation)—An act to amend Section 54902 of the Government Code, and to amend Sections 64, 75.11, 155.20, 214, 214.8, 532, 744, 746, 2611.6, 5366, and 60008 of, to add Section 60636 to, to add an article heading immediately preceding Section 46601 of, to add Article 2 (commencing with Section 46611) to, Chapter 6 of Part 24 of Division 2 of, to repeal Sections 531.05, 532.3, 4843, 4844, and 4845 of, to repeal Article 3 (commencing with Section 1901) of Chapter 2 of Part 3 of Division 1 of, and to repeal and add Sections 9271, 30459.1, 32471, 40211, 41171, 43522, 45867, 50156.11, and 55332 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member McDonald moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 561 (Mountjoy)—An act to add Sections 1191.22 and 3058.7 to the Penal Code, relating to criminal justice.

Bill read third time.

Motion to Amend

Assembly Member Margett moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 866 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Campbell was granted unanimous consent that Senate Bill No. 866 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. 866 (Craven)—An act to amend Sections 53601, 53635, and 53859.02 of, to add Sections 27000.1, 27000.3, 27000.5, 53600.3, 53600.5, 53600.6, 53601.6, 53630.1, 53631.5, 53821.5, 53841.5, and 53852.5 to, and to add Article 6 (commencing with Section 27130) to Chapter 5 of Division 2 of Title 3 of, the Government Code, relating to local agency funds.

Bill read third time.

Motion to Amend

Assembly Member Campbell moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

~~BILLS REMOVED FROM CONSENT CALENDAR~~

~~The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2.~~

~~Senate Bills Nos. 910, 379, 429, 1003, and 1011, on request of Assembly Member Kuykendall.~~

ACTION RESCINDED ON BILLS REMOVED FROM CONSENT CALENDAR

Assembly Member Kuykendall was granted unanimous consent to rescind the action whereby he removed Senate Bills Nos. 910, 379, 429, 1003, and 1011 from the Consent Calendar.

SENATE BILL NO. 660 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Sher was granted unanimous consent that Senate Bill No. 660 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. 660 (Committee on Housing and Land Use)—An act to amend Sections 51231, 51287, 65040, 65040.2, 65861, 66016, and 66031 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Sher moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

SENATE BILL NO. 1098 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Sher was granted unanimous consent that Senate Bill No. 1098 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. 1098 (Dills)—An act to add Section 40714.5 to the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Sher moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 816 (Peace)—An act to amend Sections 13964 and 50050 of the Government Code, and to amend Sections 288.1, 1000.12, and 1203.066 of the Penal Code, and to amend Section 656 of the Welfare and Institutions Code, relating to children.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 614 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Rainey was granted unanimous consent that Senate Bill No. 614 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. 614 (Committee on Local Government)—An act to add Section 18342 to the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462, 2244.5, and 4730.10 to, and to repeal Section 4704 of, the Health and Safety Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 365 (Hannigan)—An act 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 refused to concur in Senate amendments by the following vote:

AYES—5

Gunneen	Knox	Martinez
Hannigan	Lee	

NOES—61

Aguiar	Caldera	Hauser	Pringle
Alby	Campbell	Hoge	Rainey
Alpert	Cannella	Isenberg	Rogan
Baca	Conroy	Kalogian	Setencich
Baldwin	Cortese	Knight	Sher
Bates	Davis	Kuehl	Speier
Battin	Ducheny	Kuykendall	Sweeney
Boland	Escutia	Machado	Takasugi
Bordonaro	Figueroa	Margett	Thompson
Bowen	Firestone	Mazzoni	Tucker
Bowler	Friedman	McPherson	Vasconcellos
Brewer	Frusetta	Miller	Woggeland
Brown, Valerie	Gallegos	Morrissey	Mme. Speaker
Brown, Willie	Goldsmith	Morrow	
Burton	Granlund	Napolitano	
Bustamante	Harvey	Peechigian	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 365: Assembly Member Cunneen, from "No" to "Aye".

(NOTE: On May 16, 1996, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 365. See page 6409.)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 38 (Lockyer)—An act relating to taxation.

Bill read third time, and presented by Assembly Member Hannigan.

Bill passed by the following vote:

AYES—68

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
Boland	Figueroa	Lee	Speier
Bordonaro	Firestone	Machado	Sweeney
Bowen	Friedman	Margett	Takasugi
Bowler	Frusetta	Martinez	Thompson
Brewer	Gallegos	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1048 (Campbell)—An act to add Sections 708.3, 10011.5, 12819.5, and 16480.5 to the Public Utilities Code, relating to public utilities.

Bill read third time.

Motion to Amend

Assembly Member House moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 457 (Kelley)—An act to amend Sections 14031.8, 14031.9, and 14035 of the Government Code, and to amend Section 164.55 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 488 (Leonard)—An act to amend Section 1095 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

Motion to Amend

Assembly Member Hoge moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Hoge was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 2936

August 25, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Madame Speaker: I am the author of Assembly Bill 2936, Chapter 208, 1994. The legislative intent of this law, as part of the integrity of racing program, was to enforce penalties against parties who used certain prohibited drug substances to enhance the performance of a racehorse.

It was not the legislative intent that a forfeiture of any purse, award, or record for a race be automatic upon any finding, no matter how small, of a prohibited drug substance. If that drug substance was determined to have had the significant possibility of having any effect on the animal, disqualification should occur.

As in any law, the persons applying the law must balance the equities of the situation in order to determine whether or not that law should be applied to its fullest extent under that set of facts.

Sincerely,

BILL HOGE, Assembly Member
Forty-fourth District

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 82 (Kopp)—An act to amend Sections 7054, 7056, and 35107 of, to add Sections 7054.1 and 7058 to, and to repeal Sections 35174 and 72632 of, the Education Code, relating to schools.

Bill read third time.

Motion to Amend

Assembly Member Speier moved the adoption of amendments.

Amendments read and adopted; 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. 369, on request of Assembly Member Goldsmith.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 456 (Kelley)—An act to add Sections 40440.10, 40440.11, and 40920.6 to the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY CONCURRENT RESOLUTION NO. 45 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Willard Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 45, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 45—Relative to the Commission on the Status of African-American Males.

Resolution read.

Motion to Amend

Assembly Member Willard Murray moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted.

Request for Unanimous Consent

Assembly Member Willard Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 45, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 45, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 45—Relative to the Commission on the Status of African-American Males.

Resolution read, as amended, and adopted by the following vote:

AYES—46

Alpert	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Lee	Sher
Bowen	Escutia	Machado	Speier
Brown, Valerie	Figueroa	Margett	Sweeney
Brown, Willie	Friedman	Martinez	Takasugi
Burton	Frusetta	Mazzoni	Tucker
Bustamante	Gallegos	McDonald	Vasconcellos
Caldera	Hannigan	McPherson	Villaraigosa
Campbell	Hauser	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	
Cortese	Katz	Napolitano	

NOES—7

Boland	Bowler	Knowles	Pringle
Bordonaro	Brewer	Morrow	

Resolution ordered transmitted to the Senate.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file.

Assembly Bill No. 1973, on request of Assembly Member Figueroa.

ACTION RESCINDED ON SENATE BILL NO. 1326

Assembly Member Knowles was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3363), adopted the urgency clause to Senate Bill No. 1326 and whereby the bill was passed; and that the bill be returned to the third reading file.

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. 716, on request of Assembly Member McDonald.

SPECIAL COMMITTEE MEETINGS

Assembly Member McDonald was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting tomorrow, upon adjournment of Floor session, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 249 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1059 (Peace)—An act to amend Section 6254 of the Government Code, relating to public records.

Bill read third time.

Motion to Amend

Assembly Member Rogan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed upon the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 1230, on request of Assembly Member Kuehl.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 524 (Kopp)—An act to amend Sections 82038.5, 86104, and 86114 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time.

Motion to Amend

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Kaloogian was granted unanimous consent that the Committee on Public Employees, Retirement and Social Security be permitted to hold a special meeting tomorrow, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 544 for hearing.

BILL RETURNED TO SENATE

Without objection, Assembly Member Sweeney returned Senate Bill No. 1334 to the Senate for further action.

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. 1191, on request of Assembly Member Morrow.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Morrow was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gene Harrison, U.S. Marine Corps, of Fallbrook.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 205 (**Kelley**)—An act to add Section 13274 to the Water Code, relating to water.

Bill read third time.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the 96th birthday of his mother Elizabeth Spreitzer.

BILLS STRICKEN FROM FILE

Assembly Member Knox was granted unanimous consent that Assembly Bill No. 1216 be stricken from file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Vasconcellos was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Supplemental Report of the 1995 Budget Act

August 24, 1995

Hon. Bill Lockyer
Senate President pro Tempore

Hon. Doris Allen
Speaker of the Assembly

Dear President pro Tempore Lockyer and Speaker Allen:

Attached is the "Supplemental Report of the 1995 Budget Act" containing statements of legislative intent that were adopted by the Conference Committee on the 1995 Budget.

The document was compiled and published by the Legislative Analyst's Office at the request of the respective budget committees.

Although supplemental report language does not contain the force of law that exists with budget control language, the language does express and clarify legislative intent and is an important tool in the Legislature's annual budget deliberations.

If there are any questions about the document or any of its provisions, please contact one or both of the respective budget staff directors: Steve Larson of the Senate Budget and Fiscal Review Committee (445-5202) or Geoff Long of the Assembly Budget Committee (445-7082).

Sincerely,

ALFRED E. ALQUIST
Chairman
Senate Budget & Fiscal Review
Committee Co-Chairman
1995 Budget Conference
Committee

JOHN VASCONCELLOS
Chairman
Assembly Budget
Committee Co-Chairman
1995 Budget Conference
Committee

cc: Governor
Agency Secretaries
Constitutional Officers
University of California
California State University
Independent Boards and Commissions

SPECIAL COMMITTEE MEETINGS

Assembly Member Rainey was granted unanimous consent that the Committee on Local Government be permitted to hold a special meeting tomorrow, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 81 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 162 (Lockyer)—An act to add Section 68083 to the Government Code, relating to courts.

Bill read third time.

Motion to Amend

Assembly Member Isenberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 861 (Craven)—An act to amend Sections 56382, 56384, and 57004 of the Government Code, relating to local agency formation commissions.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 21 (Leslie)—Relative to a nonmotorized facility in the Tahoe Basin.

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 BILL NO. 33 (Peace)—An act to amend Sections 813 and 826 of, and to add Section 817 to, the Penal Code, relating to arrest.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 159 (Russell)—An act to amend Sections 20023, 20412, 20615, 20615.5, and 21321 of the Government Code, relating to public employees.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 226 (Russell)—An act to amend Section 31461 of, and to add Article 2.7 (commencing with Section 31515) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to county retirement.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 379 (Polanco)—An act to amend Sections 2201 and 21000 of, to add Section 9082.5 to, and to repeal Sections 9165, 9284, 9318, and 9505 of, the Elections Code, relating to elections.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 429 (Polanco)—An act to amend Sections 20111, 20113, 20114, 20116, 20651, 20654, 20655, and 20657 of, and to repeal Section 20651.5 of, the Public Contract Code, relating to local agency contracts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 443 (Solis)—An act to amend Section 49116 of the Education Code and Sections 1286, 1288, 1294.1, 1294.3, 1294.4, 1305, 1308, 1308.3, 1309.6, 1391, and 1393 of the Labor Code, relating to employment.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 448 (Haynes)—An act to amend Section 740.7 of the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 496 (Thompson)—An act to amend Sections 1190 and 1191 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 585 (Craven)—An act to add Section 2705.6 to the Public Utilities Code, relating to water supplies.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 687 (Rosenthal)—An act to amend Section 1358.20 of the Health and Safety Code, and to amend Sections 10194.8 and 10197.05 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 732 (Mello)—An act to amend and repeal Section 1569.697 of, and to add Article 6.6 (commencing with Section 1569.698) to Chapter 3.2 of Division 2 of, the Health and Safety Code, relating to residential care for the elderly, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 764 (Greene)—An act to amend Sections 17705.11, 17718.5, 17732, 17740.1, 17740.2, 17740.3, 17741.8, 17742, 17749, and 17788.7 of, and to repeal Sections 17705.5, 17705.6, 17705.7, and 17705.9 of, and to repeal Chapter 9 (commencing with Section 16400) of, Chapter 10 (commencing with Section 16500) of, Chapter 11 (commencing with Section 16600) of, Chapter 12 (commencing with Section 16700) of, Chapter 13 (commencing with Section 16800) of, Chapter 15 (commencing with Section 17000) of, Chapter 16 (commencing with Section 17100) of, Chapter 17 (commencing with Section 17200) of, Chapter 19 (commencing with Section 17400) of, Chapter 20 (commencing with Section 17500) of, Chapter 21.2 (commencing with Section 17640) of, Chapter 21.25 (commencing with Section 17645) of, Chapter 21.3 (commencing with Section 17650) of, Chapter 21.4

(commencing with Section 17660) of, Chapter 21.5 (commencing with Section 17680) of, Chapter 21.6 (commencing with Section 17695) of, Chapter 21.7 (commencing with Section 17696) of, Chapter 21.8 (commencing with Section 17697) of, and Chapter 21.9 (commencing with Section 17698) of, and to repeal and add Chapter 7 (commencing with Section 15900) of, Part 10 of the Education Code, relating to school facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 791 (Hughes)—An act to add Section 22317.5 to, to repeal Sections 22325 and 22357 of, and to repeal and add Sections 22324 and 22358 of, the Education Code, and to amend Sections 9350.6, 20023, 75003, and 75502 of, and to add Sections 9359.05, 21752.3, 31671, 75075.02, and 75572 to, the Government Code, relating to public retirement systems.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 827 (Kelley)—An act to amend repeal, and add Section 9880.2 of the Business and Professions Code, relating to automotive repair.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 851 (Costa)—An act to amend Sections 17008, 17031.8, 17050, 17052, and 17056 of the Health and Safety Code, relating to housing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1003 (Killea)—An act to amend Sections 15392.4 and 15394 of the Government Code, relating to the California Export Finance Office.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1011 (Polanco)—An act to amend Sections 10610.2, 10610.4, 10611.5, 10615, 10620, 10621, 10631, 10632, 10633, 10641, 10642, 10644, 10650, 10652, 10653, and 10656 of, to add Section 10616.5 to, and to add Article 2.5 (commencing with Section 10635) to Chapter 3 of Part 2.6 of Division 6 of, the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1108 (Leslie)—An act to add Chapter 5.7 (commencing with Section 13397) to Division 7 of the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1147 (Watson)—An act to add Section 14085.52 to the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

~~Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.~~

~~*(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)*~~

(NOTE: On September 14, 1995, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 1147 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3876.)

SENATE BILL NO. 1308 (Campbell)—An act to repeal and add Section 3205 of the Government Code, relating to the solicitation of contributions.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 726 (Committee on Transportation)—An act to amend Section 2555 of, and to add Sections 941.6 and 954.6 to, the Streets and Highways Code, to amend Sections 1808.5, 9901, 11406, 11713, 12505, 12509, 12527, 12804.9, 12804.13, 12804.14, 12814.5, 13353.8, 14601, 14601.1, 14601.2, 21053, 23116, 24607, 25950, 34500, and 35400 of, to amend, repeal, and add Sections 22349, 22354, 22356, 22357, 22358, and 22360 of, to add Sections 22366, 24611, and 40200.8 to, and to repeal Sections 2424.5 and 4602.1 of, the Vehicle Code, and to amend Section 10850 of the Welfare and Institutions Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR

The Majority 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. 51 (Johnson)—An act to amend Section 13 of, and to add Section 13.5 to, the Elections Code, relating to elections.

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. 568 (Valerie Brown)—An act to amend Sections 8555, 8616.5, 8617, and 8662 of the Business and Professions Code, and to amend Sections 11531 and 15202 of the Food and Agricultural Code, relating to structural pest control.

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. 699 (Cunneen)—An act to amend, repeal, and add Sections 307, 5211, 7211, and 9211 of the Corporations Code, relating to corporations.

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. 820 (Vasconcellos)—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 878 (Rogan)—An act to amend Section 6320 of the Family Code, relating to domestic violence.

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. 919 (Cunneen)—An act to amend Section 25616 of, and to add Section 25612.5 to, the Corporations Code, relating to securities.

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. 1272 (Valerie Brown)—An act to amend Section 1349.2 of the Health and Safety Code, and to amend Section 740 of the Insurance Code, relating to health care service plans.

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. 1429 (Kuykendall)—An act to add Section 10232.6 to the Business and Professions Code, relating to real estate.

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 JOINT RESOLUTION NO. 19 (Speier)—Relative to child support enforcement.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 1466 (Kaloogian)—An act to amend Section 6103.6 of the Business and Professions Code, and to amend Sections 1208, 2250, 2580, 6100, 6100.5, 15642, 15687, 21306, 21350, 21351, 21353, and 21355 of, and to add Sections 2640.1, 2646, 21350.5, and 21356 to, the Probate Code, relating to trusts and wills.

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 CONCURRENT RESOLUTION NO. 43 (McDonald)—Relative to equal status for women.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Cortese:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Water, Parks and Wildlife and Appropriations to meet, consider, and report Senate Bill No. 654 for further action.

Resolution read, and adopted by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Cortese was granted unanimous consent that the Committee on Water, Parks and Wildlife be permitted to hold a special meeting today, upon adjournment of Floor session, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 654 for hearing; and that Joint Rule 62(a) be waived for the purpose of setting the bill for hearing in the Committee on Appropriations.

CALL OF THE ASSEMBLY DISPENSED WITH ON HOUSE RESOLUTION NO. 22

At 5:01 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

House Resolution No. 22 adopted by the following vote:

AYES—49

Alpert	Ducheny	Kuehl	Poochigian
Baca	Escutia	Kuykendall	Rainey
Bates	Figueroa	Lee	Richter
Bowen	Friedman	Machado	Rogan
Brewer	Frusetta	Martinez	Setencich
Burton	Gallegos	Mazzoni	Speier
Bustamante	Goldsmith	McDonald	Tucker
Caldera	Granlund	McPherson	Villaraigosa
Campbell	Hannigan	Morrow	Woods
Cannella	Harvey	Murray, Kevin	Mme. Speaker
Cortese	Hauser	Murray, Willard	
Cunneen	Katz	Napolitano	
Davis	Knox	Olberg	

NOES—20

Aguiar	Bowler	Isenberg	Miller
Alby	Firestone	Kaloogian	Sher
Battin	Hawkins	Knight	Sweeney
Boland	Hoge	Knowles	Takasugi
Bordonaro	House	Margett	Weggeland

Vote Changes

By unanimous consent, the following vote changes were permitted on House Resolution No. 22: Assembly Members Granlund and Olberg, from "No" to "Aye".

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 872

At 5:01 p.m., on motion of Assembly Member Alpert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 872 passed by the following vote:

AYES—48

Alpert	Cortese	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Richter
Bordonaro	Ducheny	Kuehl	Setencich
Bowen	Escutia	Kuykendall	Sher
Brown, Valerie	Figueroa	Lee	Speier
Brown, Willie	Firestone	Machado	Sweeney
Burton	Friedman	Martinez	Takasugi
Bustamante	Frusetta	Mazzoni	Tucker
Caldera	Gallegos	McDonald	Vasconcellos
Campbell	Hannigan	McPherson	Villaraigosa
Cannella	Hauser	Murray, Kevin	Woods

NOES—26

Aguiar	Conroy	Knowles	Pringle
Alby	Granlund	Margett	Rainey
Baldwin	Harvey	Miller	Rogan
Battin	Hawkins	Morrissey	Thompson
Boland	Hoge	Morrow	Weggeland
Bowler	Kaloogian	Olberg	
Brewer	Knight	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 824

At 5:01 p.m., on motion of Assembly Member Mazzoni, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 824 passed by the following vote:

AYES—42

Alpert	Cortese	Katz	Napolitano
Baca	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Bowen	Escutia	Lee	Setencich
Brown, Valerie	Figueroa	Machado	Sher
Brown, Willie	Friedman	Margett	Sweeney
Burton	Frusetta	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—32

Aguiar	Conroy	House	Morrow
Alby	Cunneen	Kaloogian	Olberg
Baldwin	Firestone	Knight	Poochigian
Battin	Goldsmith	Knowles	Pringle
Boland	Granlund	Kuykendall	Rogan
Bordonaro	Harvey	McPherson	Takasugi
Bowler	Hawkins	Miller	Thompson
Brewer	Hoge	Morrissey	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1247

At 5:02 p.m., on motion of Assembly Member Rainey, 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 Tucker moved to continue the call of the Assembly.

Motion carried. Time, 5:02 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. 647

At 5:03 p.m., on motion of Assembly Member Rainey, 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 Speier moved to continue the call of the Assembly.

Motion carried. Time, 5:03 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. 26

At 5:04 p.m., on motion of Assembly Member Takasugi, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 26 passed by the following vote:

AYES—47

Alpert	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Brown, Valerie	Firestone	Lee	Sher
Brown, Willie	Frusetta	Machado	Speier
Burton	Gallegos	Martinez	Sweeney
Caldera	Granlund	Mazzoni	Takasugi
Campbell	Hannigan	McPherson	Tucker
Cannella	Harvey	Murray, Kevin	Vasconcellos
Cortese	Hauser	Murray, Willard	Villaraigosa
Cunneen	House	Napolitano	Woods
Davis	Isenberg	Rainey	

NOES—18

Aguiar	Bordonaro	Knowles	Pringle
Alby	Bowler	Margett	Thompson
Baldwin	Goldsmith	Miller	Weggeland
Battin	Kaloogian	Morrow	
Boland	Knight	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 106

At 5:05 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 106 passed by the following vote:

AYES—56

Alpert	Conroy	Katz	Murray, Willard
Baca	Cortese	Knight	Napolitano
Bates	Cunneen	Knowles	Olberg
Battin	Davis	Knox	Poochigian
Boland	Ducheny	Kuykendall	Rainey
Bordonaro	Firestone	Lee	Rogan
Bowen	Gallegos	Machado	Setencich
Bowler	Goldsmith	Margett	Speier
Brewer	Granlund	Martinez	Takasugi
Brown, Willie	Hannigan	Mazzoni	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	Kaloogian	Murray, Kevin	Mme. Speaker

NOES—12

Alby	Friedman	Isenberg	Sweeney
Brown, Valerie	Hawkins	Kuehl	Thompson
Escutia	House	Sher	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1185

At 5:06 p.m., on motion of Assembly Member Alpert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1185 refused passage by the following vote:

AYES—16

Alpert	Gallegos	Morrow	Setencich
Baca	Granlund	Murray, Kevin	Tucker
Cannella	Katz	Murray, Willard	Woods
Figueroa	Kuehl	Rogan	Mme. Speaker

NOES—38

Aguiar	Burton	Knight	Pringle
Alby	Caldera	Knowles	Rainey
Baldwin	Ducheny	Kuykendall	Richter
Battin	Escutia	Margett	Sher
Boland	Goldsmith	Martinez	Speier
Bordonaro	Harvey	Mazzoni	Takasugi
Bowen	Hawkins	McDonald	Villaraigosa
Bowler	Hoge	Miller	Weggeland
Brewer	Isenberg	Olberg	
Brown, Valerie	Kaloogian	Poochigian	

Senate Bill No. 1185 Reconsidered

Assembly Member Alpert was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1185 was this day refused passage and that the bill be placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 646

At 5:07 p.m., on motion of Assembly Member Cannella, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 646 passed by the following vote:

AYES—46

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Baca	Firestone	Machado	Rainey
Battin	Frusetta	Margett	Richter
Boland	Goldsmith	Mazzoni	Rogan
Bordonaro	Granlund	McPherson	Setencich
Bowler	Hannigan	Miller	Takasugi
Brewer	Harvey	Morrissey	Weggeland
Brown, Valerie	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mme. Speaker
Cannella	Hoge	Murray, Willard	
Conroy	House	Olberg	

NOES—23

Baldwin	Escutia	Knox	Speier
Bates	Figueroa	Kuehl	Sweeney
Brown, Willie	Friedman	Lee	Thompson
Burton	Gallegos	Martinez	Tucker
Caldera	Isenberg	McDonald	Villaraigosa
Ducheny	Kaloogian	Sher	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON WILLARD MURRAY MOTION TO AMEND SENATE BILL NO. 1332

At 5:09 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Willard Murray moved to continue the call of the Assembly.

Motion carried. Time, 5:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 5:10 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 5:11 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1247

At 5:11 p.m., on motion of Assembly Member Tucker, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1247 refused passage by the following vote:

AYES—37

Alpert	Cortese	Katz	Napolitano
Baca	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Bowler	Firestone	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Brown, Willie	Gallegos	Mazzoni	Villaraigosa
Burton	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—30

Aguiar	Conroy	McPherson	Rogan
Alby	Goldsmith	Miller	Setencich
Baldwin	Granlund	Morrissey	Thompson
Battin	Harvey	Morrow	Weggeland
Boland	Hawkins	Olberg	Woods
Bordonaro	Kaloogian	Poochigian	Mme. Speaker
Brewer	Knight	Pringle	
Caldera	Knowles	Richter	

Motion to Reconsider Senate Bill No. 1247 on Next Legislative Day

Assembly Member Rainey moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1247 was this day refused passage.

Senate Bill No. 1247 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 647

At 5:11 p.m., on motion of Assembly Member Speier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 647 passed by the following vote:

AYES—41

Aguiar	Firestone	Kuykendall	Richter
Alby	Frusetta	Margett	Rogan
Baca	Goldsmith	Mazzoni	Setencich
Baldwin	Granlund	McPherson	Takasugi
Battin	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mme. Speaker
Brewer	Kaloogian	Poochigian	
Conroy	Knight	Pringle	
Cunneen	Knowles	Rainey	

NOES—22

Bates	Cannella	Kuehl	Sher
Brown, Valerie	Cortese	Lee	Speier
Brown, Willie	Friedman	McDonald	Sweeney
Burton	Gallegos	Murray, Kevin	Villaraigosa
Caldera	Isenberg	Murray, Willard	
Campbell	Knox	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 647: Assembly Member Villaraigosa, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON WILLARD MURRAY MOTION TO AMEND SENATE BILL NO. 1332

At 5:12 p.m., on motion of Assembly Member Willard Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to amend Senate Bill No. 1332 by Assembly Member Willard Murray lost by the following vote:

AYES—38

Alpert	Cannella	Isenberg	Murray, Willard
Baca	Cortese	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown, Valerie	Escutia	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

NOES—39

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Setencich
Boland	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker
Cunneen	Knight	Pringle	

Motion to Reconsider Amendments to Senate Bill No. 1332 on Next Legislative Day

Assembly Member Willard Murray moved to reconsider on the next legislative day the vote whereby his amendments to Senate Bill No. 1332 were this day refused adoption.

Senate Bill No. 1332 ordered to the unfinished business file.

CONFERENCE COMMITTEE MEETING CANCELED

Assembly Member Knowles announced that the Conference Committee on Senate Bill No. 266 scheduled for today is canceled.

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. 910, on request of Assembly Member Battin.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 203 (Leslie)—An act to amend Section 97.38 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Withdrawn

Without objection Assembly Member Isenberg withdrew his amendments to Senate Bill No. 203.

Motion to Amend by Assembly Member Burton

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 341, ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 199, 275, 431, 523, 534, 547, 833, 1302, 303, 729, 882, 990, 623, 1307, 1327, and **1176,** ordered to third reading;

Senate Bills Nos. 127 and **1291,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 788—An act to amend Sections 12801.5 and 12816 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 913, Isenberg Motion to Appeal from Decision of Chair: Bates—Aye.

Assembly Bill No. 913: Knox and Tucker—Aye.

Assembly Bill No. 1123 and Urgency: Bates, Caldera, Granlund, and Tucker—Aye.

Assembly Bill No. 1578, Concurrence: Bates, Caldera, Cunneen, McPherson, and Morrow—Aye; Aguiar, Battin, Bordonaro, Kaloogian, Kuykendall, Olberg, Rogan, and Weggeland—No.

Assembly Bill No. 316, Urgency and Concurrence: Bates, Boland, Caldera, Kuehl, Tucker, and Weggeland—Aye.

Assembly Bill No. 1569, Concurrence: Bates, Boland, Kaloogian, Knox, Miller, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 301, Concurrence: Bates, Bowen, Caldera, Cunneen, Morrow, Rogan, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 313, Concurrence: Bates, Boland, Bordonaro, Bowen, Caldera, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 1237, Urgency and Concurrence: Bates, Bowen, Caldera, Granlund, Knox, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 1965, Concurrence: Bates, Bowen, Speier, Sweeney, Tucker, and Weggeland—Aye.

Assembly Bill No. 778, Concurrence: Bates, Valerie Brown, Caldera, Harvey, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 503, Concurrence: Bates, Davis, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 1528, Concurrence: Bates, Bordonaro, Cunneen, McPherson, and Tucker—Aye; Aguiar, Goldsmith, Kuykendall, Morrow, Olberg, and Weggeland—No.

Assembly Bill No. 514, Concurrence: Alpert, Bates, Cunneen, Davis, Granlund, Hawkins, Kuykendall, Speier, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 674, Concurrence: Bates and Weggeland—Aye.

Assembly Bill No. 852, Concurrence: Alby, Bates, Bowen, Knox, Kuykendall, Napolitano, Speier, and Weggeland—Aye.

Assembly Bill No. 973, Concurrence: Bates, Boland, Goldsmith, and Weggeland—Aye.

Assembly Bill No. 1027, Concurrence: Bates, Boland, McDonald Napolitano, Speier, and Weggeland—Aye.

Assembly Bill No. 1245, Concurrence: Bates, Sweeney, and Weggeland—Aye.

Assembly Bill No. 1303, Concurrence: Bates, Kevin Murray, and Weggeland—Aye.

Assembly Bill No. 1441, Concurrence: Weggeland—Aye.

Assembly Bill No. 1504, Concurrence: Weggeland—Aye.

Assembly Bill No. 743: Knox and Speier—No.

Assembly Bill No. 256, Concurrence: Speier and Weggeland—No.

Senate Bill No. 814: Baca, Battin, Burton, Cannella, Cortese, Gallegos, Hoge, Knox, Kuehl, Lee, Machado, Martinez, McDonald, Morrow, Napolitano, Rogan, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 538: Bowen, Cannella, Cortese, Hoge, Knox, Lee, Machado, McDonald, Morrow, Napolitano, Rogan, Speier, and Tucker—Aye; Martinez—No.

Senate Bill No. 376: Cannella, Cortese, Gallegos, Hoge, Lee, Machado, Martinez, McDonald, Morrow, Napolitano, Rogan, Speier, and Tucker—Aye.

Senate Bill No. 386: Valerie Brown, Lee, Machado, Morrow, Rogan, Speier, and Tucker—Aye; Martinez—No.

Senate Bill No. 1158: Baca, Valerie Brown, Ducheny, Gallegos, Hoge, Lee, Machado, Martinez, Morrow, Napolitano, and Rogan—Aye.

Senate Bill No. 1319: Lee, Machado, Martinez, McDonald, Morrow, Rogan, Speier, and Tucker—Aye; Hoge—No.

Senate Bill No. 433: Lee, Martinez, McDonald, Morrissey, Rogan, and Tucker—Aye; Morrow, Poochigian, and Weggeland—No.

Senate Bill No. 539: Knox, Lee, McDonald, Morrow, and Rogan—Aye; Martinez—No.

Senate Bill No. 1153: Lee, McDonald, Rogan, Speier, and Tucker—Aye; Hoge and Morrow—No.

Senate Bill No. 734: Knox, Lee, McDonald, Morrow, Rogan, and Tucker—Aye.

Senate Bill No. 1326 and Urgency: Aguiar, Goldsmith, Hoge, Lee, Martinez, McDonald, Morrow, Rogan, and Tucker—Aye.

Senate Bill No. 306: Aguiar, Goldsmith, Hoge, Machado, McDonald, Morrow, Rogan, Tucker, and Weggeland—Aye.

Senate Bill No. 132: Bordonaro, Cunneen, Harvey, Lee, McDonald, Morrissey, Morrow, and Tucker—Aye; Hoge—No.

Senate Bill No. 169: Bowen, Burton, Goldsmith, Granlund, Hoge, Lee, and Weggeland—Aye; Alpert and Ducheny—No.

Senate Bill No. 378: Valerie Brown, Goldsmith, Hoge, Tucker, and Weggeland—Aye; Martinez and Speier—No.

Senate Bill No. 924: Battin, Bordonaro, Frusetta, Lee, Machado, McDonald, and Tucker—Aye; Granlund and Hoge—No.

Senate Bill No. 53 and Urgency: Conroy, Hoge, Kuehl, Lee, Machado, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 60: Conroy, Gallegos, Hoge, Kaloogian, Machado, and Speier—Aye; Bowen, Valerie Brown, and Knox—No.

Senate Bill No. 129 and Urgency: Bowen, Valerie Brown, Conroy, Granlund, Hoge, Knox, Lee, Machado, Speier, and Weggeland—Aye.

Senate Bill No. 383: Bowen, Valerie Brown, Firestone, Knox, Lee, Machado, and Weggeland—Aye.

Senate Bill No. 514 and Urgency: Goldsmith, Knox, Lee, and Weggeland—Aye.

Senate Bill No. 1053: Cunneen, Escutia, McDonald, McPherson, Speier, and Weggeland—Aye.

Senate Bill No. 520: Battin, Bowler, Cunneen, Knox, Lee, McPherson, Miller, and Speier—Aye.

Senate Bill No. 291 and Urgency: Bordonaro, Bowler, Lee, Olberg, and Speier—Aye.

Senate Bill No. 1089: Bowen, Bowler, Conroy, Lee, and McDonald—Aye.

Senate Bill No. 1043 and Urgency: Bowen, Bowler, Conroy, Hawkins, Knox, and Lee—Aye.

Senate Bill No. 184: Conroy, Cunneen, Ducheny, Knox, Kuykendall, Lee, and Poochigian—Aye; Aguiar, Granlund, Harvey, and Hawkins—No.

Assembly Bill No. 365, Concurrence: Lee—Aye; Battin, Bowler, Granlund, McPherson, and Rainey—No.

Senate Bill No. 38: Alpert, Bowen, Bowler, Valerie Brown, Granlund, Lee, Miller, Poochigian, and Rainey—Aye.

Assembly Concurrent Resolution No. 45: Lee and Richter—Aye.

Special Consent Calendar: Lee—Aye.

House Resolution No. 22: Weggeland—No.

Senate Bill No. 824: McPherson and Rogan—No.

Senate Bill No. 26: Weggeland—No.

Senate Bill No. 106: McPherson and Weggeland—Aye.

Senate Bill No. 1247: Weggeland—No.

Senate Bill No. 647: Hoge—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:25 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

HOUSE RESOLUTION NO. 25—Isenberg and Knox. Relative to Union Label Week.

HOUSE RESOLUTION NO. 26—Napolitano. Relative to the Select Committee on the Americas.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

August 31, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1180

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

SENATE BILL NO. 1180—An act to amend Sections 21001, 21002.1, 21060.5, 21064.5, 21080, 21080.4, 21080.21, 21082.2, 21083.5, 21083.8, 21100, 21150, 21151, 21157, 21167, 21167.1, and 21168 of, to add Sections 21083.8.1 and 21178 to, and to repeal Sections 21092.5 and 21168.5 of, the Public Resources Code, relating to environmental quality.

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 Local Government

August 31, 1995

Mme. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 81

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 81—An act to add Section 18902.5 to the Health and Safety Code, relating to closed military bases.

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 Utilities and Commerce

August 31, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 1142

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 1142—An act to amend Section 5352 of, and to add Sections 1080, 3256, 4124, and 5005.1 to, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Water, Parks and Wildlife

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 654

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above bill re-referred to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Joint Task Force on Disproportionate Share Hospitals, on September 6, 1995, at 3 p.m., in Room 112.

INTRODUCTION OF GUESTS

Assembly Member Boland, of the 38th Assembly District, introduced Kathy Boland and James Newkirk, of Simi Valley.

ADJOURNMENT

At 5:30 p.m., the Assembly adjourned until 8 a.m., Friday, September 1, 1995, out of respect to the memory of Edwin Abreu, on motion of Majority Speaker pro Tempore Setencich on behalf of Speaker Allen; out of respect to the memory of Harold Lampton, on motion of Majority Speaker pro Tempore Setencich; out of respect to the memory of Page Smith, on motion of Assembly Member McPherson; out of respect to the memory of Harrison Holland Fait, on motion of Assembly Member Alby; out of respect to the memory of Mary Lima, on motion of Assembly Member Cortese; out of respect to the memory of Gene Harrison, on motion of Assembly Member Morrow; and in honor of the 96th birthday of Elizabeth Spreitzer, on motion of Assembly Member Morrissey.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 31, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills
37
1019

Assembly Concurrent Resolution
45

Senate Bills
81
82
136
149
162
203
205
219
297
456
457
488
524
561
614
617
621
660
718
722
730
788
808
816
866
1048
1059
1098
1142
1180
1325
1330
1356

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill
913

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 1, 1995

ONE HUNDRED THIRTY-FIFTH SESSION DAY

TWO HUNDRED SEVENTY-FIRST 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, September 1, 1995

The Assembly met at 8 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Assembly Member Harvey seconded the motion.

Motion carried. Time, 8:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 8:16 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knowles	Rainey
Bates	Escutia	Knox	Richter
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brown, Willie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mme. Speaker

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

The Lord said:

"Come to me, all ye that labor and are heavy laden, and I will give you rest. Take my yoke upon you, and learn of me; for I am meek and lowly in heart; and ye shall find rest unto your souls. For my yoke is easy, and my burden is light." (Mt.11:28–30)

Lord God, Our great nation was built upon our faith in You and the hard work of our hands. We pray this morning that You be with us, abide in us and comfort us in our labors. When we stray from Your truth, lead us back to You and help us find rest unto our souls.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Conroy 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 Thompson, seconded by Assembly Member Battin.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Brulte and Morrow.

On personal business, and waiving per diem: Assembly Member Archie-Hudson.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

September 1, 1995

Assembly Speaker Doris Allen
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: I will be absent from floor session today, September 1, 1995, due to legislative business.

Sincerely,

JAMES L. BRULTE, Assembly Member
Sixty-third District

August 31, 1995

The Honorable Doris Allen
Chairman, Rules Committee
State Capitol, Room 3016
Sacramento, California

Dear Ms. Allen, Please excuse me from session on September 1, 1995 as I will be in my district on legislative business.

Thank you for your consideration.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 31, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Water, Parks and Wildlife Committee to fill an existing vacancy, for the hearing on Thursday, August 31, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

August 31, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Appropriations Committee to fill an existing vacancy for the hearing on Thursday, August 31, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 1, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Keith Olberg to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Tuesday, September 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 1, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised of the following Assembly Committee appointments:

Veterans' Affairs Committee

Steve Baldwin
Bill Hoge

Select Committee on California-Africa Affairs

Fred Aguiar
Marguerite Archie-Hudson
Marilyn Brewer
Sal Cannella
Jim Cunneen
Martha Escutia
Brett Granlund
Phil Hawkins
Mike Machado
Juanita McDonald
Gary Miller
Kevin Murray
Willard Murray
Nao Takasugi
Vacancy

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 37

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, September 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1019

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of 13 year old Cameron Bradley.

Assembly Members Katz and Boland were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mark Litt, of San Fernando Valley.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julia R. Reyes and Ralph S. Sommer, of Castro Valley.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Johnny Adams.

Assembly Member Kevin Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ada Prietto, of the Sycuan Indian Reservation near El Cajon.

Assembly Member Figueroa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Brian J. Head, of Fremont.

Assembly Member Olberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Snow, of Hesperia.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Belva Hasselbring of Burbank.

CONGRATULATIONS EXTENDED

Assembly Member Napolitano extended congratulations to the Pico Rivera Dodgers for being participants in the American Amateur Baseball Congress World Series, that was held in San Juan, Puerto Rico on August 8 through August 13, 1995.

The Pico Rivera Dodgers team names are: Felipe Aguilar, Salvador Lazalde, Frankie Valle, Alfred Benavente, Jerry Lopez, Nelson Carballo, Jr., Aurio O'Neil, Jr., Alfred Thomas Duran, Antonio Romero, Michael R. Garciaparra, Clayton Schwinborn, III, Timothy Jimenez, and Johnny Urrutia, Jr.;

The coaches are: Steve Romero, Ramon Garciaparra, John Urrutia, Clayton Schwinborn, and Olga Urrutia.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Labor and Employment be permitted to hold a special meeting on September 7, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 987 for hearing.

MESSAGES FROM THE SENATE

Senate Chamber, September 1, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 29

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

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. 1172, or request of Assembly Member Richter.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Morrissey announced his intention to request that Senate Bill No. 112 be removed from the inactive file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 33 BY UNANIMOUS CONSENT

Assembly Member Knight was granted unanimous consent to take up Senate Concurrent Resolution No. 33, out of order.

SENATE CONCURRENT RESOLUTION NO. 33 (Rogers)—Relative to commemorating the 50th anniversary of Victory over Japan Day.

Resolution read, and presented by Assembly Member Knight.

Members Made Coauthors of Senate Concurrent Resolution No. 33

Assembly Member Knight was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 33 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become authors:

Aguiar, Alby, Allen, Baca, Battin, Bordonaro, Bowler, Bustamante, Cortese, Gallegos, Granlund, Hawkins, Hoge, Kuykendall, Margett, McDonald, Miller, Olberg, Pringle, Rainey, Rogan, Setencich, and Thompson.

Request for Unanimous Consent

Assembly Member Knight was granted unanimous consent to take up Senate Concurrent Resolution No. 33, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 33, as Amended

SENATE CONCURRENT RESOLUTION NO. 33—Relative to commemorating the 50th anniversary of Victory over Japan Day.

Resolution read, as amended.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Knight moved a call of the Assembly.

Motion carried. Time, 8:36 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

JOINT RULE 62(a) WAIVED

Assembly Member Rainey was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 388 for hearing in the Committee on Local Government on Tuesday, September 5, 1995.

SPECIAL COMMITTEE MEETINGS

Assembly Member Rainey was granted unanimous consent that the Committee on Local Government be permitted to hold a special meeting at this time, in the Tom Bane Rules Committee Room and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 81 for hearing, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 800—An act to amend Section 11502.5 of, to add Section 14015 to, and to add Chapter 3.4 (commencing with Section 14090) to Division 7 of, the Food and Agricultural Code, relating to economic poisons.

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. 958—An act to amend Section 49559 of the Education Code, relating to schools.

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. 969—An act to amend Sections 18358, 18358.05, 18358.10, 18358.23, and 18358.30 of, to add Sections 18358.20 and 18358.36 to, and to repeal Sections 18358.40, 18358.45, and 18358.50 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.

SENATE BILL NO. 1222—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25200.3, 25200.14, 25205.7, and 25205.22 of, to amend and repeal Sections 25174.1, 25174.2, 25174.6, 25174.7, 25174.8, 25174.11, and 25178.1 of, to add Sections 25200.15, 25200.18, and 25206.1 to, to repeal Sections 25155.5, 25155.6, 25155.7, and 25174.9 of, to repeal Article 9.1 (commencing with Section 25205.11) of Chapter 6.5 of Division 20 of, and to repeal and add Article 7.7 (commencing with Section 25179.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 43151 of the Revenue and Taxation Code, relating to hazardous 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. 388—An act to add Article 2.5 (commencing with Section 14020) to Chapter 1 of Part 5 of Division 3 of Title 2 of the Government Code, and to add Section 143.5 to the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 18—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 140—An act to add Section 12025 to the Government Code, relating to the state budget.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1277—An act to add Section 14669.15 to the Government Code, relating to public works, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 437—An act to add Section 40929 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 701, on request of Assembly Member Harvey;

Senate Bills Nos. 535 and **478**, on request of Assembly Member Burton.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 149 (Johannessen)—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.

Bill read third time, and presented by Assembly Member Hannigan.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hannigan moved a call of the Assembly.

Motion carried. Time, 8:38 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 679 (Killea)—An act to add and repeal Chapter 3.3 (commencing with Section 8256) of Division 1 of Title 2 of the Government Code, relating to displaced homemakers, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Lee.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lee moved a call of the Assembly.

Motion carried. Time, 8:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 621 (Peace)—An act to add Section 7901.1 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Alpert.

Bill passed by the following vote:

AYES—56

Aguiar	Conroy	Katz	Murray, Willard
Alby	Cortese	Knight	Napolitano
Alpert	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Escutia	Machado	Sher
Boland	Firestone	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Tucker
Burton	Hannigan	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Campbell	Hawkins	Morrissey	Weggeland
Cannella	Isenberg	Murray, Kevin	Mme. Speaker

NOES—7

Bordonaro	Granlund	Hoge	Thompson
Caldera	Harvey	Kuykendall	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 219 (Thompson)—An act to amend Sections 25216.1, 25216.2, and 25218.5 of the Health and Safety Code, relating to household hazardous waste.

Bill read third time, and presented by Assembly Member Mazzoni.

Bill passed by the following vote:

AYES—61

Aguiar	Davis	Kuehl	Richter
Alby	Ducheny	Kuykendall	Rogan
Alpert	Figueroa	Lee	Setencich
Baca	Firestone	Machado	Sher
Bates	Friedman	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brown, Valerie	Granlund	McPherson	Vasconcellos
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hauser	Murray, Kevin	Woods
Campbell	Isenberg	Napolitano	Mme. Speaker
Cannella	Katz	Olberg	
Cortese	Knowles	Poochigian	
Cunneen	Knox	Rainey	

NOES—3

Hawkins	Hoge	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 750 (Killea)—An act to amend Section 10605 of the Health and Safety Code, and to amend Section 18966 of the Welfare and Institutions Code, relating to children.

Bill read third time, and presented by Assembly Member McPherson.

Request to Debate

Assembly Member Knowles requested to be recognized in debate on Senate Bill No. 750.

Reply by Majority Speaker pro Tempore Setencich

Majority Speaker pro Tempore Setencich replied that debate on Senate Bill No. 750 is closed.

Point of Order

Assembly Member Katz arose to the following point of order:

That by unanimous consent earlier this day, debate has been limited to two proponents and two opponents on each measure on this day's file.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken and further, permitted Assembly Member Knowles to debate Senate Bill No. 750.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McPherson moved a call of the Assembly.

Motion carried. Time, 8:52 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 730 (Mello)—An act to amend Section 39 of the Civil Code, and to amend Sections 1801, 3201, 3204, and 3208 of, and to add Sections 810, 811, 812, 813, 814, and 1881 to, the Probate Code, relating to capacity.

Bill read third time, and presented by Assembly Member Kaloogian.

Bill passed by the following vote:

AYES—72

Aguiar	Cunneen	Katz	Olberg
Alby	Davis	Knight	Poochigian
Alpert	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Frusetta	Lee	Setencich
Boland	Gallegos	Machado	Sher
Bordonaro	Goldsmith	Margett	Speier
Bowen	Granlund	Martinez	Sweeney
Bowler	Hannigan	Mazzoni	Takasugi
Brown, Valerie	Harvey	McDonald	Thompson
Burton	Hauser	McPherson	Tucker
Bustamante	Hawkins	Miller	Vasconcellos
Campbell	Hoge	Morrissey	Villaraigosa
Cannella	House	Murray, Kevin	Weggeland
Conroy	Isenberg	Murray, Willard	Woods
Cortese	Kaloogian	Napolitano	Mme. Speaker

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 17 (Committee on Appropriations)—An act relating to the payment of judgments and settlement claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Vasconcellos.

Urgency Clause

Urgency clause read.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Senate Bill No. 17

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Isenberg to Senate Bill No. 17 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion carried by the following vote:

AYES—43

Aguiar	Escutia	Knowles	Poochigian
Alby	Firestone	Knox	Pringle
Boland	Frusetta	Kuykendall	Rainey
Bordonaro	Goldsmith	Margett	Richter
Bowler	Granlund	Martinez	Rogan
Brewer	Hannigan	McPherson	Takasugi
Bustamante	Harvey	Miller	Thompson
Cannella	Hawkins	Morrissey	Vasconcellos
Conroy	Hoge	Murray, Kevin	Weggeland
Cunneen	Kaloogian	Murray, Willard	Woods
Davis	Knight	Olberg	

NOES—21

Bates	Ducheny	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Burton	Gallegos	Mazzoni	Villaraigosa
Caldera	Isenberg	McDonald	
Campbell	Katz	Napolitano	
Cortese	Kuehl	Sher	

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—71

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Campbell	Hawkins	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Conroy	Kaloogian	Napolitano	

NOES—1

Caldera

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Campbell	Hawkins	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Conroy	Kaloogian	Napolitano	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 675 (Craven)—An act to add Section 650.4 to the Business and Professions Code, relating to marriage, family, and child counselors.

Bill read third time, and presented by Assembly Member Bustamante.

Bill passed by the following vote:

AYES—70

Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Frusetta	Lee	Sher
Boland	Gallegos	Machado	Speier
Bordonaro	Goldsmith	Margett	Sweeney
Bowen	Granlund	Martinez	Takasugi
Bowler	Hannigan	Mazzoni	Thompson
Brewer	Harvey	McDonald	Tucker
Brown, Valerie	Hauser	McPherson	Villaraigosa
Burton	Hawkins	Miller	Weggeland
Bustamante	Hoge	Morrissey	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 446 (Haynes)—An act to add Section 5255 to the Business and Professions Code, relating to outdoor advertising.

Bill read third time, and presented by Assembly Member Granlund.

Bill passed by the following vote:

AYES—46

Aguiar	Cortese	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Takasugi
Bordonaro	Goldsmith	Martinez	Thompson
Bowler	Granlund	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown, Valerie	Hawkins	Morrissey	Mme. Speaker
Cannella	Hoge	Olberg	
Conroy	House	Poochigian	

NOES—20

Bates	Ducheny	Lee	Sher
Bowen	Escutia	McDonald	Speier
Burton	Hauser	Murray, Kevin	Sweeney
Caldera	Isenberg	Murray, Willard	Vasconcellos
Campbell	Katz	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate

SENATE BILL NO. 351 (Peace)—An act to amend Section 769 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—72

Aguiar	Cunneen	Kaloogian	Napolitano
Alby	Davis	Katz	Olberg
Alpert	Ducheny	Knight	Poochigian
Baca	Escutia	Knowles	Pringle
Baldwin	Figueroa	Knox	Rainey
Bates	Firestone	Kuehl	Richter
Battin	Friedman	Kuykendall	Rogan
Boland	Frusetta	Lee	Setencich
Bordonaro	Gallegos	Machado	Sher
Bowen	Goldsmith	Margett	Speier
Bowler	Granlund	Martinez	Sweeney
Brown, Valerie	Hannigan	Mazzoni	Takasugi
Burton	Harvey	McDonald	Thompson
Bustamante	Hauser	McPherson	Tucker
Campbell	Hawkins	Miller	Villaraigosa
Cannella	Hoge	Morrissey	Weggeland
Conroy	House	Murray, Kevin	Woods
Cortese	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 298 (Campbell)—An act to amend Sections 18662 and 19183 of the Revenue and Taxation Code, and to amend Section 13020 of the Unemployment Insurance Code, relating to taxation.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—54

Aguiar	Conroy	House	Pringle
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Battin	Figueroa	Kuykendall	Speier
Boland	Firestone	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Mazzoni	Villaraigosa
Bowler	Goldsmith	McPherson	Weggeland
Brewer	Granlund	Miller	Woods
Brown, Valerie	Harvey	Morrissey	Mme. Speaker
Burton	Hauser	Murray, Willard	
Cannella	Hawkins	Olberg	

NOES—14

Bustamante	Hannigan	Lee	Sher
Caldera	Isenberg	Martinez	Sweeney
Campbell	Katz	McDonald	
Friedman	Kuehl	Napolitano	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 658 (Peace)—An act to amend Section 3212.6 of the Labor Code, relating to workers' compensation.

Bill read third time, and presented by Assembly Member Conroy.

Bill passed by the following vote:

AYES—54

Alpert	Conroy	Isenberg	Napolitano
Baca	Cortese	Katz	Rainey
Bates	Cunneen	Knox	Rogan
Battin	Davis	Kuehl	Setencich
Boland	Ducheny	Kuykendall	Sher
Bordonaro	Escutia	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Bowler	Firestone	Martinez	Takasugi
Brown, Valerie	Friedman	Mazzoni	Tucker
Burton	Gallegos	McDonald	Vasconcellos
Bustamante	Goldsmith	McPherson	Villaraigosa
Caldera	Harvey	Morrissey	Mme. Speaker
Campbell	Hauser	Murray, Kevin	
Cannella	House	Murray, Willard	

NOES—8

Alby	Granlund	Knight	Miller
Baldwin	Kaloogian	Margett	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 695 (Greene)—An act to amend Sections 94301, 94312, 94316.5, 94318.5, 94319.16, and 94343 of, and to add and repeal Section 94312.1 of, the Education Code, relating to postsecondary education, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Firestone.

Bill passed by the following vote:

AYES—68

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Tucker
Burton	Hannigan	McDonald	Vasconcellos
Bustamante	Harvey	McPherson	Villaraigosa
Caldera	Hauser	Miller	Weggeland
Campbell	Hawkins	Morrissey	Woods
Cannella	House	Murray, Kevin	Mme. Speaker

NOES—1

Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1016 (Boatwright)—An act to amend Sections 629, 629.02, 629.06, 629.08, 629.10, 629.32, 629.38, 629.44, and 629.48 of, and to add and repeal Chapter 1.4 (commencing with Section 629.50) of Title 15 of Part 1 of, the Penal Code, relating to wiretapping.

Bill read third time, and presented by Assembly Member Rogan.

Bill passed by the following vote:

AYES—62

Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Frusetta	Machado	Setencich
Bordonaro	Gallegos	Margett	Sher
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Harvey	McPherson	Thompson
Brown, Valerie	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	House	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	

NOES—5

Bates	Lee	Villaraigosa
Campbell	Speier	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1016: Assembly Member Ducheny, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1054 (Solis)—An act to amend Sections 45183, 45253, 45271, 45272, 45273, 45274, 45283, 45292, and 45300 of, and to repeal Sections 45105.1, 45257, and 45282 of, the Education Code, relating to school district employees.

Bill read third time, and presented by Assembly Member Willard Murray.

Bill passed by the following vote:

AYES—71

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Burton	Hauser	Miller	Vasconcellos
Caldera	Hawkins	Morrissey	Villaraigosa
Campbell	House	Murray, Kevin	Weggeland
Cannella	Isenberg	Murray, Willard	Woods
Conroy	Kaloogian	Napolitano	Mme. Speaker
Cortese	Katz	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1330 (Committee on Budget and Fiscal Review)—An act to amend and supplement the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Items 0110-001-001, 0120-011-001, 0860-001-004, 0860-001-022, 0860-001-061, 0860-001-070, 0860-001-080, 0860-001-217, 0860-001-230, 0860-001-320, 0860-001-387, 0860-001-439, 0860-001-965, 1760-001-768, 1760-001-491, 3480-001-035 of, and by adding Item 3860-101-140 to, Section 2.00 thereof, and by amending Section 11.50 thereof, relating to the state budget, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Vasconcellos.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Rogan
Baldwin	Escutia	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Rogan
Baldwin	Escutia	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1334 (Wright)—An act to amend Section 25673.1 of the Health and Safety Code, relating to radiologic technology.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—71

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Burton	Hannigan	McPherson	Vasconcellos
Bustamante	Harvey	Miller	Villaraigosa
Caldera	Hauser	Morrissey	Weggeland
Campbell	Hawkins	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mme. Speaker
Conroy	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 215 (Leonard)—An act to amend Section 2933 of the Penal Code, relating to prisoners.

Bill read third time, and presented by Assembly Member Katz.

Bill passed by the following vote:

AYES—60

Aguiar	Conroy	House	Murray, Kevin
Alby	Cortese	Isenberg	Murray, Willard
Alpert	Cunneen	Kaloogian	Olberg
Baca	Davis	Katz	Poochigian
Baldwin	Escutia	Knight	Pringle
Battin	Figueroa	Knowles	Rainey
Boland	Firestone	Knox	Rogan
Bordonaro	Friedman	Kuykendall	Setencich
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brown, Valerie	Goldsmith	Martinez	Takasugi
Burton	Granlund	Mazzoni	Thompson
Bustamante	Harvey	McPherson	Weggeland
Caldera	Hauser	Miller	Woods
Cannella	Hawkins	Morrissey	Mme. Speaker

NOES—5

Bates	Lee	Villaraigosa
Kuehl	Sher	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 816 (Peace)—An act to amend Section 13964 of the Government Code, to amend Sections 288.1, 1000.12, and 1203.066 of the Penal Code, and to amend Section 656 of the Welfare and Institutions Code, relating to children.

Bill read third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—65

Aguiar	Cunneen	Katz	Rainey
Alby	Davis	Knight	Richter
Alpert	Ducheny	Knox	Rogan
Baca	Escutia	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Margett	Sweeney
Bowen	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Vasconcellos
Brown, Valerie	Granlund	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Murray, Willard	Mme. Speaker
Cannella	House	Napolitano	
Conroy	Isenberg	Poochigian	
Cortese	Kaloogian	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 227 (Watson)—An act to amend Sections 5604, 5667, 5710, 5751.2, 5771, 5771.3, 5771.5, 5772, and 7276 of, and to add Section 7275.1 to, the Welfare and Institutions Code, relating to mental health.

Bill read third time, and presented by Assembly Member Bates.

Bill passed by the following vote:

AYES—70

Aguiar	Cortese	Knowles	Pringle
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Escutia	Lee	Setencich
Bates	Firestone	Machado	Sher
Boland	Friedman	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Murray, Kevin	Weggeland
Caldera	Hawkins	Murray, Willard	Woods
Campbell	Isenberg	Napolitano	Mme. Speaker
Cannella	Katz	Olberg	
Conroy	Knight	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 396 (Maddy)—An act to amend Sections 113, 27510, 27511, 27512, 27517, 27519, 27523, 27531, 27534, 27535, 27550, 27560, 27601, 27604, 27613, 27614, 27621, 27622, 27623, 27625, 27627, 27629, 27632, 27675, 27791, 27844, 27845, and 27849 of, to add Sections 27508, 27512.5, 27514, 27514.1, 27514.2, 27518.5, 27519.1, 27519.2, 27523.1, 27523.2, 27523.3, 27523.4, 27523.8, 27525.1, 27531.5, 27533.5, 27536.3, 27601.5, 27602.3, 27602.4, 27612.1, 27677, and 27832 to, and to repeal and add Sections 27606 and 27612 of, the Health and Safety Code, relating to food facilities.

Bill read third time, and presented by Assembly Member Harvey.

Bill passed by the following vote:

AYES—69

Aguiar	Cortese	Knight	Pringle
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Figueroa	Lee	Setencich
Bates	Firestone	Machado	Sher
Boland	Friedman	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Murray, Kevin	Woods
Caldera	Hawkins	Murray, Willard	Mme. Speaker
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	
Conroy	Katz	Poochigian	

NOES—1

Kaloogian

Bill ordered transmitted to the Senate.

SENATE BILL NO. 123 (Thompson)—An act to add Sections 715, 9025.1, 12012, and 12013 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish and wildlife.

Bill read third time.

Motion to Amend

Assembly Member Hauser moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 561 (Mountjoy)—An act to add Section 3058.7 to the Penal Code, relating to criminal justice.

Bill read third time, and presented by Assembly Member Margett.

Bill passed by the following vote:

AYES—61

Aguiar	Ducheny	Knight	Rainey
Alby	Escutia	Knox	Richter
Alpert	Figueroa	Kuehl	Rogan
Baca	Firestone	Kuykendall	Setencich
Baldwin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McPherson	Thompson
Brewer	Harvey	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Murray, Willard	Woods
Conroy	House	Napolitano	Mme. Speaker
Cortese	Isenberg	Olberg	
Cunneen	Kaloogian	Poochigian	
Davis	Katz	Pringle	

NOES—2

Murray, Kevin Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1258 (Johannessen)—An act to add Section 2000.5 to the Fish and Game Code, relating to game.

Bill read third time, and presented by Assembly Member Margett.

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 1258. See page 3458.)

SENATE BILL NO. 1248 (O'Connell)—An act to add Article 4.2 (commencing with Section 512) to Chapter 1 of Part 2 of Division 1 of the Health and Safety Code, relating to waste.

Bill read third time, and presented by Assembly Member Boland.

Bill passed by the following vote:

AYES—70

Aguiar	Cunneen	Knight	Pringle
Alby	Davis	Knox	Rainey
Alpert	Ducheny	Kuehl	Richter
Baca	Escutia	Kuykendall	Rogan
Baldwin	Figueroa	Lee	Setencich
Bates	Firestone	Machado	Sher
Boland	Friedman	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Vasconcellos
Bustamante	Harvey	Morrissey	Villaraigosa
Caldera	Hauser	Murray, Kevin	Weggeland
Campbell	Hawkins	Murray, Willard	Woods
Cannella	House	Napolitano	Mme. Speaker
Conroy	Isenberg	Olberg	
Cortese	Kaloogian	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE JOINT RESOLUTION NO. 24 (Kopp)—Relative to airline ticket commission levels.

Resolution read, and presented by Assembly Member Kuehl.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 9:31 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 205 (Kelley)—An act to add Section 13274 to the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Cortese.

Bill passed by the following vote:

AYES—54

Aguiar	Cunneen	Knight	Olberg
Alby	Davis	Knox	Poochigian
Alpert	Ducheny	Kuehl	Pringle
Baca	Escutia	Kuykendall	Rainey
Baldwin	Firestone	Machado	Richter
Boland	Frusetta	Margett	Rogan
Bordonaro	Gallegos	Martinez	Setencich
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McPherson	Thompson
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Conroy	Hawkins	Murray, Willard	
Cortese	Kaloogian	Napolitano	

NOES—9

Bowen	House	Sher
Brown, Valerie	Isenberg	Speier
Cannella	McDonald	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 205: Assembly Member Lee, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 40 (Johannessen)—An act to amend Section 82322 of, and to add Section 76361.5 to, the Education Code, and to amend Section 545.1 of the Vehicle Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Woods.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Figueroa	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Bates	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	
Cortese	Katz	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Figueroa	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Bates	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	
Cortese	Katz	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 58 (Lewis)—An act to amend Sections 10081 and 10086 of, and to amend, repeal, and add Section 10086.5 of, the Insurance Code, relating to earthquake insurance.

Bill read third time, and presented by Assembly Member Knowles.

Bill passed by the following vote:

AYES—50

Aguiar	Cortese	House	Poochigian
Alby	Cunneen	Kaloogian	Pringle
Alpert	Davis	Knight	Rainey
Baca	Figueroa	Knowles	Richter
Baldwin	Firestone	Knox	Rogan
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Weggeland
Brewer	Hannigan	McPherson	Woods
Bustamante	Harvey	Miller	Mme. Speaker
Cannella	Hauser	Morrissey	
Conroy	Hawkins	Olberg	

NOES—15

Brown, Valerie	Isenberg	Martinez	Sher
Caldera	Kuehl	Murray, Kevin	Speier
Ducheny	Lee	Murray, Willard	Villaraigosa
Escutia	Machado	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 58: Assembly Member Isenberg, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 113 (Maddy)—An act to amend Sections 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1209.1, 1210, 1211, 1212, 1220, 1222, 1222.5, 1223, 1224, 1227, 1241, 1245, 1246.5, 1261, 1261.5, 1262, 1263, 1265, 1269, 1300, 1301, 1320, 1321, 1322, 1323, 1324, 1325, and 1327 of, to add Sections 1202.5, 1206.5, 1224.5, and 1288.5 to, to add Article 6.5 (commencing with Section 1310) to Chapter 3 of Division 2 of, and to repeal Sections 1229 and 1241.1 of, the Business and Professions Code, relating to clinical laboratories.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—68

Aguiar	Cortese	Isenberg	Napolitano
Alby	Cunneen	Kaloogian	Olberg
Alpert	Davis	Katz	Poochigian
Baca	Ducheny	Knight	Pringle
Baldwin	Escutia	Knowles	Rainey
Bates	Figueroa	Knox	Richter
Boland	Firestone	Kuehl	Rogan
Bordonaro	Friedman	Kuykendall	Setencich
Bowen	Frusetta	Lee	Speier
Bowler	Gallegos	Machado	Sweeney
Brewer	Goldsmith	Margett	Takasugi
Brown, Valerie	Granlund	Martinez	Thompson
Bustamante	Hannigan	McDonald	Tucker
Caldera	Harvey	McPherson	Villaraigosa
Campbell	Hauser	Miller	Weggeland
Cannella	Hawkins	Morrissey	Woods
Conroy	House	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 125 (Killea)—An act to amend Sections 14502, 14503, 14504, 14504.2, 14505, and 41341 of the Education Code, relating to education.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—70

Aguiar	Cunneen	Katz	Poochigian
Alby	Davis	Knight	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Bustamante	Harvey	Miller	Villaraigosa
Caldera	Hauser	Morrissey	Weggeland
Campbell	Hawkins	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mme. Speaker
Conroy	Isenberg	Napolitano	
Cortese	Kaloogian	Olberg	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 162 (Lockyer)—An act to add Section 68083 to the Government Code, relating to courts.

Bill read third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—73

Aguiar	Cunneen	Knight	Pringle
Alby	Davis	Knowles	Rainey
Alpert	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods
Campbell	House	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	
Cortese	Katz	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 203 (Leslie)—An act to amend Sections 97.2, 97.3, and 97.38 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Knowles.

Urgency Clause

Urgency clause read.

Senate Bill No. 203 Passed Temporarily

By unanimous consent Senate Bill No. 203 was passed temporarily on file.

SENATE BILL NO. 645 (Johnston)—An act to add Section 15037.1 to the Unemployment Insurance Code, relating to employment.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—61

Aguiar	Cunneen	Kuehl	Rainey
Alby	Davis	Kuykendall	Richter
Alpert	Ducheny	Lee	Rogan
Baca	Escutia	Machado	Setencich
Bates	Figueroa	Margett	Sher
Boland	Firestone	Martinez	Speier
Bowen	Friedman	Mazzoni	Sweeney
Bowler	Frusetta	McDonald	Takasugi
Brown, Valerie	Gallegos	McPherson	Tucker
Burton	Goldsmith	Miller	Vasconcellos
Bustamante	Hannigan	Morrissey	Villaraigosa
Caldera	Harvey	Murray, Kevin	Weggeland
Campbell	Hauser	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	
Conroy	Knight	Olberg	
Cortese	Knox	Poochigian	

NOES—8

Baldwin	Granlund	Knowles	Thompson
Bordonaro	Kaloogian	Pringle	Woods

Bill ordered transmitted to the Senate.

SENATE BILL NO. 245 (Peace)—An act to amend Section 3700.5 of the Labor Code, relating to workers' compensation.

Bill read third time, and presented by Assembly Member Alpert.

Bill passed by the following vote:

AYES—64

Aguiar	Conroy	House	Napolitano
Alby	Cortese	Isenberg	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Bates	Escutia	Kuykendall	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brown, Valerie	Goldsmith	Mazzoni	Takasugi
Burton	Granlund	McDonald	Thompson
Bustamante	Hannigan	McPherson	Tucker
Caldera	Harvey	Miller	Villaraigosa
Campbell	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Murray, Willard	Mme. Speaker

NOES—1

Brewer

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 245: Assembly Member Kuehl, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 295 (Peace)—An act to add Section 1522.01 to the Health and Safety Code, and to amend Sections 290 and 290.4 of the Penal Code, relating to community care facilities.

Bill read third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—58

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knox	Pringle
Alpert	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Richter
Baldwin	Figueroa	Machado	Rogan
Boland	Firestone	Margett	Setencich
Bordonaro	Frusetta	Martinez	Speier
Bowler	Gallegos	Mazzoni	Sweeney
Brewer	Goldsmith	McDonald	Takasugi
Brown, Valerie	Granlund	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Murray, Willard	Mme. Speaker
Cannella	House	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—1

Bates

Bill ordered transmitted to the Senate.

SENATE BILL NO. 296 (Maddy)—An act to amend Section 1607 of the Health and Safety Code, relating to human blood.

Bill read third time, and presented by Assembly Member Granlund.

Bill passed by the following vote:

AYES—61

Aguiar	Cunneen	Knight	Rainey
Alby	Davis	Knowles	Richter
Alpert	Ducheny	Knox	Rogan
Baca	Escutia	Kuykendall	Setencich
Baldwin	Figueroa	Machado	Speier
Bates	Firestone	Margett	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brewer	Granlund	Miller	Villaraigosa
Brown, Valerie	Hannigan	Morrissey	Weggeland
Bustamante	Harvey	Murray, Willard	Woods
Caldera	Hauser	Napolitano	Mme. Speaker
Cannella	Hawkins	Olberg	
Conroy	House	Poochigian	
Cortese	Isenberg	Pringle	

NOES—3

Kuehl	Martinez	Sher

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 296: Assembly Member Kuehl, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 357 (Polanco)—An act to amend Sections 12071, 12072, and 12080 of, and to add Section 12004 to, the Penal Code, and to amend Section 8101 of the Welfare and Institutions Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Hauser moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 361 (Wright)—An act to amend Sections 4689.2 and 5370.2 of, to amend and repeal Sections 5510 and 5512 of, the Welfare and Institutions Code, relating to human services.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—65

Aguiar	Cunneen	Knight	Pringle
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Burton	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hauser	Morrissey	Woods
Campbell	Hawkins	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	
Cortese	Katz	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 372 (Wright)—An act to amend Sections 25020.5, 25022.8, 25023.2, 25023.8, 25024, 25027, 25027.5, 25041, 25055, 25061, 25062.5, 25063, 25080, 25081, 25088, 25090, and 25090.5 of, and to add Sections 25021.9, 25025.9, 25030.5, 25070.4, and 25090.6 to, the Health and Safety Code, and to add Section 21084.2 to the Public Resources Code, relating to medical waste.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	Katz	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Granlund	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Murray, Willard	Woods
Campbell	House	Napolitano	Mme. Speaker
Cannella	Kaloogian	Olberg	

NOES—1

Isenberg

Bill ordered transmitted to the Senate.

SENATE BILL NO. 395 (Rosenthal)—An act relating to earthquake insurance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Katz.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Katz moved a call of the Assembly.

Motion carried. Time, 10:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 455 (Lewis)—An act to add Sections 156.5, 180.5, and 201.6 to the Corporations Code, and to amend Section 709.5 of the Insurance Code, relating to insurers.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—64

Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Richter
Boland	Escutia	Kuykendall	Rogan
Bordonaro	Firestone	Lee	Setencich
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Margett	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	House	Murray, Willard	Mme. Speaker

NOES—5

Isenberg	Sher	Sweeney
Martinez	Speier	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 521 (Maddy)—An act to amend Section 1250.9 of the Health and Safety Code, relating to health facilities.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	Knox	Pringle
Alby	Cortese	Kuehl	Rainey
Alpert	Cunneen	Kuykendall	Richter
Baca	Davis	Lee	Rogan
Baldwin	Ducheny	Machado	Setencich
Bates	Figueroa	Margett	Sher
Boland	Firestone	Martinez	Speier
Bordonaro	Frusetta	Mazzoni	Sweeney
Bowen	Goldsmith	McDonald	Takasugi
Bowler	Granlund	McPherson	Thompson
Brewer	Harvey	Miller	Tucker
Brown, Valerie	Hauser	Morrissey	Vasconcellos
Burton	Hawkins	Murray, Kevin	Villaraigosa
Bustamante	House	Murray, Willard	Weggeland
Caldera	Isenberg	Napolitano	Woods
Campbell	Kaloogian	Olberg	Mme. Speaker
Cannella	Knight	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 602 (Wright)—An act to add Section 7205.1 to the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Takasugi.

Bill passed by the following vote:

AYES—58

Aguiar	Davis	Kuehl	Rainey
Alby	Ducheny	Kuykendall	Richter
Baca	Escutia	Lee	Rogan
Baldwin	Firestone	Machado	Setencich
Bates	Frusetta	Margett	Speier
Boland	Gallegos	Mazzoni	Sweeney
Bordonaro	Goldsmith	McDonald	Takasugi
Bowen	Harvey	McPherson	Thompson
Bowler	Hawkins	Miller	Vasconcellos
Brewer	House	Morrissey	Villaraigosa
Bustamante	Kaloogian	Murray, Kevin	Weggeland
Cannella	Katz	Murray, Willard	Woods
Conroy	Knight	Olberg	Mme. Speaker
Cortese	Knowles	Poochigian	
Cunneen	Knox	Pringle	

NOES—7

Brown, Valerie	Caldera	Isenberg	Napolitano
Burton	Granlund	Martinez	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 456 (Kelley)—An act to add Sections 40440.10, 40440.11, and 40920.6 to the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Goldsmith.

Bill passed by the following vote:

AYES—51

Aguiar	Conroy	Knowles	Rainey
Alby	Cortese	Knox	Richter
Alpert	Davis	Kuykendall	Rogan
Baca	Ducheny	Machado	Setencich
Baldwin	Escutia	Margett	Takasugi
Boland	Frusetta	Mazzoni	Thompson
Bordonaro	Gallegos	McPherson	Tucker
Bowen	Goldsmith	Miller	Vasconcellos
Bowler	Granlund	Morrissey	Villaraigosa
Brewer	Harvey	Napolitano	Weggeland
Brown, Valerie	Hawkins	Olberg	Woods
Campbell	Kaloogian	Poochigian	Mme. Speaker
Cannella	Knight	Pringle	

NOES—12

Burton	Isenberg	Martinez	Sher
Caldera	Kuehl	Murray, Kevin	Speier
Firestone	Lee	Murray, Willard	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 456: Assembly Member Lee, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 426 (Leslie)—An act to amend Section 17580 of, to add Section 17580.5 to, and to repeal Section 17508.5 of, the Business and Professions Code, relating to environmental advertising.

Bill read third time, and presented by Assembly Member Machado.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Machado moved a call of the Assembly.

Motion carried. Time, 10:30 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 633 (Kopp)—An act to add Sections 18626, 19720, and 19721 to the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 662 (Boatwright)—An act to add Section 9415 to the Government Code, relating to legislative committees.

Bill read third time, and presented by Assembly Member Rainey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Rainey moved a call of the Assembly.

Motion carried. Time, 10:42 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 663 (Petris)—An act to amend Sections 45313 and 88132 of the Education Code, relating to schools.

Bill read third time, and presented by Assembly Member Campbell.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knox	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Firestone	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brewer	Goldsmith	McDonald	Thompson
Brown, Valerie	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Vasconcellos
Bustamante	Harvey	Morrissey	Villaraigosa
Caldera	Hauser	Murray, Kevin	Weggeland
Campbell	Hawkins	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	

NOES—1

House

Bill ordered transmitted to the Senate.

SENATE BILL NO. 817 (O'Connell)—An act to amend Sections 1337.6, 1337.7, 1423, and 1736.3 of, and to repeal and add Section 1736.2 of, the Health and Safety Code, relating to health.

Bill read third time, and presented by Assembly Member Takasugi.

Bill passed by the following vote:

AYES—64

Aguiar	Conroy	Isenberg	Napolitano
Alpert	Cortese	Knight	Olberg
Baca	Cunneen	Knox	Poochigian
Baldwin	Davis	Kuehl	Pringle
Bates	Ducheny	Kuykendall	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Friedman	Margett	Sher
Bowler	Frusetta	Martinez	Speier
Brewer	Gallegos	Mazzoni	Sweeney
Brown, Valerie	Goldsmith	McDonald	Takasugi
Burton	Granlund	McPherson	Thompson
Bustamante	Hannigan	Miller	Tucker
Caldera	Harvey	Morrissey	Vasconcellos
Campbell	Hauser	Murray, Kevin	Villaraigosa
Cannella	House	Murray, Willard	Mme. Speaker

NOES—1

Kaloogian

Bill ordered transmitted to the Senate.

SENATE BILL NO. 856 (Thompson)—An act to add Sections 3060.7 and 14202.2 to the Penal Code, relating to parole.

Bill read third time, and presented by Assembly Member Hauser.

Bill passed by the following vote:

AYES—67

Aguiar	Cunneen	Katz	Poochigian
Alby	Davis	Knight	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Burton	Harvey	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Caldera	Hawkins	Murray, Kevin	Weggeland
Cannella	House	Murray, Willard	Woods
Conroy	Isenberg	Napolitano	Mme. Speaker
Cortese	Kaloogian	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 815 (Peace)—An act to amend Sections 1524.5, 1550, 1551, 1562.3, and 1569.617 of, and to add Section 1562.4 to, the Health and Safety Code, relating to care facilities.

Bill read third time.

Motion to Amend

Assembly Member Alpert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 888 (Maddy)—An act to amend Sections 14233, 14250, 14260, and 14427 of the Business and Professions Code, to amend, repeal, and add Section 2104 of the Code of Civil Procedure, to amend Section 9409 of, and to amend, repeal, and add Sections 9403, 9404, 9405, and 9406 of, the Commercial Code, to amend Section 17701 of the Corporations Code, and to amend Sections 12192, 12204, 12210, 12211, and 12214 of, and to amend, repeal, and add Section 12181 of, the Government Code, relating to fees.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—63

Alby	Cortese	Kuehl	Rainey
Alpert	Cunneen	Kuykendall	Richter
Baca	Davis	Lee	Rogan
Baldwin	Ducheny	Machado	Setencich
Bates	Firestone	Margett	Sher
Boland	Frusetta	Martinez	Speier
Bordonaro	Gallegos	Mazzoni	Sweeney
Bowen	Goldsmith	McPherson	Takasugi
Bowler	Granlund	Miller	Thompson
Brewer	Hannigan	Morrissey	Tucker
Brown, Valerie	Harvey	Murray, Kevin	Vasconcellos
Burton	House	Murray, Willard	Villaraigosa
Bustamante	Isenberg	Napolitano	Weggeland
Campbell	Katz	Olberg	Woods
Cannella	Knight	Poochigian	Mme. Speaker
Conroy	Knox	Pringle	

NOES—1

Hawkins

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 888: Assembly Member Tucker, from "No" to "Aye"; Assembly Member Aguiar, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 912 (Caldera)—An act to amend Sections 22159, 22250, 22305, 22337, 22453, and 22467 of, and to add Section 22112 to, the Financial Code, relating to financial institutions.

Bill read third time, and presented by Assembly Member Kuykendall.

Bill passed by the following vote:

AYES—70

Aguiar	Cortese	Katz	Pringle
Alby	Cunneen	Knight	Rainey
Alpert	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Escutia	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Murray, Kevin	Weggeland
Caldera	Hawkins	Murray, Willard	Woods
Campbell	House	Napolitano	Mme. Speaker
Cannella	Isenberg	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 941 (Campbell)—An act to add and repeal Article 3.55 (commencing with Section 330.10) of Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to child health.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—62

Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knox	Richter
Alpert	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Bates	Escutia	Lee	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Napolitano	Weggeland
Caldera	Hawkins	Olberg	Mme. Speaker
Campbell	House	Poochigian	
Cannella	Isenberg	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 944 (Johnston)—An act to add Sections 2550.5, 2550.6, and 2550.7 to the Education Code, relating to pupils.

Bill read third time, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—70

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Escutia	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Burton	Hauser	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Villaraigosa
Caldera	House	Murray, Kevin	Weggeland
Campbell	Isenberg	Murray, Willard	Mme. Speaker
Cannella	Kaloogian	Napolitano	
Conroy	Katz	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 980 (Solis)—An act to add Chapter 9.8 (commencing with Section 66760) to Part 40 of the Education Code, relating to postsecondary education.

Bill read third time, and presented by Assembly Member Ducheny.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ducheny moved a call of the Assembly.

Motion carried. Time, 10:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1026 (Dills)—An act to add an article heading immediately preceding Section 42700 of, and to add Article 2 (commencing with Section 42705) to, Chapter 14 of Part 3 of Division 30 of, the Public Resources Code, relating to solid waste.

Bill read third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—64

Aguiar	Davis	Knight	Napolitano
Alby	Ducheny	Knowles	Olberg
Alpert	Figueroa	Knox	Poochigian
Baca	Firestone	Kuehl	Pringle
Baldwin	Frusetta	Kuykendall	Rainey
Bates	Gallegos	Lee	Richter
Boland	Goldsmith	Machado	Rogan
Bordonaro	Granlund	Margett	Setencich
Bowen	Hannigan	Martinez	Speier
Bowler	Harvey	Mazzoni	Sweeney
Burton	Hauser	McDonald	Takasugi
Bustamante	Hawkins	McPherson	Thompson
Caldera	House	Miller	Villaraigosa
Cannella	Isenberg	Morrissey	Weggeland
Conroy	Kaloogian	Murray, Kevin	Woods
Cortese	Katz	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1048 (Campbell)—An act to add Sections 708.3, 10011.5, 12819.5, and 16480.5 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—64

Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Richter
Boland	Friedman	Kuykendall	Rogan
Bordonaro	Frusetta	Lee	Setencich
Bowen	Goldsmith	Machado	Sher
Bowler	Granlund	Martinez	Speier
Brown, Valerie	Hannigan	Mazzoni	Sweeney
Burton	Harvey	McDonald	Takasugi
Bustamante	Hauser	McPherson	Thompson
Caldera	Hawkins	Miller	Vasconcellos
Campbell	House	Morrissey	Villaraigosa
Cannella	Isenberg	Murray, Willard	Weggeland
Cortese	Kaloogian	Napolitano	Mme. Speaker

NOES—1

Firestone

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1048: Assembly Member Firestone, from "Aye" to "No"; Assembly Member Aguiar, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1059 (Peace)—An act to amend Section 6254 of the Government Code, relating to public records.

Bill read third time, and presented by Assembly Member Rogan.

Bill passed by the following vote:

AYES—57

Aguiar	Cortese	Knight	Pringle
Alby	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Richter
Baca	Ducheny	Kuykendall	Rogan
Baldwin	Firestone	Lee	Setencich
Bates	Frusetta	Machado	Sher
Boland	Goldsmith	Margett	Takasugi
Bordonaro	Granlund	Mazzoni	Thompson
Bowler	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—9

Caldera	Martinez	Speier
Escutia	McPherson	Vasconcellos
Kuehl	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1091 (Russell)—An act to add and repeal Chapter 1.5 (commencing with Section 1120) of Part 2 of Division 1 of the Insurance Code, relating to insurance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Knowles.

Bill passed by the following vote:

AYES—69

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Villaraigosa
Burton	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	
Cannella	Kaloogian	Napolitano	
Conroy	Katz	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1105 (Leslie)—An act to add Chapter 2.12 (commencing with Section 7286.60) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Richter.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Richter moved a call of the Assembly.

Motion carried. Time, 11:06 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1110 (Maddy)—An act to add Section 11274 to the Welfare and Institutions Code, relating to public social services.

Bill read third time, and presented by Assembly Member Weggeland.

Bill passed by the following vote:

AYES—69

Aguiar	Cortese	Kaloogian	Pringle
Alby	Cunneen	Katz	Rainey
Alpert	Davis	Knight	Rogan
Baca	Ducheny	Knox	Setencich
Baldwin	Escutia	Kuehl	Sher
Bates	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Sweeney
Bordonaro	Friedman	Machado	Takasugi
Bowen	Frusetta	Margett	Thompson
Bowler	Gallegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Vasconcellos
Brown, Valerie	Granlund	McPherson	Villaraigosa
Burton	Hannigan	Miller	Weggeland
Bustamante	Harvey	Morrissey	Woods
Caldera	Hauser	Murray, Willard	Mme. Speaker
Campbell	Hawkins	Napolitano	
Cannella	House	Olberg	
Conroy	Isenberg	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1232 (Lockyer)—An act relating to district reorganization.

Bill read third time, and presented by Assembly Member Sweeney.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Sweeney moved a call of the Assembly.

Motion carried. Time, 11:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1325 (Polanco)—An act to amend Section 12927 of, and to add Section 12927.15 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 Hauser.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mmc. Speaker
Caldera	Hawkins	Murray, Willard	
Campbell	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mmc. Speaker
Caldera	Hawkins	Murray, Willard	
Campbell	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On September 11, 1995, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 1325 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3692.)

SENATE BILL NO. 1328 (Haynes)—An act to amend Sections 1033 and 10541 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Thompson.

Bill passed by the following vote:

AYES—68

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Hannigan	Mazzoni	Takasugi
Brewer	Harvey	McDonald	Thompson
Burton	Hauser	McPherson	Tucker
Bustamante	Hawkins	Miller	Vasconcellos
Caldera	House	Morrissey	Villaraigosa
Campbell	Isenberg	Murray, Willard	Weggeland
Conroy	Kaloogian	Napolitano	Woods
Cortese	Katz	Olberg	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 1, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 544.

NAO TAKASUGI

Above request ordered transmitted to the Committee on Rules.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:12 a.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

UNANIMOUS CONSENT WITHHELD

Assembly Member Isenberg announced that commencing Tuesday, September 5, 1995 he would withhold unanimous consent to any requests to pass and retain bills on the daily file; and further would move that bills be passed on file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 1, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Senate Bill No. 544

AGUIAR, Alternate Chair

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 991 (Kopp)—An act to add Sections 480.7 and 487 to, and to add and repeal Section 441.1 of, the Revenue and Taxation Code, relating to real property.

Bill read third time, and presented by Assembly Member Cunneen.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cunneen moved a call of the Assembly.

Motion carried. Time, 11:20 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1051 (Solis)—An act to amend Sections 11721 and 11759.1 of the Insurance Code, and to amend Sections 62.7 and 135 of, and to add Section 6354.5 to, the Labor Code, relating to insurance.

Bill read third time, and presented by Assembly Member Knowles.

Bill passed by the following vote:

AYES—67

Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Hannigan	Mazzoni	Thompson
Brown, Valerie	Harvey	McDonald	Tucker
Burton	Hauser	McPherson	Vasconcellos
Bustamante	Hawkins	Miller	Villaraigosa
Caldera	House	Morrissey	Weggeland
Campbell	Isenberg	Murray, Willard	Mme. Speaker
Cannella	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1313 (Mountjoy)—An act to repeal and add Article 2 (commencing with Section 2220) of Chapter 3 of Division 2 of the Elections Code, relating to voter registration.

Bill read third time, and presented by Assembly Member Conroy.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Conroy moved a call of the Assembly.

Motion carried. Time, 11:23 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 120 (Costa)—An act to add Section 41851.12 to, and to add and repeal Section 41851.11 of, the Education Code, relating to schools, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Woods.

Bill passed by the following vote:

AYES—60

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Rogan
Bates	Firestone	Kuehl	Setencich
Bordonaro	Frusetta	Lee	Sher
Bowen	Gallegos	Machado	Speier
Bowler	Goldsmith	Margett	Sweeney
Brewer	Hannigan	Martinez	Takasugi
Burton	Harvey	Mazzoni	Tucker
Bustamante	Hauser	McDonald	Vasconcellos
Caldera	Hawkins	McPherson	Villaraigosa
Campbell	House	Miller	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker

NOES—2

Boland	Kuykendall

Bill ordered transmitted to the Senate.

SENATE BILL NO. 273 (Leslie)—An act to amend Section 2714 of the Public Resources Code, relating to mining.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—49

Aguiar	Davis	Knight	Poochigian
Alby	Ducheny	Knowles	Pringle
Baca	Frusetta	Knox	Rainey
Baldwin	Gallegos	Kuehl	Rogan
Boland	Goldsmith	Kuykendall	Setencich
Bordonaro	Hannigan	Machado	Takasugi
Bowen	Harvey	Margett	Tucker
Bowler	Hauser	Martinez	Weggeland
Brewer	Hawkins	Miller	Woods
Bustamante	House	Morrissey	Mme. Speaker
Cannella	Isenberg	Murray, Kevin	
Conroy	Kaloogian	Murray, Willard	
Cortese	Katz	Olberg	

NOES—7

Burton	Mazzoni	Speier	Villaraigosa
Lee	Sher	Sweeney	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 342 (Campbell)—An act to amend Section 11010 of the Government Code, relating to fees.

Bill read third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—57

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Firestone	Kuykendall	Speier
Boland	Frusetta	Lee	Sweeney
Bordonaro	Gallegos	Machado	Takasugi
Bowen	Goldsmith	Margett	Villaraigosa
Bowler	Hannigan	Martinez	Weggeland
Brewer	Harvey	Mazzoni	Woods
Bustamante	Hauser	McPherson	Mme. Speaker
Caldera	Hawkins	Miller	
Campbell	House	Morrissey	
Cannella	Isenberg	Olberg	

NOES—2

Murray, Kevin Murray, Willard

Bill ordered transmitted to the Senate.

SENATE BILL NO. 612 (Lewis)—An act to amend Section 7270 of, and to add Sections 7267 and 7270.5 to, the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Takasugi.

Bill passed by the following vote:

AYES—65

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Hannigan	Mazzoni	Tucker
Brewer	Harvey	McDonald	Vasconcellos
Brown, Valerie	Hauser	McPherson	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	House	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	
Cortese	Katz	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 717 (Thompson)—An act to add Chapters 2.92 (commencing with Section 7286.50) and 2.94 (commencing with Section 7286.55) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Hauser.

Bill passed by the following vote:

AYES—44

Alpert	Cunneen	Knowles	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Richter
Bowen	Figueroa	Lee	Setencich
Brown, Valerie	Frusetta	Machado	Sher
Burton	Gallegos	Margett	Speier
Bustamante	Hannigan	Martinez	Sweeney
Caldera	Hauser	Mazzoni	Tucker
Campbell	Isenberg	McDonald	Vasconcellos
Cannella	Katz	McPherson	Villaraigosa
Cortese	Knight	Murray, Kevin	Mme. Speaker

NOES—17

Aguiar	Brewer	Kuykendall	Rogan
Alby	Goldsmith	Miller	Weggeland
Boland	Harvey	Morrissey	
Bordonaro	Hawkins	Olberg	
Bowler	Kaloogian	Pringle	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 717: Assembly Members Boland and Kaloogian, from " Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 619 (Peace)—An act to amend Section 51769 of the Education Code, to amend Section 1872.83 of the Insurance Code, and to amend Section 3201.5 of the Labor Code, relating to workers' compensation.

Bill read third time, and presented by Assembly Member Brewer.

~~Bill passed by the following vote:~~

~~**AYES—66**~~

~~Aguiar~~	~~Cortese~~	~~Knight~~	~~Poochigian~~
~~Alby~~	~~Cunneen~~	~~Knowles~~	~~Pringle~~
~~Alpert~~	~~Davis~~	~~Knox~~	~~Rainey~~
~~Baca~~	~~Escutia~~	~~Kuehl~~	~~Rogan~~
~~Baldwin~~	~~Figueroa~~	~~Kuykendall~~	~~Setencich~~
~~Bates~~	~~Firestone~~	~~Lee~~	~~Sher~~
~~Boland~~	~~Frusetta~~	~~Machado~~	~~Speier~~
~~Bordonaro~~	~~Gallegos~~	~~Margett~~	~~Sweeney~~
~~Bowen~~	~~Goldsmith~~	~~Martinez~~	~~Takasugi~~
~~Bowler~~	~~Hannigan~~	~~Mazzoni~~	~~Tucker~~
~~Brewer~~	~~Harvey~~	~~McDonald~~	~~Vasconcellos~~
~~Burton~~	~~Hauser~~	~~McPherson~~	~~Villaraigosa~~
~~Bustamante~~	~~Hawkins~~	~~Miller~~	~~Weggeland~~
~~Caldera~~	~~House~~	~~Morrissey~~	~~Woods~~
~~Campbell~~	~~Isenberg~~	~~Murray, Willard~~	~~Mme. Speaker~~
~~Cannella~~	~~Kaloogian~~	~~Napolitano~~	
~~Conroy~~	~~Katz~~	~~Olberg~~	

~~**NOES—None**~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 619 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3872.)

SENATE BILL NO. 414 (Thompson)—An act to add and repeal Section 97 of the Streets and Highways Code, and to add and repeal Section 42010 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Mazzoni.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mazzoni moved a call of the Assembly.

Motion carried. Time, 11:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 640 (Craven)—An act to add Chapter 5.45 (commencing with Section 2546) to Division 2 of the Business and Professions Code, relating to prescription lenses.

Bill read third time, and presented by Assembly Member Cannella.

Bill passed by the following vote:

AYES—56

Aguiar	Cunneen	Kuehl	Poochigian
Alpert	Davis	Kuykendall	Pringle
Baca	Figueroa	Lee	Rainey
Bates	Firestone	Machado	Richter
Boland	Gallegos	Margett	Rogan
Bowen	Goldsmith	Martinez	Setencich
Bowler	Hannigan	Mazzoni	Sher
Brown, Valerie	Harvey	McDonald	Speier
Bustamante	Hawkins	McPherson	Sweeney
Caldera	House	Morrissey	Takasugi
Campbell	Isenberg	Murray, Kevin	Tucker
Cannella	Kaloogian	Murray, Willard	Villaraigosa
Conroy	Knight	Napolitano	Woods
Cortese	Knox	Olberg	Mme. Speaker

NOES—1

Baldwin

Bill ordered transmitted to the Senate.

SENATE BILL NO. 935 (Campbell)—An act to add and repeal Chapter 8.1 (commencing with Section 6110) of Title 7 of Part 3 of the Penal Code, relating to corrections.

Bill read third time, and presented by Assembly Member Rainey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Rainey moved a call of the Assembly.

Motion carried. Time, 11:45 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:46 a.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Rogan announced his intention to request that Senate Bill No. 962 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 887 (Hughes)—An act to amend Section 18405 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend by Assembly Member Willard Murray

Assembly Member Willard Murray moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 791 (Cannella)—An act to amend Section 4420 of the Government Code, relating to public works.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—2

Aguiar	Tucker

NOES—59

Alby	Cunneen	Kaloogian	Olberg
Alpert	Davis	Katz	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Boland	Figueroa	Kuehl	Richter
Bordonaro	Firestone	Kuykendall	Rogan
Bowen	Friedman	Lee	Setencich
Bowler	Gallegos	Margett	Sher
Brewer	Goldsmith	Martinez	Speier
Brown, Valerie	Hannigan	McDonald	Vasconcellos
Bustamante	Harvey	McPherson	Villaraigosa
Caldera	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Murray, Kevin	Woods
Conroy	House	Murray, Willard	Mme. Speaker
Cortese	Isenberg	Napolitano	

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE BILL NO. 1258

Assembly Member Margett was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 1258 (Assembly Journal, page 3430), and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 452 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Bowen was granted unanimous consent that Senate Bill No. 452 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. 452 (Johannessen)—An act to amend Section 1021.5 of the Code of Civil Procedure, and to amend Sections 10248, 11343.4, and 11350 of the Government Code, relating to administrative regulations.

Bill read third time.

Motion to Amend

Assembly Member Bowen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 752

Assembly Member Kuykendall was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 752; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 24, 1995 (Assembly Journal, page 3260); and whereby on August 21, 1995 (Assembly Journal, page 3196), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 18 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Caldera gave notice that he would move to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Napolitano announced that the Select Committee on the Americas would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Takasugi:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Public Employees, Retirement and Social Security and Appropriations to meet, consider, and report Senate Bill No. 544 for further action.

Resolution read, and adopted by the following vote:

AYES—61

Aguiar	Cannella	Isenberg	Rainey
Alby	Conroy	Kaloogian	Richter
Alpert	Cortese	Knowles	Rogan
Baca	Cunneen	Kuehl	Setencich
Baldwin	Davis	Kuykendall	Sher
Bates	Ducheny	Lee	Speier
Boland	Escutia	Machado	Sweeney
Bordonaro	Figueroa	Martinez	Thompson
Bowen	Firestone	Mazzoni	Tucker
Bowler	Friedman	McDonald	Vasconcellos
Brewer	Frusetta	McPherson	Villaraigosa
Brown, Valerie	Gallegos	Morrissey	Woods
Burton	Hannigan	Napolitano	Mme. Speaker
Bustamante	Harvey	Olberg	
Caldera	Hauser	Poochigian	
Campbell	House	Pringle	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 13 (McDonald)—An act to amend Section 769 and 10082 of, and to add Sections 10086.6 and 10089.5 to, the Insurance Code, relating to earthquake insurance.

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—3

Knowles	Pringle	Tucker

NOES—61

Aguiar	Cannella	Isenberg	Poochigian
Alby	Conroy	Kaloogian	Rainey
Alpert	Cortese	Katz	Richter
Baca	Cunneen	Knox	Rogan
Baldwin	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Boland	Figueroa	Lee	Speier
Bordonaro	Firestone	Machado	Sweeney
Bowen	Friedman	Margett	Takasugi
Bowler	Gallegos	Martinez	Villaraigosa
Brewer	Goldsmith	Mazzoni	Weggeland
Brown, Valerie	Hannigan	McDonald	Woods
Burton	Harvey	McPherson	Mme. Speaker
Bustamante	Hauser	Morrissey	
Caldera	Hawkins	Napolitano	
Campbell	House	Olberg	

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 1, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Senate Bill No. 1180

AGUIAR, Alternate Chair

SPECIAL CONSENT CALENDAR PENDING AMENDMENTS

Without objection, the following bills were taken up for adoption of amendments:

SENATE BILL NO. 549 (Alquist)—An act to amend Sections 221, 9564, and 40000.5 of the Vehicle Code, relating to vehicles.

Bill read third time.

Amendments by Assembly Member Takasugi

Takasugi amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1172 (Thompson)—An act to amend Sections 4010.1, 4017, and 4019.10 of, and to add Section 4010.35 to, the Health and Safety Code, relating to drinking water.

Bill read third time.

Amendments by Assembly Member Richter

Richter amendments read and adopted; bill ordered reprinted, and without objection, to be returned to the First Legislative Day Consent Calendar.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Sher:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Natural Resources and Appropriations to meet, consider, and report Senate Bill No. 1180 for further action.

Resolution read, and adopted by the following vote:

AYES—70

Aguiar	Cunneen	Knight	Pringle
Alby	Davis	Knowles	Rainey
Alpert	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Burton	Hauser	Morrissey	Villaraigosa
Bustamante	Hawkins	Murray, Kevin	Weggeland
Caldera	House	Murray, Willard	Woods
Campbell	Isenberg	Napolitano	Mme. Speaker
Conroy	Kaloogian	Olberg	
Cortese	Katz	Poochigian	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 424 (Marks)—An act to amend Sections 10082, 10086, and 10089 of the Insurance Code, relating to earthquake insurance.

Bill read third time.

Motion to Amend

Assembly Member McDonald moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Majority Speaker pro Tempore Setencich was granted unanimous consent that all bills received from committees today be taken up without reference to file for the purpose of adoption of committee amendments, and that the bills be placed upon the third reading file for Tuesday, September 5, 1995.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE CONCURRENT RESOLUTION NO. 33

At 12:02 p.m., on motion of Assembly Member Knight, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Concurrent Resolution No. 33 adopted by the following vote:

AYES—54

Aguiar	Cortese	House	Poochigian
Alby	Cunneen	Kaloogian	Pringle
Alpert	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Machado	Setencich
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McPherson	Thompson
Brewer	Granlund	Miller	Weggeland
Bustamante	Hannigan	Morrissey	Woods
Caldera	Harvey	Murray, Kevin	Mme. Speaker
Cannella	Hauser	Murray, Willard	
Conroy	Hawkins	Olberg	

NOES—3

Escutia	Vasconcellos	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 33: Assembly Member Villaraigosa, from "Aye" to "No".

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 149

At 12:03 p.m., on motion of Assembly Member Hannigan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 149 passed by the following vote:

AYES—48

Aguiar	Cortese	Knox	Poochigian
Alby	Ducheny	Kuehl	Pringle
Alpert	Firestone	Lee	Rainey
Baca	Gallegos	Machado	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Hannigan	Martinez	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hauser	Morrissey	Thompson
Bustamante	Hoge	Murray, Kevin	Tucker
Campbell	House	Murray, Willard	Villaraigosa
Cannella	Kaloogian	Napolitano	Woods
Conroy	Knight	Olberg	Mme. Speaker

NOES—9

Bowen	Katz	Speier
Caldera	Mazzoni	Sweeney
Isenberg	Sher	Weggeland

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 679

At 12:04 p.m., on motion of Assembly Member Lee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 679 passed by the following vote:

AYES—42

Alpert	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Escutia	Machado	Sweeney
Bowen	Figueroa	Martinez	Takasugi
Brown, Valerie	Firestone	Mazzoni	Tucker
Burton	Gallegos	McDonald	Vasconcellos
Bustamante	Hannigan	McPherson	Villaraigosa
Campbell	Hauser	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Cortese	Katz	Napolitano	
Cunneen	Knox	Setencich	

NOES—27

Aguiar	Brewer	Knight	Poochigian
Alby	Conroy	Knowles	Pringle
Baldwin	Goldsmith	Kuykendall	Richter
Battin	Harvey	Margett	Rogan
Boland	Hawkins	Miller	Thompson
Bordonaro	House	Morrissey	Weggeland
Bowler	Kaloogian	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 750

At 12:05 p.m., on motion of Assembly Member McPherson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 750 passed by the following vote:

AYES—42

Alpert	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Rogan
Bowen	Figueroa	Kuykendall	Sher
Brown, Valerie	Firestone	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Frusetta	Martinez	Tucker
Campbell	Gallegos	Mazzoni	Vasconcellos
Cannella	Hannigan	McPherson	Villaraigosa
Cortese	Hauser	Murray, Kevin	
Cunneen	Isenberg	Murray, Willard	

NOES—26

Aguiar	Conroy	Knight	Pringle
Alby	Goldsmith	Knowles	Richter
Baldwin	Granlund	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Olberg	
Brewer	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE JOINT RESOLUTION NO. 24

At 12:06 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Joint Resolution No. 24 adopted by the following vote:

AYES—41

Aguiar	Cortese	Knowles	Setencich
Alpert	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Sweeney
Bates	Escutia	Lee	Tucker
Bowen	Figueroa	Machado	Vasconcellos
Brown, Valerie	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	Woods
Bustamante	Goldsmith	McDonald	Mme. Speaker
Caldera	Hannigan	Murray, Willard	
Campbell	Hauser	Napolitano	
Cannella	Katz	Rogan	

NOES—25

Alby	Granlund	Margett	Speier
Baldwin	Harvey	Miller	Takasugi
Boland	House	Morrissey	Thompson
Bordonaro	Isenberg	Murray, Kevin	Weggeland
Bowler	Kaloogian	Olberg	
Brewer	Knight	Pringle	
Conroy	Kuykendall	Richter	

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 395

At 12:06 p.m., on motion of Assembly Member Katz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 395 passed by the following vote:

AYES—42

Alpert	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Boland	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Takasugi
Brown, Valerie	Gallegos	Mazzoni	Tucker
Burton	Hannigan	McDonald	Vasconcellos
Campbell	Hauser	McPherson	Villaraigosa
Cannella	Isenberg	Murray, Kevin	Mme. Speaker
Cortese	Katz	Murray, Willard	
Cunneen	Knowles	Napolitano	

NOES—28

Aguiar	Firestone	Knight	Pringle
Alby	Goldsmith	Kuykendall	Rainey
Baldwin	Granlund	Margett	Richter
Bordonaro	Harvey	Miller	Rogan
Bowler	Hawkins	Morrissey	Thompson
Brewer	House	Olberg	Weggeland
Conroy	Kaloogian	Poochigian	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 426

At 12:06 p.m., on motion of Assembly Member Machado, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 426 passed by the following vote:

AYES—41

Aguiar	Davis	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baca	Frusetta	Machado	Takasugi
Baldwin	Goldsmith	Margett	Thompson
Boland	Granlund	Miller	Tucker
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hauser	Olberg	Woods
Brewer	Hawkins	Poochigian	Mme. Speaker
Cannella	House	Pringle	
Conroy	Kaloogian	Rainey	
Cortese	Knight	Richter	

NOES—27

Alpert	Ducheny	Kuehl	Napolitano
Bates	Escutia	Lee	Sher
Bowen	Gallegos	Martinez	Speier
Brown, Valerie	Hannigan	Mazzoni	Sweeney
Burton	Isenberg	McDonald	Vasconcellos
Caldera	Katz	Murray, Kevin	Villaraigosa
Campbell	Knox	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 662

At 12:08 p.m., on motion of Assembly Member Rainey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 662 passed by the following vote:

AYES—44

Aguiar	Cunneen	Knight	Poochigian
Alby	Firestone	Knowles	Pringle
Alpert	Frusetta	Kuykendall	Rainey
Baca	Gallegos	Machado	Richter
Baldwin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowen	Hawkins	Morrissey	Villaraigosa
Bowler	House	Murray, Kevin	Weggeland
Brewer	Kaloogian	Murray, Willard	Woods
Conroy	Katz	Olberg	Mme. Speaker

NOES—24

Bates	Cortese	Isenberg	McDonald
Brown, Valerie	Ducheny	Knox	Napolitano
Burton	Escutia	Kuehl	Sher
Caldera	Figueroa	Lee	Sweeney
Campbell	Hannigan	Martinez	Tucker
Cannella	Hauser	Mazzoni	Vasconcellos

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 980

At 12:09 p.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 980 refused passage by the following vote:

AYES—39

Alpert	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown, Valerie	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa
Cannella	Hawkins	Murray, Kevin	Mme. Speaker
Cortese	Isenberg	Murray, Willard	

NOES—29

Aguiar	Conroy	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Olberg	Woods
Bowler	House	Poochigian	
Brewer	Kaloogian	Pringle	
Caldera	Knight	Rainey	

Motion to Reconsider Senate Bill No. 980 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Senate Bill No. 980 was this day refused passage.

Senate Bill No. 980 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1105

At 12:10 p.m., on motion of Assembly Member Richter, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1105 passed by the following vote:

AYES—43

Alby	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Richter
Baca	Figueroa	Kuehl	Rogan
Baldwin	Firestone	Lee	Setencich
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Sweeney
Bowler	Hannigan	Mazzoni	Takasugi
Brewer	Harvey	McPherson	Tucker
Caldera	Hauser	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mme. Speaker
Cortese	Isenberg	Napolitano	

NOES—14

Boland	Hawkins	Morrissey	Villaraigosa
Brown, Valerie	Kaloogian	Olberg	Weggeland
Goldsmith	Kuykendall	Pringle	
Granlund	Miller	Thompson	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO 1232

At 12:10 p.m., on motion of Assembly Member Sweeney, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1232 passed by the following vote:

AYES—47

Aguiar	Cortese	Isenberg	Napolitano
Alpert	Cunneen	Katz	Poochigian
Baca	Davis	Knox	Pringle
Bates	Ducheny	Kuehl	Rogan
Bordonaro	Escutia	Kuykendall	Setencich
Bowen	Figueroa	Lee	Sher
Brown, Valerie	Firestone	Machado	Speier
Burton	Friedman	Martinez	Sweeney
Bustamante	Gallegos	Mazzoni	Tucker
Caldera	Goldsmith	McDonald	Villaraigosa
Campbell	Hannigan	Murray, Kevin	Mme. Speaker
Cannella	Hauser	Murray, Willard	

NOES—22

Alby	Granlund	Knowles	Takasugi
Baldwin	Harvey	Margett	Thompson
Boland	Hawkins	Miller	Weggeland
Bowler	House	Morrissey	Woods
Brewer	Kaloogian	Olberg	
Conroy	Knight	Rainey	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 991

At 12:10 p.m., on motion of Assembly Member Cunneen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 991 passed by the following vote:

AYES—44

Alpert	Conroy	Hauser	Rainey
Baca	Cortese	Isenberg	Rogan
Bates	Cunneen	Katz	Setencich
Bowen	Davis	Knox	Sher
Brewer	Ducheny	Kuehl	Speier
Brown, Valerie	Figueroa	Kuykendall	Sweeney
Burton	Firestone	Lee	Takasugi
Bustamante	Friedman	Martinez	Tucker
Caldera	Frusetta	Mazzoni	Villaraigosa
Campbell	Gallegos	McPherson	Woods
Cannella	Hannigan	Poochigian	Mme. Speaker

NOES—13

Aguiar	Bowler	Knowles	Weggeland
Alby	Goldsmith	Miller	
Boland	Kaloogian	Olberg	
Bordonaro	Knight	Thompson	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1313

At 12:11 p.m., on motion of Assembly Member Conroy, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 1313

Assembly Member Conroy was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 1313, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 414

At 12:11 p.m., on motion of Assembly Member Mazzoni, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 414 passed by the following vote:

AYES—42

Alpert	Davis	Kuehl	Richter
Baca	Ducheny	Lee	Setencich
Bates	Escutia	Machado	Sher
Brown, Valerie	Figueroa	Martinez	Speier
Burton	Friedman	Mazzoni	Sweeney
Bustamante	Gallegos	McDonald	Tucker
Caldera	Hannigan	McPherson	Vasconcellos
Campbell	Hauser	Murray, Kevin	Villaraigosa
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Cortese	Katz	Napolitano	
Cunneen	Knox	Rainey	

NOES—24

Aguiar	Conroy	Kaloogian	Morrissey
Alby	Firestone	Knight	Olberg
Baldwin	Goldsmith	Knowles	Poochigian
Boland	Harvey	Kuykendall	Rogan
Bowen	Hawkins	Margett	Weggeland
Bowler	House	Miller	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 935

At 12:11 p.m., on motion of Assembly Member Rainey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 935 refused passage by the following vote:

AYES—38

Aguiar	Firestone	Knowles	Pringle
Alby	Frusetta	Kuykendall	Rainey
Baca	Goldsmith	Margett	Richter
Baldwin	Harvey	McPherson	Rogan
Boland	Hawkins	Miller	Takasugi
Bordonaro	House	Morrissey	Weggeland
Bowler	Isenberg	Murray, Kevin	Woods
Brewer	Kaloogian	Murray, Willard	Mme. Speaker
Conroy	Katz	Olberg	
Cunneen	Knight	Poochigian	

NOES—22

Alpert	Gallegos	Martinez	Sweeney
Brown, Valerie	Hannigan	McDonald	Tucker
Burton	Hauser	Napolitano	Vasconcellos
Campbell	Knox	Setencich	Villaraigosa
Ducheny	Kuehl	Sher	
Escutia	Lee	Speier	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 935: Assembly Member Setencich, from "Aye" to "No".

Motion to Reconsider Senate Bill No. 935 on Next Legislative Day

Assembly Member Rainey moved to reconsider on the next legislative day the vote whereby Senate Bill No. 935 was this day refused passage.

Senate Bill No. 935 ordered to the unfinished business file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Sher was granted unanimous consent that the Committee on Natural Resources be permitted to hold a special meeting on Tuesday, September 5, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1180 for hearing.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 454 (Russell)—An act to amend Sections 1367 and 1368 of, and to add Section 1397.6 to, the Health and Safety Code, relating to health care service plans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 487 (Solis)—An act to amend Section 14163 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 946 (Johnston)—An act to amend Sections 10145, 10232, and 17511.1 of the Business and Professions Code, to amend Section 2945.1 of, and to amend and repeal Section 2955 of, the Civil Code, to amend Sections 50005, 50120, 50122, 50130, 50201, 50202, 50203, 50204, 50205, 50320, and 50401 of, to add Sections 22060 and 50128 to, and to repeal and add Section 50504 of, the Financial Code, relating to lending.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1020 (Johnston)—An act to add Chapter 2.5 (commencing with Section 56.17) to Part 2.6 of the Civil Code, to amend Section 1374.7 of, and to add Section 1374.9 to, the Health and Safety Code, and to amend Sections 10123.3, 10140, 10147, and 11512.95 of, and to add Sections 10123.31, 10123.35, 10140.1, 10140.5, 11512.96, and 11512.965 to, the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 845 (Leonard)—An act to amend Sections 25163 and 25218 of, and to add Sections 25218.1 and 25218.11 to, the Health and Safety Code, relating to household hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—71

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Caldera	Hawkins	Murray, Kevin	Weggeland
Campbell	House	Murray, Willard	Woods
Cannella	Isenberg	Napolitano	Mme. Speaker
Conroy	Kaloogian	Olberg	

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR

The Majority 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. 965 (Kuehl)—An act to amend Section 1211 of the Code of Civil Procedure, and to add Section 292 to, and to amend Section 6222 of, the Family Code, relating to family law.

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. 1617 (Weggeland)—An act to amend Sections 11320.2, 11320.4, 11322.4, 11323.2, 11323.6, 11324.6, 11324.7, 11324.8, 11325, 11325.2, 11325.21, 11325.22, 11325.23, 11326, 11327.4, 11328, 11329.2, 11330.1, 11331.5, and 11334 of, to add Section 11320.3 to, and to repeal Article 3.1 (commencing with Section 11318) and Article 9 (commencing with Section 11520) of Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—71

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Caldera	Hawkins	Murray, Kevin	Weggeland
Campbell	House	Murray, Willard	Woods
Cannella	Isenberg	Napolitano	Mme. Speaker
Conroy	Kaloogian	Olberg	

NOES—None

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 791:

Cannella, Rainey, and Aguiar.

SPECIAL COMMITTEE MEETINGS

Assembly Member McDonald was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting today, upon adjournment of Floor session, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 249 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments; and Senate Bills Nos. 772, 1574, 743, 1247, and 1332 were continued until the next legislative day.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Concurrent Resolution No. 33, Coauthors: Alby, Cortese, Goldsmith, Granlund, Hoge, McDonald, Olberg, and Rogan—Aye.

Senate Bill No. 621: Alby, Cannella, Cortese, Frusetta, Goldsmith, Hauser, Knox, Martinez, McDonald, Kevin Murray, Willard Murray, Napolitano, Rainey, Speier, and Tucker—Aye; Bordonaro, Caldera, Granlund, and Hoge—No.

Senate Bill No. 219: Alby, Bordonaro, Caldera, Cannella, Cortese, Frusetta, Goldsmith, Granlund, Hauser, Knox, Margett, Martinez, McDonald, Kevin Murray, Napolitano, Rainey, Speier, and Tucker—Aye; Hoge—No.

Senate Bill No. 730: Alby, Bordonaro, Bowler, Bustamante, Hauser, Hoge, Knox, Kuykendall, Machado, McDonald, Napolitano, Olberg, Poochigian, Pringle, Speier, and Tucker—Aye; Caldera—No.

Senate Bill No. 17, Motion to Table Isenberg Amendments: Alby, Bustamante, Cannella, Davis, Knox, and Rogan—Aye; Bowen, Caldera, McDonald, and Speier—No.

Senate Bill No. 17 and Urgency: Alby, Hauser, Knox, Speier, and Tucker—Aye; Caldera—No.

Senate Bill No. 675: Hauser, Lee, Rainey, Speier, and Tucker—Aye.

Senate Bill No. 446: Davis, Gallegos, Machado, Margett, and Rainey—Aye; Burton, Caldera, Katz, Lee, McDonald, Kevin Murray, Willard Murray, and Speier—No.

Senate Bill No. 351: Bowen, Bustamante, Isenberg, Machado, Martinez, Speier, and Tucker—Aye.

Senate Bill No. 298: Machado and Speier—Aye; Caldera and Lee—No.

Senate Bill No. 658: Bustamante, Harvey, Speier, and Tucker—Aye; Granlund and Margett—No.

Senate Bill No. 695: Alby, Bowler, Granlund, Kuykendall, Machado, Margett, Miller, Poochigian, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 1016: Bordonaro, Burton, Bustamante, Caldera, Machado, Kevin Murray, and Napolitano—Aye; Lee and Speier—No.

Senate Bill No. 1054: Isenberg, McDonald, Speier, and Tucker—Aye.

Senate Bill No. 1330 and Urgency: Isenberg, Martinez, McDonald, McPherson, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 1334: Baldwin, Bordonaro, Bustamante, Ducheny, Gallegos, Martinez, McDonald, Poochigian, Speier, Tucker, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 215: Burton, Bustamante, Caldera, Escutia, Martinez, Pringle, and Speier—Aye.

Senate Bill No. 816: Bordonaro, Bustamante, Granlund, Knox, Machado, Margett, McDonald, Pringle, and Speier—Aye.

Senate Bill No. 227: Aguiar, Firestone, McDonald, Speier, and Tucker—Aye.

Senate Bill No. 396: Baldwin, Bowen, Ducheny, Hawkins, Machado, McDonald, McPherson, Olberg, Speier, Tucker, and Villaraigosa—Aye.

Senate Bill No. 561: Bustamante, Cannella, Goldsmith, Martinez, Olberg, Pringle, and Speier—Aye.

Senate Bill No. 1248: Speier and Tucker—Aye.

Senate Bill No. 205: Valerie Brown, Cannella, McDonald, Sher, and Speier—No.

Senate Bill No. 40 and Urgency: Alby, Boland, Kuehl, Machado, Speier, and Tucker—Aye.

Senate Bill No. 58: Harvey and Hawkins—Aye; Valerie Brown, Caldera, Ducheny, Kuehl, Sher, and Speier—No.

Senate Bill No. 113: Granlund, Kuehl, Willard Murray, Speier, and Tucker—Aye.

Senate Bill No. 125: Escutia, Granlund, Kuehl, Speier, and Tucker—Aye.

Senate Bill No. 162: Caldera, Harvey, Hawkins, Knox, Kuykendall, Margett, Speier, and Tucker—Aye.

Senate Bill No. 645: Boland, Bowen, Valerie Brown, Bustamante, Frusetta, Goldsmith, Isenberg, Speier, and Tucker—Aye; Pringle—No.

Senate Bill No. 245: Baca, Baldwin, Bordonaro, Bowen, Frusetta, Gallegos, Harvey, Knox, Willard Murray, Olberg, Pringle, Speier, Tucker, and Weggeland—Aye.

Senate Bill No. 295: Bustamante, Caldera, Ducheny, Knox, McDonald, Willard Murray, Napolitano, Olberg, Poochigian, Pringle, Speier, and Villaraigosa—Aye.

Senate Bill No. 296: Bowen, Bustamante, Mazzoni, McDonald, Willard Murray, Pringle, Speier, and Tucker—Aye; Sher—No.

Senate Bill No. 361: Bordonaro, Knox, Kuykendall, Mazzoni, McDonald, Willard Murray, Poochigian, Pringle, Speier, and Villaraigosa—Aye.

Senate Bill No. 372: Valerie Brown, Bustamante, Gallegos, Knox, McDonald, Willard Murray, and Pringle—Aye.

Senate Bill No. 455: Bordonaro, Valerie Brown, Bustamante, Knox, and Mazzoni—Aye; Martinez and Speier—No.

Senate Bill No. 521: Bowen, Valerie Brown, Burton, Bustamante, Knox, Kuehl, and Olberg—Aye.

Senate Bill No. 602: Bustamante, Davis, and Machado—Aye; Valerie Brown, Caldera, and Napolitano—No.

Senate Bill No. 456: Valerie Brown, Hawkins, Takasugi, and Weggeland—Aye; Burton—No.

Senate Bill No. 663: Boland, Bordonaro, Bowler, Ducheny, Firestone, Harvey, Kuehl, Olberg, Poochigian, Sher, Speier, and Weggeland—Aye.

Senate Bill No. 817: Bustamante, Caldera, Ducheny, Knox, Kuehl, Machado, McDonald, Olberg, Speier, and Villaraigosa—Aye.

Senate Bill No. 856: Granlund, Machado, Mazzoni, and McDonald—Aye.

Senate Bill No. 888: Alby, Baldwin, Bordonaro, Bustamante, Knox, Lee, Margett, Mazzoni, and Sher—Aye.

Senate Bill No. 912: Caldera, Granlund, and Olberg—Aye.

Senate Bill No. 941: Aguiar, Burton, Bustamante, Kuehl, and Margett—Aye.

Senate Bill No. 944: Burton and Kuehl—Aye.

Senate Bill No. 1026: Aguiar, Alby, Alpert, Boland, Burton, Davis, Ducheny, Firestone, Frusetta, Goldsmith, Kaloogian, Knox, Lee, Takasugi, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 1048: Alpert, Davis, Ducheny, Frusetta, Goldsmith, Harvey, Kaloogian, McDonald, Miller, Olberg, Rainey, Sher, and Weggeland—Aye.

Senate Bill No. 1059: Alpert, Bates, Burton, Bustamante, Davis, Ducheny, Machado, and McDonald—Aye; Kuehl and McPherson—No.

Senate Bill No. 1091: Baldwin, Boland, Bustamante, Ducheny, Goldsmith, and McDonald—Aye.

Senate Bill No. 1110: Willard Murray—Aye.

Senate Bill No. 1325 and Urgency: Cortese, Goldsmith, Granlund, Knox, and Willard Murray—Aye.

Senate Bill No. 1328: Bustamante, Cortese, Goldsmith, and Willard Murray—Aye.

Senate Bill No. 1051: Aguiar, Bordonaro, Burton, Cunneen, Frusetta, Gallegos, Goldsmith, McDonald, McPherson, Willard Murray, Napolitano, and Speier—Aye.

Senate Bill No. 120: Burton, Harvey, Knox, Kuehl, McDonald, Willard Murray, and Napolitano—Aye.

Senate Bill No. 273: Davis, Goldsmith, Knox, Kuehl, and Machado—Aye; Burton—No.

Senate Bill No. 342: Aguiar, Bustamante, Caldera, Martinez, and Speier—Aye.

Senate Bill No. 612: Baca, Caldera, Goldsmith, Knox, Kuehl, Martinez, Rainey, and Sher—Aye.

Senate Bill No. 717: Cunneen and Frusetta—Aye; Bordonaro, Goldsmith, Harvey, and Weggeland—No.

Senate Bill No. 619: Caldera, Goldsmith, and Willard Murray—Aye.

Senate Bill No. 640: Boland, Bowen, Caldera, Goldsmith, Kuehl, Morrissey, Olberg, Poochigian, and Takasugi—Aye.

Assembly Bill No. 791, Concurrence: Aguiar—Aye; Caldera, Goldsmith, Kuehl, Lee, Poochigian, Rogan, and Weggeland—No.

Resolution to Suspend the Rules: Aguiar, Bowen, Rogan, and Speier—Aye.

Senate Bill No. 149: Kuehl and Takasugi—Aye; Weggeland—No.

Senate Bill No. 750: Firestone—Aye; Goldsmith—No.

Senate Joint Resolution No. 24: Weggeland—No.

Senate Bill No. 1105: Olberg and Weggeland—No.

Senate Bill No. 1232: Cunneen—Aye; Weggeland—No.

Senate Bill No. 991: Frusetta and Rainey—Aye; Weggeland—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:15 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, September 1, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 987.

WALLY KNOX

Assembly Chamber, September 1, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 9, 11, 28, 30, 32, 37, 84, 98, 124, 174, 182, 229, 239, 256, 290, 316, 327, 356, 366, 419, 420, 430, 449, 450, 527, 531, 543, 564, 575, 581, 617, 620, 652, 654, 657, 681, 703, 760, 765, 770, 793, 830, 835, 857, 874, 889, 893, 901, 920, 936, 937, 948, 954, 966, 974, 979, 982, 1019, 1120, 1143, 1162, 1169, 1187, 1204, 1233, 1261, and 1322.

CHARLES POOCHIGIAN

Assembly Chamber, September 1, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 388.

RICHARD K. RAINEY

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Education

September 1, 1995

Mme. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 780 Assembly Bill No. 783
Assembly Bill No. 782 Assembly Bill No. 784

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 780—An act to add Chapter 17 (commencing with Section 43100) to Part 24 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 782—An act to add Chapter 14 (commencing with Section 53050) to Part 28 of the Education Code, relating to educational technology, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 783—An act to add Article 9 (commencing with Section 52490) to Chapter 9 of Part 28 of the Education Code, relating to vocational education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 784—An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school districts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

September 1, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 356

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 356—An act to amend Section 11280 of, to amend, repeal, and add Section 11501 of, to add Sections 11451.8, 11451.9, and 11502.1 to, and to repeal Sections 11451.6 and 11451.7 of, the Welfare and Institutions Code, relating to public social services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

September 1, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 987

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 987—An act to amend Section 6500 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 126

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 668
Senate Bill No. 745
Senate Bill No. 788
Senate Bill No. 836

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 29
Senate Bill No. 501
Senate Bill No. 1135

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: September 1, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 81

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 950

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 23, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1265

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1066

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1094

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day, the following bills were taken up, without reference to file, for purpose of second reading and adoption of committee amendments and that the bills be placed upon the third reading file for Tuesday, September 5, 1995:

SENATE BILL NO. 29—An act to authorize the creation of the Surprise Valley Groundwater Management District, relating to water, 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, and to be placed upon the third reading file.

SENATE BILL NO. 501—An act to amend Sections 44011, 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, and to amend Section 1808.23 of, to add Section 4000.7 to, and to repeal Section 4000.6 of, the Vehicle 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, and to be placed upon the third reading file.

SENATE BILL NO. 1135—An act to amend Sections 25123.3, 25143, 25200.3, and 25201.5 of the Health and Safety Code, relating to hazardous 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, and to be placed upon the third reading file.

SENATE BILL NO. 81—An act to add Section 18902.5 to the Health and Safety Code, relating to land use.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the third reading file.

SENATE BILL NO. 950—An act to add Section 186.11 to the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the third reading file.

SENATE BILL NO. 1265—An act to amend Sections 15712, 63010, 63025.1, 63030, 63031, 63032, 63052, 63060, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, and to add Section 16313.5 to, the Government Code, relating to economic development.

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 third reading file.

SENATE BILL NO. 1066—An act to amend Sections 66000, 66001, and 66006 of, and to add Sections 65995.3, 66008, and 66009 to, the Government Code, relating to development.

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 third reading file.

SENATE BILL NO. 1094—An act to amend Section 2150 of, and to add Section 2144 to, the Elections Code, relating to voter registration.

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 third reading file.

MESSAGES FROM THE SENATE

Senate Chamber, September 1, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 38
Assembly Bill No. 618
Assembly Bill No. 700
Assembly Bill No. 1454

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, September 1, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 45
Assembly Joint Resolution No. 39

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, September 1, 1995

Mme. 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. 38

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 1, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 63
Assembly Bill No. 145
Assembly Bill No. 175
Assembly Bill No. 233
Assembly Bill No. 515
Assembly Bill No. 653
Assembly Bill No. 812
Assembly Bill No. 842
Assembly Bill No. 902
Assembly Bill No. 1039
Assembly Bill No. 1170
Assembly Bill No. 1177
Assembly Bill No. 1223
Assembly Bill No. 1252
Assembly Bill No. 1298
Assembly Bill No. 1381
Assembly Bill No. 1465
Assembly Bill No. 1501
Assembly Bill No. 1509
Assembly Bill No. 1692
Assembly Bill No. 1698
Assembly Bill No. 1769
Assembly Bill No. 1828
Assembly Bill No. 1976

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, September 1, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 135
Assembly Bill No. 192
Assembly Bill No. 272
Assembly Bill No. 404
Assembly Bill No. 486
Assembly Bill No. 731
Assembly Bill No. 828
Assembly Bill No. 997
Assembly Bill No. 1152
Assembly Bill No. 1366
Assembly Bill No. 1577
Assembly Bill No. 1677
Assembly Bill No. 1701
Assembly Bill No. 1708
Assembly Bill No. 1715
Assembly Bill No. 1717

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, September 1, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 14
Assembly Joint Resolution No. 24
Assembly Joint Resolution No. 34
Assembly Joint Resolution No. 35

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered to unfinished business file.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Concurrent Resolution No. 29; Assembly Bills Nos. 63, 175, 515, 653, 812, 842, 902, 1039, 1170, 1177, 1223, 1252, 1381, 1501, 1509, 1692, 1698, 1769, 1828, 1976, 192, 731, 1366, 1677, 1708, and 1715; Assembly Concurrent Resolution No. 14; and Assembly Joint Resolutions Nos. 24, 34, and 35.

INTRODUCTION OF GUESTS

Assembly Member Rogan, of the 43rd Assembly District, introduced Adel Habbas, his intern from Santa Clara University.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 11 a.m., Tuesday, September 5, 1995, out of respect to the memory of Cameron Bradley, on motion of Assembly Member Frusetta; out of respect to the memory of Mark Litt, on motion of Assembly Members Katz and Boland; out of respect to the memory of Julia R. Reyes and Ralph S. Sommer, on motion of Assembly Member Sweeney; out of respect to the memory of Johnny Adams, on motion of Assembly Member Kuykendall; out of respect to the memory of Ada Prietto, on motion of Assembly Member Kevin Murray; out of respect to the memory of Brian J. Head, on motion of Assembly Member Figueroa; out of respect to the memory of David Snow, on motion of Assembly Member Olberg; and out of respect to the memory of Belva Hasselbring, on motion of Assembly Member Rogan.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 1, 1995

The following measures were amended in the Assembly on this day:

Assembly Bills

780
782
783
784

Senate Bills

29
81
123
356
357
388
424
437
452
501
549
633
800
815
887
950
958
969
987
1066
1094
1135
1172
1222
1265

Amendments were considered by the Assembly, but not adopted, to the following measure:

Senate Bill

17 (Isenberg amendments, laid upon the table)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 5, 1995

ONE HUNDRED THIRTY-SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, September 5, 1995

The Assembly met at 11 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Conroy moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:35 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Burton	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Good Morning, Just after I was ordained to the Priesthood in 1985, I spent three years as the assistant Priest to the Reverend Doctor Leon Contos. Father Contos died Saturday in Belmont, California, and the following prayer is offered for the repose of his soul.

O God of All Spirits and of All Flesh, You have destroyed death, overcome the devil and given life to Your world. Give rest, O Lord, to the soul of Your departed servant, Leonidas the Priest, in a place of light, in a place of peace, in a place of refreshment, where there is no pain, grief or suffering. As a good and loving God, forgive every sin he committed in thought, word or deed, for there is no one who lives and does not sin. You alone are without sin, Your righteousness is an everlasting righteousness, and Your word is Truth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Bowen then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Bustamante and Cannella.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

September 5, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Speaker Allen: I would like to request that I be excused from legislative session on Tuesday, September 5, 1995. I will be in my district on legislative business.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

September 5, 1995

The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from session on Tuesday, September 5, 1995 for legislative business. I will be meeting with district farmers to discuss agricultural related issues.

Sincerely,

SAL CANNELLA, Assembly Member
Twenty-sixth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 5, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymembers Bob Margett and Bruce McPherson to the Assembly Revenue and Taxation Committee to fill existing vacancies for the hearing on Tuesday, September 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 5, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Mickey Conroy to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Wednesday, September 6, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 5, 1995

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Public Employees, Retirement and Social Security Committee to fill an existing vacancy for the hearing on Tuesday, September 5, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 45

And reports the same correctly enrolled, and presented to the Secretary of State on the 1st day of September, 1995, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 5, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 780
Assembly Bill No. 783
Assembly Bill No. 784

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 5, 1995

Mme. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

Senate Bills Nos. 9, 11, 28, 30, 32, 37, 84, 98, 124, 174, 182, 229, 239, 256, 290, 316, 327, 356, 366, 419, 420, 430, 449, 450, 527, 531, 543, 564, 575, 581, 617, 620, 652, 654, 657, 681, 703, 760, 765, 770, 793, 830, 835, 857, 874, 889, 893, 901, 920, 936, 937, 948, 954, 966, 974, 979, 982, 1019, 1120, 1143, 1162, 1169, 1187, 1204, 1233, 1261, and 1322.

AGUIAR, Alternate Chair

September 5, 1995

Mme. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61, as it relates to the following bill be granted:

Senate Bill No. 388

AGUIAR, Alternate Chair

MESSAGES FROM THE SENATE

Senate Chamber, September 5, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Lockyer, Thompson and Campbell as a Committee on Conference concerning:

Senate Bill No. 38.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT

Majority Speaker pro Tempore Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eloise Farr, of Fresno.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of The Very Reverend Dr. Leonidas Contos, of Belmont.

Assembly Member Battin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elmer Miles, of Desert Hot Springs.

Assembly Member McPherson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elena Baran Baskin, of Santa Cruz.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Guy Harrison, of Pacifica.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Keaton Michael Burris Romberger, son of Keith and Michelle Romberger, of Burbank.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 126—An act to amend Sections 17, 19.2, 2900.5, and 4019 of, and to add Sections 19.3, 2910.7, and 4000.2 to, the Penal Code, relating to sentencing, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 958, 969, 1222, and **437,** ordered to third reading;

Senate Bill No. 800, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 668—An act to amend Section 3042 of the Business and Professions Code, relating to optometry.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 745—An act to amend Section 6103 of the Government Code, relating to fees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 788—An act to amend Sections 12801.5 and 12816 of, and to add Sections 1685 and 12801.7 to, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 836—An act to add Section 39613 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1437 (Brulte)—An act to amend Section 832.9 of the Penal Code, relating to peace officers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Bates	Friedman	Lee	Setencich
Battin	Frusetta	Machado	Sher
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Granlund	Mazzoni	Takasugi
Bowler	Hannigan	McDonald	Thompson
Brewer	Harvey	McPherson	Tucker
Brown, Valerie	Hauser	Miller	Villaraigosa
Brulte	Hawkins	Morrissey	Weggeland
Burton	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1558 (Willard Murray)—An act to add and repeal Section 48955 of the Education Code, relating to certificated employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cortese	Katz	Napolitano
Alby	Cunneen	Knight	Olberg
Alpert	Davis	Knowles	Poochigian
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Bates	Friedman	Lee	Setencich
Battin	Frusetta	Machado	Sher
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Granlund	Mazzoni	Takasugi
Bowler	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Burton	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1655 (Hannigan)—An act to amend Section 3352 of the Labor Code, and to add Section 657 to the Unemployment Insurance Code, relating to insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Cortese	Isenberg	Olberg
Alby	Cunneen	Katz	Poochigian
Alpert	Davis	Knight	Pringle
Archie-Hudson	Ducheny	Knowles	Rainey
Baca	Escutia	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Conroy	House	Napolitano	Mme. Speaker

NOES—1

Caldera

Above bill ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 81 BY UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 81, out of order.

SENATE BILL NO. 81 (Marks)—An act to add Section 18941.7 to the Health and Safety Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 81, as Amended, by Unanimous Consent

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 81, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 81 (Marks)—An act to add Section 18941.7 to the Health and Safety Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Burton.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1743 (Goldsmith)—An act to amend Section 8704 of, to repeal and add Part 6 (commencing with Section 7950) of Division 12 of, to repeal and add Sections 8708, 8709, and 8710 of, and to add Section 8711.5 to, the Family Code, and to amend Section 361.2 of the Welfare and Institutions Code, relating to family law.

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

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Burton	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1932 (Sweeney)—An act to amend Section 41782 of the Public Resources Code, relating to solid waste.

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

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Rainey
Baca	Escutia	Knox	Richter
Baldwin	Figueroa	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker
Conroy	Isenberg	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 13 (Goldsmith)—Relative to the Knott Memorial Bridge.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Burton	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Above resolution ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 14 (Hannigan)—Relative to the veterans' hospital facilities at Travis Air Force Base.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cunneen	Katz	Poochigian
Alpert	Davis	Knight	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Woods
Campbell	House	Murray, Willard	Mme. Speaker
Conroy	Isenberg	Napolitano	
Cortese	Kaloogian	Olberg	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 234 (Cortese)—An act relating to parks and recreation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Escutia	Knox	Rogan
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brewer	Granlund	Mazzoni	Tucker
Brown, Valerie	Harvey	McDonald	Vasconcellos
Brulte	Hauser	McPherson	Villaraigosa
Burton	Hawkins	Miller	Weggeland
Caldera	Hoge	Morrissey	Woods
Campbell	House	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1667 (Olberg)—An act to amend Section 454.6 of the Public Utilities Code, relating to public utilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Archie-Hudson	Escutia	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Baldwin	Firestone	Lee	Sher
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McDonald	Tucker
Bowler	Harvey	McPherson	Vasconcellos
Brewer	Hauser	Miller	Villaraigosa
Brown, Willie	Hawkins	Morrissey	Weggeland
Brulte	Hoge	Morrow	Woods
Burton	House	Murray, Kevin	Mme. Speaker
Caldera	Isenberg	Murray, Willard	
Conroy	Kaloogian	Napolitano	
Cortese	Katz	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 306 (Thompson)—An act to add Section 39103 to the Education Code, relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Thompson moved a call of the Assembly.

Motion carried. Time, 11:53 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1124 (Davis)—An act to amend Sections 44258.3 and 44258.7 of the Education Code, relating to teaching credentials.

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

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker
Campbell	Hoge	Murray, Kevin	
Conroy	Isenberg	Olberg	

NOES—1

Murray, Willard

Above bill ordered enrolled.

ASSEMBLY BILL NO. 168 (Alpert)—An act to amend Sections 1000.6, 1000.7, 1000.8, 1000.9, 1000.91, 1000.92, 1000.93, 1000.94, and 1000.95 of the Penal Code, relating to domestic violence.

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—73

Aguiar	Cunneen	Katz	Poochigian
Alby	Davis	Knight	Pringle
Alpert	Ducheny	Knox	Rainey
Archie-Hudson	Escutia	Kuehl	Richter
Baca	Figueroa	Kuykendall	Rogan
Baldwin	Firestone	Lee	Setencich
Bates	Friedman	Machado	Sher
Battin	Frusetta	Margett	Speier
Boland	Gallegos	Martinez	Sweeney
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	McDonald	Thompson
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Conroy	Isenberg	Napolitano	
Cortese	Kaloogian	Olberg	

NOES—None

Above bill ordered enrolled.

UNANIMOUS CONSENT WITHHELD

Assembly Member Isenberg announced that he withholds unanimous consent on any requests to pass and retain bills on this day's third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 914 (Cunneen)—An act to amend Section 3602 of the Labor Code, relating to workers' compensation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Setencich
Bordonaro	Frusetta	Machado	Sher
Bowen	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brewer	Granlund	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1035 (Katz)—An act to add Chapter 9.5 (commencing with Section 11530) to Division 10 of the Health and Safety Code, and to add Chapter 2.5 (commencing with Section 653.20) to Title 15 of Part 2 of the Penal Code, relating to crimes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—61

Aguiar	Cunneen	Knight	Pringle
Alby	Davis	Knowles	Rainey
Alpert	Escutia	Knox	Richter
Archie-Hudson	Firestone	Kuykendall	Rogan
Baca	Frusetta	Machado	Setencich
Baldwin	Gallegos	Margett	Speier
Battin	Goldsmith	McDonald	Sweeney
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowen	Hauser	Morrissey	Tucker
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Murray, Kevin	Woods
Brulte	House	Murray, Willard	Mme. Speaker
Caldera	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	
Cortese	Katz	Poochigian	

NOES—9

Bates	Ducheny	Martinez
Brown, Willie	Kuehl	Sher
Burton	Lee	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1408 (Villaraigosa)—An act to amend Section 1170 of the Penal Code, relating to parole.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—50

Alpert	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Bates	Escutia	Lee	Sher
Bordonaro	Figueroa	Machado	Speier
Bowler	Friedman	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Hauser	McPherson	Vasconcellos
Burton	Isenberg	Miller	Villaraigosa
Caldera	Kaloogian	Murray, Kevin	Mme. Speaker
Campbell	Katz	Murray, Willard	
Cortese	Knight	Napolitano	

NOES—20

Aguiar	Brulte	Hawkins	Morrow
Alby	Conroy	Hoge	Olberg
Baldwin	Goldsmith	Knowles	Pringle
Battin	Granlund	Margett	Thompson
Boland	Harvey	Morrissey	Weggeland

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1408: Assembly Member Granlund, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1541 (Lee)—An act to amend Sections 7500, 7500.1, 7500.2, 7500.3, 7502.1, 7502.2, 7502.5, 7503.4, 7503.9, 7504, 7506.3, 7506.5, 7506.7, 7506.8, 7506.9, 7506.10, 7506.11, 7506.13, 7507.2, 7507.3, 7507.4, 7507.5, 7507.6, 7507.7, 7507.9, 7507.10, 7508.2, 7508.3, 7508.4, 7508.5, 7510.1, 7510.2 and 7511 of, and to add Sections 7507.12 and 7507.13 to, the Business and Professions Code, and to amend Section 28 of, and to add Section 4022 to, the Vehicle Code, relating to repossessors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lee moved a call of the Assembly.

Motion carried. Time, 12 m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1732 (Boland)—An act to add Section 148.6 to the Penal Code, relating to false reports of police misconduct.

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

Aguiar	Davis	Katz	Poochigian
Alby	Ducheny	Knight	Pringle
Alpert	Escutia	Knowles	Rainey
Archie-Hudson	Figueroa	Knox	Richter
Baca	Firestone	Kuykendall	Rogan
Baldwin	Friedman	Machado	Setencich
Battin	Frusetta	Margett	Sher
Boland	Gallegos	Martinez	Speier
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	McDonald	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Tucker
Brown, Valerie	Hauser	Morrissey	Vasconcellos
Brulte	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Woods
Conroy	House	Murray, Willard	Mme. Speaker
Cortese	Isenberg	Napolitano	
Cunneen	Kaloogian	Olberg	

NOES—3

Bates	Kuehl	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 717 (Ducheny)—An act to add Chapter 7 (commencing with Section 18965) to Part 2.5 of Division 13 of the Health and Safety Code, relating to construction inspectors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Davis	Knight	Olberg
Alpert	Ducheny	Knowles	Poochigian
Archie-Hudson	Escutia	Knox	Pringle
Baca	Figueroa	Kuehl	Rainey
Baldwin	Firestone	Kuykendall	Rogan
Bates	Friedman	Lee	Setencich
Battin	Frusetta	Machado	Sher
Boland	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Caldera	Hauser	Miller	Villaraigosa
Campbell	Hawkins	Morrissey	Weggeland
Conroy	House	Murray, Kevin	Woods
Cortese	Isenberg	Murray, Willard	Mme. Speaker
Cunneen	Katz	Napolitano	

NOES—4

Alby	Bordonaro	Hoge	Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1060 (Richter)—An act to amend Section 25123.3 of the Health and Safety Code, relating to hazardous waste.

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—63

Aguiar	Cunneen	Katz	Olberg
Alby	Davis	Knight	Poochigian
Alpert	Ducheny	Knowles	Pringle
Archie-Hudson	Escutia	Knox	Rainey
Baca	Friedman	Kuykendall	Richter
Baldwin	Frusetta	Machado	Rogan
Battin	Gallegos	Margett	Setencich
Boland	Goldsmith	Martinez	Sweeney
Bordonaro	Granlund	McDonald	Takasugi
Bowen	Hannigan	McPherson	Tucker
Bowler	Harvey	Miller	Vasconcellos
Brewer	Hauser	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Woods
Conroy	House	Murray, Willard	Mme. Speaker
Cortese	Kaloogian	Napolitano	

NOES—6

Burton	Kuehl	Sher
Isenberg	Lee	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 552 (House)—An act to add Section 42400.6 to the Health and Safety Code, relating to air pollution.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

CAUCUS ANNOUNCEMENTS

At 12:12 p.m., Assembly Member Caldera was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

At 12:13 p.m., Assembly Member Pringle announced that the Republican Caucus would meet in the Assembly Lounge.

RECESS

By unanimous consent, at 12:13 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:35 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 552 PASSED AND RETAINED

By unanimous consent, Assembly Bill No. 552 was passed on file, to retain its place on file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3 (Baca)—An act to amend Section 205.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Point of Order

Assembly Member Brulte arose to the following point of order:

That the bill, as amended in the Senate, contains subject matter that has not been previously heard by the appropriate Assembly policy committee.

Further Consideration of Assembly Bill No. 3 Passed Temporarily

By unanimous consent Assembly Bill No. 3 was passed temporarily on file.

ASSEMBLY BILL NO. 119 (Baca)—An act to amend Section 854 of the Public Utilities Code, relating to public utilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Point of Order

Assembly Member Sher arose to the following point of order:

That the bill, as amended in the Senate, contains subject matter that has not been previously heard by the appropriate Assembly policy committee.

Ruling by Majority Speaker pro Tempore Setencich

Majority Speaker pro Tempore Setencich ruled the point of order not well-taken based upon the representation made by the Chair of the appropriate policy committee.

Further Consideration of Assembly Bill No. 119 Passed Temporarily

By unanimous consent Assembly Bill No. 119 was passed on file.

ASSEMBLY BILL NO. 307 (Thompson)—An act to amend Sections 17576 and 17579 of the Government Code, relating to state mandates.

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

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Katz	Pringle
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Frusetta	Machado	Speier
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	Mazzoni	Thompson
Bowler	Hannigan	McDonald	Tucker
Brewer	Harvey	McPherson	Vasconcellos
Brown, Valerie	Hauser	Miller	Villaraigosa
Brulte	Hawkins	Morrissey	Weggeland
Burton	Hoge	Morrow	Woods
Campbell	House	Napolitano	Mme. Speaker
Conroy	Isenberg	Olberg	

NOES—1

Caldera

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 763, on request of Assembly Member Campbell.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 488 (Baca)—An act to amend Sections 4497.34 and 13012 of, and to add Section 13010.5 to, the Penal Code, relating to crime, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aguiar	Cortese	Isenberg	Olberg
Alby	Cunneen	Kalogian	Peechigian
Alpert	Davis	Katz	Rainey
Archie-Hudson	Duchemy	Knight	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McDonald	Vasconcellos
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker
Conroy	House	Napolitano	

NOES—1

Pringle

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Aguiar	Cortese	Isenberg	Olberg
Alby	Cunneen	Kalogian	Peechigian
Alpert	Davis	Katz	Rainey
Archie-Hudson	Duchemy	Knight	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McDonald	Vasconcellos
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker
Conroy	House	Napolitano	

NOES—1

Pringle

Above bill ordered enrolled.

(NOTE: On September 7, 1995, the action was rescinded whereby the Assembly adopted the urgency clause and concurred in Senate amendments to Assembly Bill No. 488 and whereby the bill was ordered enrolled. See page 3609.)

ASSEMBLY BILL NO. 586 (Rainey)—An act to add and repeal Chapter 8.5 (commencing with Section 6130) of Title 7 of Part 3 of the Penal Code, relating to corrections.

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—73

Aguiar	Cunneen	Katz	Pringle
Alby	Davis	Knight	Rainey
Alpert	Ducheny	Knowles	Richter
Archie-Hudson	Escutia	Knox	Rogan
Baca	Figueroa	Kuehl	Setencich
Baldwin	Firestone	Kuykendall	Sher
Bates	Friedman	Lee	Speier
Battin	Frusetta	Machado	Sweeney
Boland	Gallegos	Margett	Takasugi
Bordonaro	Goldsmith	Martinez	Thompson
Bowen	Granlund	Mazzoni	Tucker
Bowler	Hannigan	McDonald	Vasconcellos
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Campbell	House	Napolitano	
Conroy	Isenberg	Olberg	
Cortese	Kaloogian	Poochigian	

NOES—None

Above bill ordered enrolled.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member McDonald was granted unanimous consent that Assembly Bill No. 3 be referred from the unfinished business file to the Committee on Revenue and Taxation.

SPECIAL COMMITTEE MEETINGS

Assembly Member McDonald was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting today, at 2:30 p.m., and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 3 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 709 (Vasconcellos)—An act to add and repeal Section 15365.11 of the Government Code, relating to trade and commerce.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Vasconcellos moved a call of the Assembly.

Motion carried. Time, 2 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 827 (Speier)—An act to amend Sections 1770, 1771, 1771.2, 1771.4, 1771.6, 1771.8, 1772, 1773, 1775, 1776.2, 1777, 1777.2, 1777.4, 1778, 1779, 1779.2, 1779.4, 1779.6, 1779.8, 1779.10, 1780, 1780.2, 1780.4, 1781, 1781.2, 1781.4, 1781.8, 1782, 1783, 1783.2, 1784, 1785, 1786, 1786.2, 1787, 1788, 1788.2, 1788.4, 1789, 1789.2, 1789.4, 1789.6, 1789.8, 1790, 1791, 1792, 1792.2, 1793, 1793.5, 1793.6, 1793.7, 1793.9, 1793.11, 1793.13, 1793.15, 1793.17, 1793.19, 1793.21, 1793.23, 1793.25, 1793.27, 1793.29, 1793.31, 1793.50, 1793.52, 1793.54, 1793.56, 1793.58, 1793.60, and 1793.62 of, to add Sections 1771.5 and 1793.8 to, and to repeal Section 1788.3 of, the Health and Safety Code, relating to continuing care contracts, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Conroy	Katz	Pringle
Alby	Cortese	Knight	Rainey
Alpert	Cunneen	Knowles	Richter
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Setencich
Baldwin	Escutia	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brown, Willie	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Burton	Hoge	Napolitano	
Caldera	Isenberg	Olberg	
Campbell	Kaloogian	Poochigian	

NOES—1

Frusetta

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1107 (Campbell)—An act to amend Section 4350.6 of, to amend and repeal Section 4050.1 of, and to add Sections 4050.3 and 4050.4 to, the Business and Professions Code, relating to pharmacy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Katz	Pringle
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McDonald	Vasconcellos
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Campbell	House	Napolitano	
Conroy	Isenberg	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1108 (Goldsmith)—An act to add Section 99250.5 to the Public Utilities Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

Aguiar	Cortese	House	Olberg
Alby	Cunneen	Isenberg	Poochigian
Alpert	Davis	Kaloogian	Pringle
Baca	Ducheny	Katz	Rainey
Baldwin	Escutia	Knight	Richter
Battin	Figueroa	Knowles	Rogan
Boland	Firestone	Kuykendall	Takasugi
Bordonaro	Frusetta	Machado	Thompson
Bowen	Goldsmith	Margett	Tucker
Bowler	Granlund	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown, Valerie	Hauser	Morrissey	
Brulte	Hawkins	Morrow	
Conroy	Hoge	Napolitano	

NOES—15

Archie-Hudson	Gallegos	Martinez	Speier
Bates	Knox	McDonald	Villaraigosa
Burton	Kuehl	Setencich	Mme. Speaker
Friedman	Lee	Sher	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1108: Assembly Members Allen and Setencich, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1158 (Kuykendall)—An act to add Section 6254.15 to the Government Code, relating to public records.

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—63

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Figueroa	Knox	Rainey
Baldwin	Firestone	Kuehl	Richter
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Machado	Setencich
Bordonaro	Goldsmith	Margett	Takasugi
Bowler	Granlund	Martinez	Thompson
Brewer	Harvey	Mazzoni	Tucker
Brown, Valerie	Hauser	McDonald	Villaraigosa
Brulte	Hawkins	McPherson	Weggeland
Burton	Hoge	Miller	Woods
Caldera	House	Morrissey	Mme. Speaker
Conroy	Isenberg	Morrow	

NOES—4

Bates	Bowen	Sher	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1973 (Figueroa)—An act to add Section 1374.75 to the Health and Safety Code, and to add Section 10144.2 to the Insurance Code, relating to insurance.

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—73

Aguiar	Cortese	Katz	Pringle
Alby	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Archie-Hudson	Ducheny	Knox	Rogan
Baca	Escutia	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Napolitano	
Campbell	House	Olberg	
Conroy	Isenberg	Poochigian	

NOES—1

Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 145 (Rogan)—An act to amend Section 1370 of the Penal Code, and to amend Sections 5328.3, 5350, and 5358 of the Welfare and Institutions Code, relating to mental competence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cunneen	Katz	Pringle
Alby	Davis	Knight	Rainey
Alpert	Ducheny	Knowles	Richter
Archie-Hudson	Figueroa	Knox	Rogan
Baca	Firestone	Kuehl	Setencich
Baldwin	Friedman	Kuykendall	Sher
Battin	Frusetta	Machado	Speier
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	Mazzoni	Thompson
Bowler	Hannigan	McDonald	Tucker
Brewer	Harvey	McPherson	Villaraigosa
Brown, Valerie	Hauser	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mme. Speaker
Caldera	House	Napolitano	
Conroy	Isenberg	Olberg	
Cortese	Kaloogian	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 233 (Kuehl)—An act to amend Sections 6380 and 6385 of the Family Code, relating to the Department of Justice.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Katz	Pringle
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuehl	Setencich
Bates	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McDonald	Vasconcellos
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Campbell	House	Napolitano	
Conroy	Isenberg	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1298 (Ducheny)—An act to amend Sections 22602 and 22604 of, to add Section 22119.5 to, and to add Part 14 (commencing with Section 26000) to, to repeal Sections 22502, 22503, 22505, 22506, 22507, 22603, 22605, 22606, 22607, and 22608 of, to repeal and add Section 22146 of, the Education Code, relating to educational employees, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aguiar	Davis	Knight	Poochigian
Alby	Ducheny	Knowles	Pringle
Alpert	Escutia	Knox	Rainey
Archie-Hudson	Figueroa	Kuehl	Richter
Baca	Firestone	Kuykendall	Rogan
Baldwin	Friedman	Lee	Setencich
Bates	Frusetta	Machado	Sher
Battin	Gallegos	Margett	Speier
Boland	Goldsmith	Martinez	Sweeney
Bordonaro	Granlund	Mazzoni	Takasugi
Bowen	Hannigan	McDonald	Thompson
Bowler	Harvey	McPherson	Tucker
Brown, Valerie	Hauser	Miller	Vasconcellos
Brulte	Hawkins	Morrissey	Villaraigosa
Burton	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker
Cortese	Kaloogian	Napolitano	
Cunneen	Katz	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1465 (Morrissey)—An act to amend Section 2889.5 of the Public Utilities Code, relating to public utilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Aguiar	Cortese	Kaloogian	Poochigian
Alby	Cunneen	Katz	Pringle
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mme. Speaker
Campbell	Hoge	Napolitano	
Conroy	Isenberg	Olberg	

NOES—2

Caldera	Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 135 (Rainey)—An act to amend Sections 9250.7, 9250.14, and 22710 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Rainey moved a call of the Assembly.

Motion carried. Time, 2:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 272 (Kuykendall)—An act to amend Sections 650, 1206, 1222, and 13004.1 of, to add Article 11.5 (commencing with Section 1231) to Chapter 4 of Part 1 of Division 1 of, and to repeal Sections 1234 and 2627.7 of, the Unemployment Insurance Code, relating to employment.

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

Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Figueroa	Knox	Rogan
Bates	Firestone	Kuehl	Setencich
Battin	Friedman	Kuykendall	Sher
Boland	Frusetta	Lee	Speier
Bordonaro	Gallegos	Machado	Sweeney
Bowen	Goldsmith	Margett	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Campbell	House	Napolitano	

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 404 (Bates)—An act to amend Section 41472 of the Education Code, relating to school funding.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Alby	Cunneen	Kaloogian	Pringle
Alpert	Davis	Katz	Rainey
Archie-Hudson	Ducheny	Knight	Richter
Baca	Escutia	Knowles	Rogan
Bates	Figueroa	Knox	Setencich
Battin	Firestone	Kuehl	Sher
Boland	Friedman	Kuykendall	Speier
Bordonaro	Frusetta	Lee	Sweeney
Bowen	Gallegos	Machado	Takasugi
Bowler	Goldsmith	Margett	Thompson
Brown, Valerie	Granlund	Martinez	Tucker
Brulte	Hannigan	Mazzoni	Vasconcellos
Burton	Harvey	McPherson	Villaraigosa
Caldera	Hauser	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Conroy	House	Napolitano	Mme. Speaker
Cortese	Isenberg	Poochigian	

NOES—4

Aguiar	Hawkins	Miller	Olberg

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 404: Assembly Member McDonald, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 828 (Conroy)—An act to amend and repeal Sections 489 and 495 of, to add Section 495.7 to, and to repeal Section 495.5 of, the Public Utilities Code, relating to public utilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Aguiar	Cunneen	Kaloogian	Olberg
Alby	Davis	Katz	Poochigian
Alpert	Ducheny	Knight	Pringle
Archie-Hudson	Escutia	Knowles	Rainey
Baca	Figueroa	Knox	Richter
Baldwin	Firestone	Kuehl	Rogan
Battin	Friedman	Kuykendall	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Caldera	Hoge	Morrow	Mme. Speaker
Conroy	House	Murray, Willard	
Cortese	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1152 (Bordonaro)—An act to add Section 1373.95 to the Health and Safety Code, and to add Section 10133.55 to the Insurance Code, relating to health coverage.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Aguiar	Campbell	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Vasconcellos
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brown, Willie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mme. Speaker
Burton	Hawkins	Morrow	
Caldera	House	Napolitano	

NOES—None

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1152: Assembly Members Granlund and Harvey, from "No" to "Aye".

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent to take up Assembly Bill No. 813, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 813 (Allen)—An act to add Section 52900.1 to the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Burton	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent to take up Assembly Bill No. 624, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 624 (Allen)—An act to amend Section 626.9 of the Penal Code, relating to schools.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

Aguiar	Cunneen	Kaloogian	Poochigian
Alby	Davis	Knight	Pringle
Alpert	Ducheny	Knowles	Rainey
Archie-Hudson	Figueroa	Knox	Richter
Baca	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Lee	Setencich
Battin	Gallegos	Machado	Takasugi
Boland	Goldsmith	Margett	Thompson
Bordonaro	Granlund	McDonald	Tucker
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown, Valerie	Hauser	Morrissey	Mme. Speaker
Brulte	Hawkins	Morrow	
Conroy	Hoge	Murray, Willard	
Cortese	House	Olberg	

NOES—10

Bowen	Isenberg	Napolitano	Villaraigosa
Burton	Kuehl	Sher	
Caldera	Mazzoni	Speier	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 624: Assembly Member Sher, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1366 REMOVED FROM SPECIAL CONSENT CALENDAR AND TAKEN UP

Assembly Member Knowles was granted unanimous consent that Assembly Bill No. 1366 be removed from the Special Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1366 (Knowles)—An act to amend Section 10082 of, and to add Sections 10086.6 and 10089.5 to, the Insurance Code, relating to earthquake insurance.

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

Aguiar	Friedman	Knowles	Tucker

NOES—66

Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Frusetta	Machado	Sher
Boland	Gallegos	Martinez	Speier
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	McDonald	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Murray, Kevin	Woods
Burton	Hoge	Murray, Willard	Mme. Speaker
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	

FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 119

ASSEMBLY BILL NO. 119 (Baca)—An act to amend Section 854 of the Public Utilities Code, relating to public utilities.

Point of Order Withdrawn

Assembly Member Sher withdrew the point of order he had raised earlier this day relative to Assembly Bill No. 119.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baca moved a call of the Assembly.

Motion carried. Time, 2:30 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 2:31 p.m., by unanimous consent, the members of the Committee on Revenue and Taxation were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1577 (Bowen)—An act to add Section 16.5 to the Government Code, relating to digital signatures.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McDonald	Villaraigosa
Brown, Valerie	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mme. Speaker
Caldera	Hoge	Morrow	
Campbell	Isenberg	Murray, Kevin	
Conroy	Kaloogian	Napolitano	

NOES—1

Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 580 (Machado)—An act to add Section 149.2 to the Streets and Highways Code, relating to highways.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Machado moved a call of the Assembly.

Motion carried. Time, 2:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1689 (Weggeland)—An act to amend Sections 483.010, 483.015, and 701.040 of the Code of Civil Procedure, to amend Sections 9501, 9502, and 9504 of the Commercial Code, and to amend Section 5 of Chapter 1125 of the Statutes of 1990, relating to remedies.

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

Aguiar	Conroy	Isenberg	Poochigian
Alby	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Escutia	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Battin	Firestone	Machado	Speier
Boland	Friedman	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Takasugi
Bowen	Gallegos	McDonald	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Vasconcellos
Brown, Valerie	Harvey	Morrissey	Villaraigosa
Brulte	Hauser	Morrow	Weggeland
Burton	Hawkins	Murray, Kevin	Woods
Caldera	Hoge	Napolitano	Mme. Speaker
Campbell	House	Olberg	

NOES—1

Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 231 RETURNED TO SENATE

Without objection, Assembly Member Kuehl returned Assembly Bill No. 231 to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1028 (Martinez)—An act to add and repeal Chapter 10 (commencing with Section 1062.20) of Title 14 of Part 2 of the Code of Civil Procedure, 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—63

Aguiar	Conroy	Isenberg	Murray, Kevin
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Knight	Olberg
Archie-Hudson	Davis	Knowles	Poochigian
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Rogan
Bates	Firestone	Kuykendall	Setencich
Battin	Friedman	Lee	Sweeney
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Caldera	Hawkins	Morrissey	Mme. Speaker
Campbell	House	Morrow	

NOES—4

Bowen	Richter	Speier	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1028: Assembly Member Pringle, from "Aye" to "Not Voting".

Above bill ordered enrolled.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Tucker announced his intention to request that Senate Bill No. 398 be removed from the inactive file.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR AND RETURNED TO SENATE

The following bill was removed from the Special Consent Calendar, and without objection returned to the Senate for further action:

Assembly Bill No. 1509, on request of Assembly Member Hawkins.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

The following bills were removed from the Special Consent Calendar, and placed on the unfinished business file, pursuant to Joint Rule 22.2:

Assembly Bill No. 1501, on request of Assembly Member Bordonaro;

Assembly Bills Nos. 1252 and **1381**, on request of Assembly Member Aguiar.

CONSIDERATION OF SENATE BILL NO. 808 BY UNANIMOUS CONSENT

Assembly Member Frusetta was granted unanimous consent to take up Senate Bill No. 808, out of order.

SENATE BILL NO. 808 (Monteith)—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read third time, and presented by Assembly Member Frusetta.

Senate Bill No. 808 Passed Temporarily

By unanimous consent Senate Bill No. 808 was passed temporarily on file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 18 FROM COMMITTEE CONTINUED

By unanimous consent the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety was continued until the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments; Assembly Bills Nos. 1574 and 743; and Senate Bills Nos. 772, 1247, 1332, 980, and 935 were continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 112, on request of Assembly Member Morrissey;

Senate Bill No. 962, on request of Assembly Member Rogan.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 127 (Thompson)—An act to amend Sections 16809, 16809.3, 16809.4, 16990.9, 17603, and 17604 of the Welfare and Institutions Code, relating to local services.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1291 (Wright)—An act to amend Sections 25123.3, 25143, 25200.1, 25200.3, 25200.5, 25200.10, 25201, 25201.5, 25201.6, 25201.13, 25205.7, 25205.14, 25218.5, 25245.4, and 25246 of, to add Sections 25110.9.1, 25159.1, 25200.16, 25200.17, and 25204.7 to, and to repeal Section 25245.5 of, the Health and Safety Code, relating to hazardous waste.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~*(For the vote on the above bill, see this day's Consent Calendar roll call.)*~~

(NOTE: On September 7, 1995, the action was rescinded whereby Senate Bill No. 1291 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3634.)

SENATE CONCURRENT RESOLUTION NO. 17 (Solis)—Relative to Domestic Violence Awareness Month.

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 BILL NO. 718 (Committee on Revenue and Taxation)—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6202, 6203, 6283, 6480.1, 6830, 7094, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9272, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32176, 32251.5, 32401, 32469, 32472, 40111, 40187, 40209, 40212, 41096, 41143.4, 41169, 41172, 43520, 43523, 45651, 45865, 45868, 46501, 46551, 50139, 50151, 50156.9, 50156.12, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, to add Chapter 2.5 (commencing with Section 8691) to Part 3 of, to add a chapter heading to Part 3.5 (commencing with Section 9401) of, to add Chapter 2 (commencing with Section 9405) to Part 3.5 of, and to add Chapter 4.5 (commencing with Section 60130) to Part 31 of, Division 2 of, and to repeal Section 60025 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 722 (Committee on Revenue and Taxation)—An act to amend Section 54902 of the Government Code, and to amend Sections 64, 75.11, 155.20, 214, 214.8, 532, 744, 746, 2611.6, 5366, and 60008 of, to add Section 60636 to, to add an article heading immediately preceding Section 46601 of, to add Article 2 (commencing with Section 46611) to, Chapter 6 of Part 24 of Division 2 of, to repeal Sections 531.05, 532.3, 4843, 4844, and 4845 of, to repeal Article 3 (commencing with Section 1901) of Chapter 2 of Part 3 of Division 1 of, and to repeal and add Sections 9271, 30459.1, 32471, 40211, 41171, 43522, 45867, 50156.11, and 55332 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 866 (Craven)—An act to amend Sections 26945, 26980, 53601, 53635, and 53859.02 of, to add Sections 27000.1, 27000.3, 27000.5, 27000.6, 27000.7, 27000.8, 27000.9, 53600.3, 53600.5, 53600.6, 53601.6, 53630.1, 53631.5, 53821.5, 53841.5, and 53852.5 to, and to add Article 6 (commencing with Section 27130) to Chapter 5 of Division 2 of Title 3 of, the Government Code, relating to local government.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 660 (Committee on Housing and Land Use)—An act to amend Sections 51231, 51287, 65040, 65040.2, 65861, 66016, and 66031 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1098 (Dills)—An act to add Section 40714.5 to the Health and Safety Code, relating to air pollution.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 614 (Committee on Local Government)—An act to add Section 18342 to the Education Code, to amend Sections 23101, 53065.5, 53201, 54962, 56475, 56837, 60373, 61100, and 61621.8 of, and to repeal Section 60357 of, the Government Code, to amend Sections 13821 and 41866 of, to add Sections 1462 and 4730.10 to, and to repeal Section 4704 of, the Health and Safety Code, to amend Sections 2772 and 5780.8 of, and to repeal Division 26 (commencing with Section 35100) of, the Public Resources Code, to repeal and add Section 55310.2 of the Water Code, to amend Section 6 of Chapter 91 of the Statutes of 1927, to amend Sections 6.6 and 7.2 of Chapter 1598 of the Statutes of 1953, and to amend Sections 1, 2, 3, 7.2, 14.13, 23, and 29 of Chapter 2137 of the Statutes of 1959, relating to local agencies, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 136 (Dills)—An act to amend Sections 8880.4, 8880.63, 8880.64, and 8880.68 of, and to repeal and add Section 8880.42 of, the Government Code, relating to the state lottery, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Burton	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 210 (Solis)—An act to amend Sections 48915.5 and 56361 of the Education Code, relating to special education.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 283 (Costa)—An act to add Section 12833 to the Food and Agricultural Code, relating to economic poisons.

Bill read third time.

Motion to Amend

Assembly Member Richter moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Poochigian:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Appropriations to meet, consider, and report Senate Bills Nos. 9, 11, 28, 30, 32, 37, 84, 98, 124, 174, 182, 229, 239, 256, 290, 316, 327, 356, 366, 419, 420, 430, 449, 450, 527, 531, 543, 564, 575, 581, 617, 620, 652, 654, 657, 681, 703, 760, 765, 770, 793, 830, 835, 857, 874, 889, 893, 901, 920, 936, 937, 948, 954, 966, 974, 979, 982, 1019, 1120, 1143, 1162, 1169, 1187, 1204, 1233, 1261, and 1322 for further action.

By Assembly Member Rainey:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bill No. 388 for further action.

Resolutions read, and adopted by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown, Valerie	Harvey	Miller	Villaraigosa
Brown, Willie	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Burton	Hoge	Murray, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on September 6, 1995, at 9 a.m., and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 9, 11, 28, 30, 32, 37, 84, 98, 124, 174, 182, 229, 239, 256, 290, 316, 327, 356, 366, 419, 420, 430, 449, 450, 527, 531, 543, 564, 575, 581, 617, 620, 652, 654, 657, 681, 703, 760, 765, 770, 793, 830, 835, 857, 874, 889, 893, 901, 920, 936, 937, 948, 954, 966, 974, 979, 982, 1019, 1120, 1143, 1162, 1169, 1187, 1204, 1233, 1261, and 1322.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 644 (Johnston)—An act to amend Sections 976.6, 1612, 10206, 10206.5, 10214.5, and 10218.5 of the Unemployment Insurance Code, relating to employment training, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Rainey was granted unanimous consent that the Committee on Local Government be permitted to hold a special meeting today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 388 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1326 (Petris)—An act to add Section 2955.1 to the Civil Code, relating to secured obligations, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1176 (Mello)—An act to amend Sections 8370 and 15907 of, to amend and renumber Section 9025 of, to add Article 7 (commencing with Section 7390) to Chapter 2 of Part 2 of Division 6 of, and to add and repeal Section 9027.5 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Granlund was granted unanimous consent that the Joint Task Force on Disproportionate Share Hospitals be permitted to hold a special meeting on Thursday, September 7, 1995.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1284 (Committee on Judiciary)—An act to amend Sections 69899.5, 69911, 70046.2, 73084.2, 73084.3, 73084.4, 73084.5, 73089, 73096, 73348, 73351, 73353, 73358, 73398, 73399, 73433, 73433.1, 73433.4, 73434, 73435, 73436, 73436.1, 73436.2, 73440, 73487, 73489, 73490, 73523, 73524, 73525, 73529, 73601, 73602, 73644, 73682, 73683, 73684, 73691, 73692, 73695, 73699.1, 73705, 73710, 73713, 73714, 73736, 73822, 73823, 73954, 74001.5, 74002, 74004, 74010, 74011, 74012, 74013, 74014, 74141, 74143, 74207, 74208, 74344, 74604, 74607, 74610, 74642, 74643, 74644.1, 74644.5, 74647, 74663, 74665, 74745, 74783, 74803, 74805, 74807, 74808, 74809, 74921.7, 74921.10, 74925.2, 74954, 74954.5, 74955, 74956, 74984, 74985, 74986, and 74987 of, to add Sections 73436.05 and 74811 to, and to repeal Sections 73485, 73491, 73492, 73708, 73715, 73716.2, and 74809.5 of, the Government Code, relating to courts.

Bill read third time.

Motion to Amend

Assembly Member Morrow moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 911 (Marks)—An act to amend Sections 422.75, 422.95, 1547, and 11413 of the Penal Code, relating to hate crimes.

Bill read third time.

Motion to Amend

Assembly Member Takasugi moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 306

At 3:02 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 306 by the following vote:

AYES—51

Aguiar	Cortese	Kaloogian	Olberg
Alby	Cunneen	Katz	Poochigian
Alpert	Davis	Knight	Pringle
Baca	Ducheny	Knowles	Rainey
Baldwin	Firestone	Kuykendall	Richter
Battin	Frusetta	Machado	Rogan
Boland	Goldsmith	Margett	Setencich
Bordonaro	Granlund	McPherson	Takasugi
Bowen	Harvey	Miller	Thompson
Bowler	Hauser	Morrissey	Weggeland
Brewer	Hawkins	Morrow	Woods
Brulte	Hoge	Murray, Kevin	Mme. Speaker
Conroy	House	Murray, Willard	

NOES—17

Archie-Hudson	Campbell	Mazzoni	Tucker
Bates	Friedman	McDonald	Villaraigosa
Brown, Valerie	Kuehl	Napolitano	
Burton	Lee	Sher	
Caldera	Martinez	Speier	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1541

At 3:02 p.m., on motion of Assembly Member Lee, 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. 1541 by the following vote:

AYES—44

Alpert	Ducheny	Kuehl	Napolitano
Archie-Hudson	Escutia	Kuykendall	Poochigian
Baca	Figueroa	Lee	Rainey
Bates	Gallegos	Machado	Rogan
Bowler	Goldsmith	Martinez	Setencich
Brown, Valerie	Granlund	Mazzoni	Sher
Burton	Hannigan	McDonald	Takasugi
Campbell	Hauser	McPherson	Tucker
Cortese	Hoge	Morrissey	Vasconcellos
Cunneen	Isenberg	Murray, Kevin	Villaraigosa
Davis	Knox	Murray, Willard	Mme. Speaker

NOES—24

Aguiar	Bowen	Katz	Olberg
Alby	Brulte	Knight	Pringle
Baldwin	Caldera	Knowles	Speier
Battin	Conroy	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Kaloogian	Morrow	Woods

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 709

At 3:03 p.m., on motion of Assembly Member Vasconcellos, 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. 709 by the following vote:

AYES—44

Alpert	Cunneen	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Takasugi
Brown, Willie	Frusetta	Mazzoni	Tucker
Burton	Gallegos	McDonald	Vasconcellos
Caldera	Hannigan	McPherson	Villaraigosa
Campbell	Hauser	Murray, Kevin	Weggeland
Cortese	Isenberg	Murray, Willard	Mme. Speaker

NOES—33

Aguiar	Conroy	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Goldsmith	Kuykendall	Richter
Battin	Granlund	Margett	Rogan
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 135

At 3:03 p.m., on motion of Assembly Member Rainey, 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. 135 by the following vote:

AYES—51

Alpert	Cortese	House	Morrow
Archie-Hudson	Cunneen	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Baldwin	Ducheny	Knox	Napolitano
Bates	Figueroa	Kuehl	Rainey
Battin	Firestone	Kuykendall	Richter
Boland	Friedman	Lee	Rogan
Bowen	Frusetta	Machado	Sher
Bowler	Gallegos	Margett	Sweeney
Brown, Valerie	Hannigan	Martinez	Takasugi
Brown, Willie	Harvey	Mazzoni	Tucker
Burton	Hauser	McDonald	Villaraigosa
Campbell	Hawkins	McPherson	

NOES—15

Alby	Granlund	Miller	Pringle
Bordonaro	Hoge	Morrissey	Speier
Caldera	Knight	Olberg	Thompson
Goldsmith	Knowles	Poochigian	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 119

At 3:04 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 119 by the following vote:

AYES—50

Alby	Cunneen	Knowles	Pringle
Archie-Hudson	Ducheny	Kuykendall	Rainey
Baca	Firestone	Margett	Richter
Baldwin	Frusetta	McDonald	Rogan
Battin	Gallegos	McPherson	Setencich
Boland	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowler	Harvey	Morrow	Villaraigosa
Brewer	Hawkins	Murray, Kevin	Weggeland
Brown, Willie	Hoge	Murray, Willard	Woods
Brulte	House	Napolitano	Mme. Speaker
Conroy	Kaloogian	Olberg	
Cortese	Knight	Poochigian	

NOES—16

Bates	Escutia	Knox	Mazzoni
Bowen	Hannigan	Kuehl	Sher
Burton	Isenberg	Lee	Speier
Campbell	Katz	Martinez	Sweeney

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 119: Assembly Member Lee, from "Aye" to "No"; Assembly Member Vasconcellos, from "Aye" to "Not Voting".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 580

At 3:05 p.m., on motion of Assembly Member Machado, 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 Knowles moved to continue the call of the Assembly.

Motion carried. Time, 3:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

COMMITTEE MEETING ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that the Committee on Local Government would met today, upon adjournment of Floor session, in the Tom Banes Rules Committee Room; and that the Committee on Natural Resources would meet in Room 444.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 580

At 3:06 p.m., on motion of Assembly Member Knowles, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 580 by the following vote:

AYES—39

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Campbell	Isenberg	Murray, Willard	

NOES—32

Alby	Conroy	Knowles	Pringle
Baldwin	Cunneen	Kuykendall	Rainey
Battin	Firestone	Margett	Richter
Boland	Harvey	Miller	Rogan
Bordonaro	Hawkins	Morrissey	Takasugi
Bowler	Hoge	Morrow	Thompson
Brewer	Kaloogian	Olberg	Weggeland
Brulte	Knight	Poochigian	Woods

Motion to Reconsider Assembly Bill No. 580 on Next Legislative Day

Assembly Member Machado moved to reconsider on the next legislative day the vote whereby concurrence in Senate Amendments to Assembly Bill No. 580 was this day refused.

Assembly Bill No. 580 ordered to the unfinished business file.

REQUEST FOR UNANIMOUS CONSENT

Majority Speaker pro Tempore Setencich was granted unanimous consent that all measures reported from committees today, and on September 6, 7, and 8, be taken up without reference to file for purpose of second reading and adoption of any committee amendments and that the measures be ordered returned to the second reading file for the next legislative day, or re-referred to committees.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1437, Concurrence: Alby, Boland, Bowler, Valerie Brown, Ducheny, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Knox, Lee, Machado, Margett, Martinez, McDonald, Morrow, Olberg, Poochigian, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1558, Concurrence: Alby, Boland, Bowler, Valerie Brown, Burton, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Knox, Kuehl, Lee, Machado, Margett, Martinez, McDonald, Morrow, Olberg, Poochigian, Takasugi, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1655, Concurrence: Alby, Boland, Bowler, Valerie Brown, Friedman, Gallegos, Granlund, Harvey, Hauser, Hoge, Isenberg, Knox, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, McDonald, Morrow, Olberg, Poochigian, Takasugi, Tucker, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 81 and Urgency: Bowler, Valerie Brown, Friedman, Gallegos, Granlund, Hoge, Isenberg, Machado, Martinez, McDonald, Morrow, Poochigian, Tucker, and Villaraigosa—Aye.

Assembly Bill No. 1743, Concurrence: Bowler, Valerie Brown, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Machado, Martinez, Mazzoni, McDonald, Morrow, Poochigian, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1932, Concurrence: Valerie Brown, Brulte, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Martinez, McDonald, Morrow, Poochigian, Takasugi, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Concurrent Resolution No. 13, Concurrence: Valerie Brown, Cunneen, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Machado, Martinez, McDonald, Morrow, Poochigian, Sweeney, Takasugi, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Joint Resolution No. 14, Concurrence: Valerie Brown, Cunneen, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Martinez, McDonald, Morrow, Poochigian, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 234, Concurrence: Aguiar, Valerie Brown, Burton, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Kuehl, Martinez, McDonald, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1667, Concurrence: Aguiar, Burton, Cortese, Friedman, Gallegos, Granlund, Hauser, Hoge, Isenberg, Knox, Kuehl, Martinez, Morrow, Poochigian, Tucker, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 1124, Concurrence: Aguiar, Archie-Hudson, Boland, Cortese, Friedman, Gallegos, Granlund, Hauser, Hoge, Katz, Knox, Lee, Machado, Martinez, McDonald, Morrow, Kevin Murray, and Poochigian—Aye.

Assembly Bill No. 168, Concurrence: Aguiar, Archie-Hudson, Gallegos, Granlund, Hauser, Hoge, Knox, Martinez, McDonald, McPherson, Morrow, and Poochigian—Aye.

Assembly Bill No. 914, Concurrence: Valerie Brown, Cortese, Gallegos, Goldsmith, Granlund, Hauser, Hoge, Knox, Martinez, Morrow, Poochigian, Tucker, and Villaraigosa—Aye.

Assembly Bill No. 1035, Concurrence: Archie-Hudson, Cortese, Cunneen, Davis, Escutia, Gallegos, Granlund, Hauser, Hoge, Machado, McDonald, Morrow, Napolitano, Olberg, Poochigian, and Tucker—Aye; Ducheny and Martinez—No.

Assembly Bill No. 1408, Concurrence: Cortese, Friedman, Gallegos, Hauser, Katz, Kuykendall, Martinez, and Tucker—Aye; Goldsmith, Hawkins, Hoge, and Morrow—No.

Assembly Bill No. 1732, Concurrence: Escutia, Gallegos, Goldsmith, Granlund, Hoge, Knox, Martinez, Mazzoni, McDonald, Morrow, Speier, Sweeney, and Tucker—Aye; Kuehl and Villaraigosa—No.

Assembly Bill No. 717, Concurrence: Archie-Hudson, Battin, Bowen, Gallegos, Goldsmith, Hawkins, Katz, Kuehl, Margett, McDonald, Olberg, Poochigian, and Tucker—Aye; Alby and Hoge—No.

Assembly Bill No. 1060, Concurrence: Bowen, Ducheny, Gallegos, Goldsmith, Hoge, Katz, Knox, Machado, Martinez, Morrow, and Tucker—Aye; Burton, Kuehl, Lee, Sher, and Speier—No.

Assembly Bill No. 307, Concurrence: Bowen, Cortese, Frusetta, Hoge, Isenberg, Katz, Kuykendall, Martinez, and Speier—Aye.

Assembly Bill No. 488, Urgency and Concurrence: Bowen, Cortese, Friedman, Hoge, Isenberg, Katz, Kuykendall, Martinez, and Speier—Aye.

Assembly Bill No. 586, Concurrence: Cortese, Friedman, Isenberg, Martinez, McDonald, and Speier—Aye.

Assembly Bill No. 827, Concurrence: Aguiar, Cortese, Friedman, and Margett—Aye.

Assembly Bill No. 1107, Concurrence: Aguiar, Cortese, and Friedman—Aye.

Assembly Bill No. 1108, Concurrence: Aguiar, Cortese, Katz, and Machado—Aye; Archie-Hudson, Friedman, Knox, Lee, McDonald, and Speier—No.

Assembly Bill No. 1158, Concurrence: Cortese, Katz, Knox, and Machado—Aye; Bowen, Sher, and Speier—No.

Assembly Bill No. 1973, Concurrence: Boland, Valerie Brown, and Cortese—Aye.

Assembly Bill No. 145, Concurrence: Valerie Brown, Cortese, Knox, and Speier—Aye.

Assembly Bill No. 233, Concurrence: Cortese, Goldsmith, Granlund, Olberg, and Speier—Aye.

Assembly Bill No. 1298, Concurrence: Cortese, Friedman, Rogan, Sher, Speier, and Takasugi—Aye.

Assembly Bill No. 1465, Concurrence: Cortese, Friedman, Kuykendall, and Lee—Aye; Speier—No.

Assembly Bill No. 272, Concurrence: Bowen, Cortese, Cunneen, Friedman, Goldsmith, Katz, Knox, McPherson, and Speier—Aye.

Assembly Bill No. 404, Concurrence: Battin, Cortese, Friedman, Goldsmith, Morrow, Rogan, and Speier—Aye; Aguiar and Olberg—No.

Assembly Bill No. 828, Concurrence: Cortese, Friedman, Goldsmith, Granlund, Napolitano, and Sher—Aye.

Assembly Bill No. 1152, Concurrence: Cortese and Olberg—Aye.

Assembly Bill No. 813, Concurrence: Bordonaro, Cortese, Hawkins, Kuehl, and Speier—Aye.

Assembly Bill No. 624, Concurrence: Cunneen—Aye; Bowen, Burton, Kuehl, and Speier—No.

Assembly Bill No. 1366, Concurrence: Cortese, Ducheny, Hawkins, and Rogan—No.

Assembly Bill No. 1577, Concurrence: Ducheny, Friedman, Kevin Murray, Rogan, and Speier—Aye.

Assembly Bill No. 1689, Concurrence: Ducheny, Friedman, Morrow, Kevin Murray, Poochigian, and Rogan—Aye.

Assembly Bill No. 1028, Concurrence: Goldsmith, Granlund, Hawkins, McPherson, Morrow, Kevin Murray, and Rogan—Aye; Speier—No.

Assembly Bill No. 306, Concurrence: Cortese—Aye; McDonald, Speier, and Villaraigosa—No.

Assembly Bill No. 1541, Concurrence: Villaraigosa—Aye.

Assembly Bill No. 709, Concurrence: Aguiar—No.

Assembly Bill No. 135, Concurrence: Harvey, Knox, Napolitano, and Rogan—Aye.

Assembly Bill No. 119, Concurrence: McDonald, Napolitano, and Villaraigosa—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:09 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 46—Alpert. Relative to the Women's and Children's World Peace Rose Garden Memorial.

ASSEMBLY JOINT RESOLUTION NO. 45—Morrissey. Relative to Jimmy Tran.

House Resolution No. 27

By Assembly Members Isenberg, Caldera, Campbell, Escutia, Machado, McDonald, Kevin Murray, Sher, Sweeney, and Thompson.

Relative to Rules of the Assembly.

Resolved by the Assembly of the State of California, That the following Rule be adopted:

State Budget

17. The Speaker, the Committee on Rules, and a leader selected by each of the two party caucuses shall jointly adopt a plan to encourage early discussions on the state budget in the Committee on Budget. Those early discussions shall include interim hearings during the fall when the administration is formulating the budget for the ensuing fiscal year.

The Committee on Budget shall set spending goals for each subcommittee prior to subcommittee hearings.

The committee on conference of the Budget Bill shall not be appointed until the Assembly has debated and passed a proposed Budget Bill.

Between the date upon which a committee on conference of the Budget Bill is appointed and the date the Assembly adopts the report of the conference committee, the Speaker, the leaders selected by the two party caucuses, and the chairperson on the conference

committee from the Assembly shall provide weekly briefings to the Members on the progress of the conference committee deliberations, for which purpose the Assembly shall resolve itself into a Committee of the Whole.

A bill to implement the Budget Bill or otherwise related to the budget shall not be considered or acted upon on the floor of the Assembly until 48 hours after the bill has been in print and 24 hours after analyses of the bill prepared by the Legislative Analyst and the Assembly Floor Analysis Unit have been placed upon the desks of the Members.

The Members appointed to a committee on conference of the Budget Bill shall not vote in favor of the report of the committee unless the budget proposed by the report balances expenditures with anticipated revenues, provides for a reserve of not less than 3 percent of the total of all expenditures for which appropriations are made in the Budget Bill for the fiscal year, and is based upon no internal or external borrowing by the state other than borrowing that the Budget Bill or another statute would require to be repaid during that fiscal year.

AUTHOR'S AMENDMENTS
Committee on Appropriations

September 5, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1178

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 1178—An act to amend Sections 14518.5, 14537, 14538, 14539, 14549, 14549.6, 14550, 14560, 14571.8, 14572, 14573, 14573.5, 14575, 14580, 14581, and 14585 of, to add Sections 14514, 14515.5, 14518.4, 14536.1, and 14580.5 to, and to repeal Section 14581.5 of the Public Resources Code, relating to beverage containers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

September 5, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 581
Senate Bill No. 835

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 581—An act to amend Section 2150 of, and to add Sections 2168 and 14311 to, the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 835—An act to amend Sections 14016.5, 14301, 14304, and 14408 of, and to add Section 14464 to, the Welfare and Institutions Code, relating to Medi-Cal.

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 Rules

September 5, 1995

Mme. Speaker: The Chair of your Committee on Rules reports:

Senate Concurrent Resolution No. 1

With author's amendments with the recommendation: Amend, and re-refer to the committee.

AGUIAR, Alternate Chair

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the adoption of the Joint Rules of the Senate and Assembly for the 1995–96 Regular Session.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 5, 1995

Mme. Speaker: Your Committee on Rules reports:

House Resolution No. 23

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

Committee on Revenue and Taxation

Date of Hearing: September 5, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 3

With the recommendation: That the Senate amendments be concurred in.

McDONALD, Chairwoman

Above bill ordered to unfinished business.

Committee on Local Government

Date of Hearing: September 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 388

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: August 31, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 163
Senate Bill No. 678
Senate Bill No. 712

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: September 5, 1995

Mme. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 544

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MILLER, Acting Chair

Above bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day, the following bills were taken up, without reference to file, for purpose of second reading and adoption of committee amendments and the bills ordered returned to the second reading file for Wednesday, September 6, 1995:

SENATE BILL NO. 163—An act to add and repeal Chapter 1.5 (commencing with Section 43025) of Part 5 of Division 26 of, and to repeal and add Section 43021 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. 678—An act to add and repeal Chapter 2.2 (commencing with Section 350) of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities, 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. 712—An act to amend Sections 19011, 23036, and 23051.5 of, to add Section 21015 to, and to repeal Section 18634 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. 544—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Joint Legislative Audit Committee on Monday, September 5, 1995 at 9 a.m.

MESSAGES FROM THE SENATE

Senate Chamber, September 9, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Calderon and Lewis as a Committee on Conference concerning:

Assembly Bill No. 13.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 5, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Johnston, Kopp and Russell as a Committee on Conference concerning:

Assembly Bill No. 791.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning

Assembly Bill No. 1366: Knowles, Aguiar, and McDonald;

Assembly Bill No. 13: Aguiar, Knowles, and McDonald.

INTRODUCTION OF GUESTS

Assembly Member Speier, of the 19th Assembly District, introduced the following seniors from San Bruno representing "NARFE": Loretta Groulx, Frank Stewart, Lucille Carson, Josefina Smith, Isabelle Preece, Betty Shattace, Lorraine E. Madrich, Juanita S. Eshiesta, Emilu E. Drayton, Rose Deferville, Emily Amaral, Dora Bergman, Mel Cottonaro, Henrietta Cottonaro, Eleanor Mason, Floyd E. Mason, Frances W. Cullen, Robert E. Cullen, Joseph Smith, Margaret Ukich, Emma Manning, Lillian Rufsvold, Bob Miller, Naomi E. Aro, Mary Palmares, Patricia J. Carlson, Carmen Mifsird, Dorothy Carmuhail, Eleanor Ormanski, Dorothy Rusch, Eiko Misuhara, Elaine Louie, Richard Loomis, Mike Pringle, Marie Cappa, and Sarah Berard.

ADJOURNMENT

At 3:10 p.m., the Assembly adjourned until 10:30 a.m., Wednesday, September 6, 1995, out of respect to the memory of Eloise Farr, on motion of Majority Speaker pro Tempore Setencich; out of respect to the memory of The Very Reverend Dr. Leonidas Contos, on motion of Assembly Member Speier; out of respect to the memory of Elmer Miles, on motion of Assembly Member Battin; out of respect to the memory of Elena Baran Baskin, on motion of Assembly Member McPherson; out of respect to the memory of Guy Harrison, on motion of Assembly Member Speier; and in honor of the birth of Keaton Michael Burris Romberger, on motion of Assembly Member Rogan.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 5, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

81
163
210
283
544
581
644
678
712
835
911
1176
1178
1284
1326

Senate Concurrent Resolution

1

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, September 6, 1995

ONE HUNDRED THIRTY-SEVENTH SESSION DAY

TWO HUNDRED SEVENTY-SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, September 6, 1995

The Assembly met at 10:45 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Isenberg moved a quorum call of the Assembly.

Motion carried. Time, 10:46 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, You have gladdened our hearts in the things You have created for us. We have been made secure through the work of Your hands. Let the light of Your countenance shine upon us, heavenly Father, for You have sustained our hope beyond measure.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Brulte then led the Assembly in the pledge of allegiance to the Flag.

QUORUM PRESENT

At 11:26 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

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 Hannigan, seconded by Assembly Member Kuykendall.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 5, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 301	Assembly Bill No. 1237
Assembly Bill No. 313	Assembly Bill No. 1245
Assembly Bill No. 316	Assembly Bill No. 1303
Assembly Bill No. 503	Assembly Bill No. 1441
Assembly Bill No. 514	Assembly Bill No. 1504
Assembly Bill No. 674	Assembly Bill No. 1528
Assembly Bill No. 778	Assembly Bill No. 1569
Assembly Bill No. 852	Assembly Bill No. 1578
Assembly Bill No. 973	Assembly Bill No. 1965
Assembly Bill No. 1027	

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 5, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 782

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

MESSAGES FROM THE GOVERNOR

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 105

Governor's Office, Sacramento
September 2, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 105 without my signature.

This bill would require the Departments of Education and Health Services to jointly develop and make available information regarding chronic fatigue syndrome. This information would describe how an individual diagnosed with this syndrome could qualify and receive special education services as well as services available under Section 504 of the Rehabilitation Act of 1973.

This bill is unnecessary. School districts already have the ability to provide services for students afflicted with this syndrome. Further, the Department of Education could develop information for parents and teachers regarding chronic fatigue syndrome if it determines that this is a priority.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 5th day of September 1995, at 4:35 p.m., of Assembly Bill No. 105, 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 of the Assembly

Veto Message—Assembly Bill No. 1912

Governor's Office, Sacramento
September 2, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1912 without my signature.

This bill would establish, until December 31, 1997, a technical advisory committee to make recommendations on using data collected by the Cancer Registry to publish an annual report providing risk adjusted five-year survival rates for breast and prostate cancer based on the patient's source of health care coverage.

Establishing a new statutory advisory committee is unnecessary and contrary to efforts to streamline government. Moreover, the information that would be produced by this bill would create a misleading and unreliable reference guide for consumers choosing a plan. Long term outcome statistics are important in evaluating the merit of a specific treatment or a plan's quality of care. A five-year survival statistic bears little relationship to the care a plan is providing. Finally, the care provided by the plan may have no meaningful correlation to survival rates.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 5th day of September 1995, at 4:35 p.m., of Assembly Bill No. 1912, 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 of the Assembly

MESSAGES FROM THE SENATE

September 5, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 619 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

September 6, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1291 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, September 5, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Marks, Polanco and Kopp as a Committee on Conference concerning:

Assembly Bill No. 256.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 5, 1995

Mme. 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. 58
Senate Bill No. 1232.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 5, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 26
Senate Bill No. 40
Senate Bill No. 60
Senate Bill No. 106
Senate Bill No. 113
Senate Bill No. 132
Senate Bill No. 149
Senate Bill No. 169
Senate Bill No. 205
Senate Bill No. 215
Senate Bill No. 273
Senate Bill No. 291
Senate Bill No. 295
Senate Bill No. 296
Senate Bill No. 306
Senate Bill No. 379
Senate Bill No. 426
Senate Bill No. 429
Senate Bill No. 446
Senate Bill No. 455
Senate Bill No. 456
Senate Bill No. 487
Senate Bill No. 539
Senate Bill No. 561
Senate Bill No. 602
Senate Bill No. 621
Senate Bill No. 645
Senate Bill No. 647
Senate Bill No. 662
Senate Bill No. 730
Senate Bill No. 814
Senate Bill No. 817
Senate Bill No. 872
Senate Bill No. 888
Senate Bill No. 912
Senate Bill No. 924
Senate Bill No. 944
Senate Bill No. 991
Senate Bill No. 1043
Senate Bill No. 1048
Senate Bill No. 1051

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 5, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1053
Senate Bill No. 1059
Senate Bill No. 1091
Senate Bill No. 1105
Senate Bill No. 1110
Senate Bill No. 1153
Senate Bill No. 1158

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Horace Franklin Crandell, President of the Fair Oaks Chamber of Commerce.

Assembly Member Cortese was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gladys I. Buckley, of San Jose.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 163, 678, and **712,** ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kaloogian was granted unanimous consent that when the Assembly adjourns on this day it do so in honor and celebration of the birth of Eric Harry Flanagan, born on September 5, 1995 to his sister and brother-in-law Sandra Lynn and Edward Flanagan, of Birmingham, Michigan.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Kuehl announced her intention to request that Senate Bill No. 1230 be removed from the inactive file.

REQUEST TO CONSIDER SENATE BILL NO. 808 BY UNANIMOUS CONSENT

Assembly Member Frusetta requested unanimous consent to take up Senate Bill No. 808, out of order, for purpose of consideration at this time.

Assembly Member Hannigan withheld unanimous consent.

Point of Order

Assembly Member Katz arose to the following point of order:

That Senate bills on the third reading file that do not have Assembly Floor authors designated should be passed on file rather than passed and retained.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken; and further, that measures passed on file twice will be placed upon the inactive file pursuant to Assembly Rule 78.

UNANIMOUS CONSENT WITHHELD

Assembly Member Katz announced that he would withhold unanimous consent on any requests to take up Senate bills out of order for purpose of amendment.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 1359 (Committee on Rules)—An act to amend Sections 8501, 8521.5, 8543, 8544.5, 9141, and 66621 of the Government Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Hannigan arose to the following point of order:

That the amendments offered by Assembly Member Isenberg to Senate Bill No. 1359 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Isenberg to Senate Bill No. 1359 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Isenberg moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Isenberg to Senate Bill No. 1359 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—11

Bowen	Isenberg	Mazzoni	Napolitano
Caldera	Katz	Murray, Kevin	Sher
Hauser	Kuehl	Murray, Willard	

NOES—51

Aguiar	Cunneen	Kaloogian	Poochigian
Alby	Ducheny	Knight	Pringle
Baca	Escutia	Knowles	Rainey
Baldwin	Firestone	Knox	Richter
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Lee	Setencich
Bordonaro	Goldsmith	Margett	Speier
Bowler	Granlund	Martinez	Takasugi
Brewer	Hannigan	McPherson	Thompson
Brulte	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Woods
Cannella	Hoge	Morrow	Mme. Speaker
Conroy	House	Olberg	

Bill presented by Assembly Member Hannigan.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aguiar	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cunneen	Knowles	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Bates	Escutia	Kuykendall	Richter
Battin	Figueroa	Lee	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowen	Gallegos	Martinez	Speier
Bowler	Goldsmith	Mazzoni	Sweeney
Brewer	Granlund	McDonald	Takasugi
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	House	Morrow	Woods
Caldera	Isenberg	Murray, Kevin	Mme. Speaker
Campbell	Kaloogian	Murray, Willard	

NOES—3

Alby	Hoge	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cunneen	Knowles	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Bates	Escutia	Kuykendall	Richter
Battin	Figueroa	Lee	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowen	Gallegos	Martinez	Speier
Bowler	Goldsmith	Mazzoni	Sweeney
Brewer	Granlund	McDonald	Takasugi
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	House	Morrow	Woods
Caldera	Isenberg	Murray, Kevin	Mme. Speaker
Campbell	Kaloogian	Murray, Willard	

NOES—3

Alby	Hoge	Thompson

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1062, 1030, 892, 661, and **727**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 735 (Marks)—An act to add Section 12606.2 to the Business and Professions Code, relating to packaging.

Bill read third time, and presented by Assembly Member Burton.

Bill passed by the following vote:

AYES—72

Aguiar	Campbell	House	Morrow
Alby	Cannella	Isenberg	Murray, Kevin
Alpert	Conroy	Kaloogian	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Richter
Bates	Ducheny	Knox	Rogan
Battin	Escutia	Kuehl	Setencich
Boland	Figueroa	Kuykendall	Sher
Bordonaro	Firestone	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Bowler	Frusetta	Margett	Takasugi
Brewer	Gallegos	Martinez	Thompson
Brown, Valerie	Goldsmith	Mazzoni	Tucker
Brulte	Hannigan	McDonald	Villaraigosa
Burton	Harvey	McPherson	Weggeland
Bustamante	Hauser	Miller	Woods
Caldera	Hawkins	Morrissey	Mme. Speaker

NOES—2

Granlund	Hoge

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1102 (Dills)—An act to amend Sections 73391.5, 73393, 73399.3, and 74641 of, to add Sections 74640.1, 74640.2, 74641.2, and 74641.3 to, and to repeal and add Section 74640 of, the Government Code, relating to courts.

Bill read third time.

Motion to Amend

Assembly Member Harvey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1356 (Leslie)—An act to amend Sections 21151 and 68085 of, and to add Section 77302 to, the Government Code, relating to courts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 123 (Thompson)—An act to amend Section 3050 of, to add Sections 715, 9025.1, 12012, and 12013 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish and wildlife, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Hauser.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 267—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 808 (Monteith)—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read third time, and presented by Assembly Member Frusetta.

CAUCUS ANNOUNCEMENTS

At 11:57 a.m., Assembly Member Bustamante was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:59 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:46 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: September 6, 1995

Mme. Speaker: The Committee on Conference has met concerning:

Assembly Bill No. 791, as amended in Senate July 12, 1995 and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

NEWTON R. RUSSELL	RICHARD K. RAINEY
PATRICK JOHNSTON	FRED AGUIAR
QUENTIN L. KOPP	SAL CANNELLA
Senate Committee on Conference	Assembly Committee on Conference

Above bill ordered reprinted, as proposed by the Conference Committee.

FURTHER CONSIDERATION OF SENATE BILL NO. 808

SENATE BILL NO. 808 (Monteith)—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read third time.

Motion to Amend by Assembly Member Alpert

Assembly Member Alpert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 808, As Amended, by Unanimous Consent

Assembly Member Frusetta was granted unanimous consent to take up Senate Bill No. 808, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 808 (Monteith)—An act to amend Sections 13127.31 and 13127.32 of the Food and Agricultural Code, relating to economic poisons.

Bill read third time, and presented by Assembly Member Frusetta.

Demand for Previous Question

Assembly Members Burton, Escutia, Willie Brown, Katz, and Conroy demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—48

Aguiar	Conroy	House	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Davis	Knight	Pringle
Baldwin	Firestone	Knowles	Rainey
Battin	Frusetta	Kuykendall	Richter
Boland	Goldsmith	Machado	Rogan
Bordonaro	Granlund	Margett	Setencich
Bowler	Hannigan	McPherson	Takasugi
Brewer	Harvey	Miller	Thompson
Brulte	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Cannella	Hoge	Murray, Willard	Mme. Speaker

NOES—27

Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Bates	Figueroa	Lee	Speier
Bowen	Friedman	Martinez	Sweeney
Brown, Willie	Gallegos	Mazzoni	Tucker
Burton	Isenberg	McDonald	Villaraigosa
Campbell	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 203 BY UNANIMOUS CONSENT

Assembly Member Knowles was granted unanimous consent to take up Senate Bill No. 203, out of order.

SENATE BILL NO. 203 (Leslie)—An act to amend Sections 97.2, 97.3, and 97.38 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Amendments Withdrawn

Without objection, Assembly Member Burton withdrew his amendments to Senate Bill No. 203.

Bill read third time, and presented by Assembly Member Knowles.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Aguiar	Cannella	Hawkins	Napolitano
Alby	Conroy	House	Olberg
Alpert	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Speier
Bowen	Friedman	Machado	Takasugi
Bowler	Frusetta	Margett	Tucker
Brewer	Gallegos	Mazzoni	Villaraigosa
Brulte	Goldsmith	McPherson	Weggeland
Burton	Granlund	Miller	Woods
Bustamante	Hannigan	Morrissey	Mme. Speaker
Caldera	Harvey	Murray, Kevin	
Campbell	Hauser	Murray, Willard	

NOES—5

Hoge	Kaloogian	Thompson
Isenberg	Morrow	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Aguiar	Cannella	Hawkins	Napolitano
Alby	Conroy	House	Olberg
Alpert	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Speier
Bowen	Friedman	Machado	Takasugi
Bowler	Frusetta	Margett	Tucker
Brewer	Gallegos	Mazzoni	Villaraigosa
Brulte	Goldsmith	McPherson	Weggeland
Burton	Granlund	Miller	Woods
Bustamante	Hannigan	Morrissey	Mme. Speaker
Caldera	Harvey	Murray, Kevin	
Campbell	Hauser	Murray, Willard	

NOES—5

Hoge	Kaloogian	Thompson
Isenberg	Morrow	

Bill ordered transmitted to the Senate immediately.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 121 (Thompson)—An act to amend Section 22 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Rogan.

Bill passed by the following vote:

AYES—66

Aguiar	Conroy	Hoge	Olberg
Alby	Cortese	House	Poochigian
Alpert	Cunneen	Kaloogian	Pringle
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Escutia	Knox	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Margett	Sweeney
Bowler	Frusetta	Martinez	Takasugi
Brewer	Gallegos	Mazzoni	Thompson
Brown, Willie	Goldsmith	McPherson	Vasconcellos
Brulte	Granlund	Miller	Weggeland
Burton	Hannigan	Morrissey	Woods
Bustamante	Harvey	Morrow	Mme. Speaker
Caldera	Hauser	Murray, Willard	
Cannella	Hawkins	Napolitano	

NOES—3

Isenberg	Kuehl	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 121: Assembly Member Baca, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 142 (Boatwright)—An act to add Article 2.8 (commencing with Section 17552) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

Bill read third time, and presented by Assembly Member Alpert.

Bill passed by the following vote:

AYES—67

Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Rogan
Baldwin	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Escutia	Lee	Speier
Boland	Figueroa	Machado	Sweeney
Bordonaro	Firestone	Martinez	Takasugi
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brown, Valerie	Granlund	McPherson	Villaraigosa
Brown, Willie	Hannigan	Miller	Weggeland
Burton	Harvey	Morrissey	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker
Caldera	Hawkins	Murray, Willard	

NOES—2

Hoge	Morrow

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 190 and **217**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 357 (Polanco)—An act to amend Sections 12071, 12072, and 12080 of, and to add Section 12004 to, the Penal Code, and to amend Section 8101 of the Welfare and Institutions Code, relating to firearms.

Bill read third time, and presented by Assembly Member Hauser.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hauser moved a call of the Assembly.

Motion carried. Time, 2:21 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 503 (Petris)—An act to amend Sections 1204.3, 1212, 1268, and 1596.95 of the Health and Safety Code, and to amend Sections 27360, 27362, 27363.5, and 27364 of, and to add Section 27366 to, the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member McPherson.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member McPherson moved a call of the Assembly.

Motion carried. Time, 2:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 633 (Kopp)—An act to add Sections 18626, 19720, and 19721 to the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Burton.

Bill passed by the following vote:

AYES—65

Aguiar	Cannella	Katz	Poochigian
Alpert	Conroy	Knox	Pringle
Archie-Hudson	Cortese	Kuehl	Rainey
Baca	Cunneen	Kuykendall	Rogan
Baldwin	Davis	Lee	Setencich
Bates	Ducheny	Machado	Sher
Battin	Figueroa	Margett	Speier
Boland	Friedman	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Takasugi
Bowen	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Morrissey	Villaraigosa
Brown, Willie	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Mme. Speaker
Bustamante	Hawkins	Murray, Willard	
Caldera	Isenberg	Napolitano	
Campbell	Kaloogian	Olberg	

NOES—8

Alby	Granlund	House	Miller
Bowler	Hoge	Knowles	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 761 (Greene)—An act to amend Sections 1367.621 and 1399.63 of the Health and Safety Code, to amend Sections 10116.5, 10128.3, and 11512.03 of the Insurance Code, and to amend Section 2800.2 of, and to repeal Section 2807.5 of, the Labor Code, relating to health insurance.

Bill read third time.

Motion to Amend

Assembly Member Friedman 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. 778—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 815 (Peace)—An act to amend Sections 1524.5, 1550, 1551, and 1562.3 of, and to add Section 1562.4 to, the Health and Safety Code, relating to care facilities.

Bill read third time, and presented by Assembly Member Alpert.

Bill passed by the following vote:

AYES—62

Aguiar	Conroy	Katz	Olberg
Alpert	Cortese	Knox	Poochigian
Archie-Hudson	Cunneen	Kuehl	Rainey
Baca	Davis	Kuykendall	Richter
Bates	Ducheny	Lee	Rogan
Battin	Escutia	Machado	Setencich
Bowen	Figueroa	Margett	Sher
Brewer	Friedman	Martinez	Speier
Brown, Valerie	Frusetta	Mazzoni	Sweeney
Brown, Willie	Gallegos	McDonald	Takasugi
Brulte	Granlund	McPherson	Tucker
Burton	Hannigan	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Caldera	Hawkins	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—13

Alby	Bowler	Kaloogian	Weggeland
Baldwin	Goldsmith	Knight	
Boland	Harvey	Morrow	
Bordonaro	Hoge	Thompson	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 815: Assembly Member Bowler, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 860 (Alquist)—An act to amend Section 47610 of, and to add Section 47611.5 to, the Education Code, to amend Sections 20038.5, 20950.1, 21101, 21251.13, 21251.147, 21296, 21364, 21373, 21382.5, 21404, and 21411 of, to add Section 20038.4 to, and to repeal Section 21406 of, the Government Code, relating to public employees.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Baldwin withdrew his amendments to Senate Bill No. 860.

Motion to Amend

Assembly Member Cunneen 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. 1015—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1065 (Peace)—An act to amend Sections 25402.5, 25421, 25449.3, and 25449.4 of, and to add Sections 25417.5 and 25443.5 to, the Public Resources Code, relating to energy resources.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—68

Aguiar	Caldera	Harvey	Murray, Kevin
Alby	Campbell	Hauser	Murray, Willard
Alpert	Cannella	Hawkins	Napolitano
Archie-Hudson	Conroy	House	Poochigian
Baca	Cortese	Isenberg	Rainey
Bates	Cunneen	Katz	Rogan
Battin	Davis	Knight	Setencich
Boland	Ducheny	Knox	Sher
Bordonaro	Escutia	Kuehl	Speier
Bowen	Figueroa	Kuykendall	Sweeney
Bowler	Firestone	Lee	Takasugi
Brewer	Friedman	Machado	Tucker
Brown, Valerie	Frusetta	Margett	Vasconcellos
Brown, Willie	Gallegos	Martinez	Villaraigosa
Brulte	Goldsmith	Mazzoni	Weggeland
Burton	Granlund	McDonald	Woods
Bustamante	Hannigan	Morrissey	Mme. Speaker

NOES—7

Baldwin	Kaloogian	Morrow	Thompson
Hoge	Miller	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1076 (Mountjoy)—An act to add Section 85310 to the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and presented by Assembly Member Brulte.

Senate Bill No. 1076 Passed and Retained

By unanimous consent Senate Bill No. 1076 was passed temporarily on file.

SENATE BILL NO. 1151 (Rosenthal)—An act to amend Section 1345 of, and to add Section 1373.3 to, the Health and Safety Code, relating to health care service plans.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—76

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Pringle
Bates	Escutia	Knox	Rainey
Battin	Figueroa	Kuehl	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brown, Willie	Hannigan	McDonald	Tucker
Brulte	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Mme. Speaker

NOES—1

Richter

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1224 (Mountjoy)—An act to amend Sections 701 and 710 of the Harbors and Navigation Code, to amend the heading of Chapter 5B (commencing with Section 853.1) of Title 3 of Part 2 of, to add an article heading immediately preceding Section 853.1 of, and to add Article 2 (commencing with Section 853.3) to Chapter 5B of Title 3 of Part 2 of, the Penal Code, and to amend Section 1804 of the Vehicle Code, relating to crimes and vessels, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Miller.

Bill passed by the following vote:

AYES—73

Aguiar	Cunneen	Knight	Pringle
Alby	Davis	Knowles	Rainey
Alpert	Ducheny	Knox	Richter
Archie-Hudson	Escutia	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Baldwin	Firestone	Machado	Sher
Bates	Friedman	Margett	Speier
Battin	Frusetta	Martinez	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McDonald	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Harvey	Miller	Vasconcellos
Brewer	Hauser	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	
Cortese	Katz	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1262 (Alquist)—An act to amend Section 11402 of, and to add and repeal Sections 362.7 and 362.8 of, the Welfare and Institutions Code, relating to youths.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1228 (Committee on Insurance)—An act to amend Section 1879.2 of the Insurance Code, and to amend and repeal Section 550 of the Penal Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Knowles.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Bustamante	Hawkins	Morrissey	Villaraigosa
Caldera	Hoge	Morrow	Weggeland
Campbell	House	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 76 (Haynes)—An act to add Sections 35816 and 51230 to the Education Code, relating to education.

Bill read third time.

Motion to Amend by Assembly Member Boland

Assembly Member Boland moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—44

Aguiar	Cunneen	Knowles	Olberg
Alby	Firestone	Knox	Poochigian
Baldwin	Frusetta	Kuehl	Pringle
Battin	Goldsmith	Kuykendall	Rainey
Boland	Granlund	Machado	Rogan
Bordonaro	Harvey	Margett	Setencich
Bowler	Hawkins	McPherson	Takasugi
Brewer	Hoge	Miller	Thompson
Brulte	House	Morrissey	Weggeland
Conroy	Kaloogian	Morrow	Woods
Cortese	Knight	Murray, Willard	Mme. Speaker

NOES—20

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Napolitano
Bates	Ducheny	Lee	Sher
Brown, Valerie	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

Bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE

Senate Bill No. 537 and **Senate Concurrent Resolution No. 27**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 855 (Killea)—An act to amend Sections 1757, 3359, 3371, 3372, 3372.5, and 3373 of, to amend the heading of Article 2 (commencing with Section 3370) of Chapter 18 of Division 1 of, to add Section 753 to, to repeal and add Sections 857 and 1935 of, and to repeal Section 3377 of, the Financial Code, relating to financial institutions.

Bill read third time, and presented by Assembly Member Bowen.

Bill passed by the following vote:

AYES—74

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Alpert	Davis	Knox	Rainey
Archie-Hudson	Ducheny	Kuehl	Richter
Baca	Figueroa	Kuykendall	Rogan
Baldwin	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brewer	Harvey	McPherson	Tucker
Brown, Valerie	Hauser	Miller	Vasconcellos
Brulte	Hawkins	Morrissey	Villaraigosa
Burton	Hoge	Morrow	Weggeland
Bustamante	House	Murray, Kevin	Woods
Caldera	Isenberg	Murray, Willard	Mme. Speaker
Cannella	Kaloogian	Napolitano	
Conroy	Katz	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 863 (Craven)—An act to amend Sections 24306 and 26980 of, and to add Sections 27000.6, 27000.7, 27000.8, and 27000.9 to, the Government Code, relating to county offices.

Bill read third time, and presented by Assembly Member Katz.

Bill passed by the following vote:

AYES—76

Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods
Campbell	House	Murray, Kevin	Mme. Speaker

NOES—1

Hoge

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1088 and 1305—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1 (Alquist)—An act to repeal, add, and repeal Chapter 7 (commencing with Section 11700) of Part 1 of Division 3 of Title 2 of the Government Code, and to amend Sections 12101, 12102, 12103, and 12105 of the Public Contract Code, relating to information technology.

Bill read third time, and presented by Assembly Member Bowen.

Bill passed by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

At 3:01 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 187 (Hayden)—An act to amend Sections 6222 and 6345 of, and to add Sections 6383.5 and 6383.7 to, the Family Code, relating to family law.

Bill read third time, and presented by Assembly Member Kuehl.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 3:05 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. 508—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 557 (Campbell)—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Margett moved the adoption of amendments.

Amendments read.

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, 3:14 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 609 (Rosenthal)—An act to amend Sections 125.9, 800, 803.2, 803.5, 804, 2225.5, 2227, 2236.1, 2305, 2317, 2335, and 2416 of, to amend and repeal Sections 803 and 2337 of, and to add Sections 802.1, 804.5, 2336, and 2964.6 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Friedman moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 549 BY UNANIMOUS CONSENT

Assembly Member Takasugi was granted unanimous consent to take up Senate Bill No. 549, out of order.

SENATE BILL NO. 549 (Alquist)—An act to amend, repeal, and add Sections 5505 and 11519 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 Takasugi.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brulte	Hannigan	McDonald	Thompson
Burton	Harvey	McPherson	Tucker
Bustamante	Hauser	Miller	Vasconcellos
Caldera	Hawkins	Morrissey	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Aguiar	Cortese	Kaloogian	Napolitano
Alby	Cunneen	Katz	Olberg
Alpert	Davis	Knight	Poochigian
Archie-Hudson	Ducheny	Knowles	Pringle
Baca	Escutia	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Bates	Firestone	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowler	Goldsmith	Martinez	Sweeney
Brown, Valerie	Granlund	Mazzoni	Takasugi
Brulte	Hannigan	McDonald	Thompson
Burton	Harvey	McPherson	Tucker
Bustamante	Hauser	Miller	Vasconcellos
Caldera	Hawkins	Morrissey	Villaraigosa
Campbell	Hoge	Morrow	Weggeland
Cannella	House	Murray, Kevin	Woods
Conroy	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

REQUEST TO TAKE UP SENATE BILL NO. 821 BY UNANIMOUS CONSENT

Assembly Member Miller requested unanimous consent to take up Senate Bill No. 821, out of order, for purpose of consideration at this time.

Reply by Minority Speaker pro Tempore Baca

The Minority Speaker pro Tempore replied that amendments to the bill offered by Assembly Member Isenberg were pending at the Desk and that the bill would be passed temporarily on file until Assembly Member Isenberg returned to the Floor.

Parliamentary Inquiry

Assembly Member Aguiar arose to the following parliamentary inquiry:

Is it not a rule of the House that no Member may operate the vote switch of another Member who is not physically within the Assembly Chamber, unless asked by a Member to do so?

Reply by Minority Speaker pro Tempore Baca

The Minority Speaker pro Tempore replied that such a rule had been adopted by the Committee on Rules but has not been adopted by the House.

Request for Unanimous Consent

Assembly Member Burton was granted unanimous consent that the Clerk be directed to prepare a resolution consistent with the rule adopted by the Committee on Rules for ratification by the House.

Unanimous Consent Withheld

Assembly Member Hannigan withheld unanimous consent on Assembly Member Miller's request to take up Senate Bill No. 821, out of order.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 670 (Lewis)—An act to amend Section 12076 of the Penal Code, relating to firearms.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Caldera withdrew his amendments to Senate Bill No. 670.

Motion to Amend

Assembly Member Rainey 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 Bills Nos. 689, 691, 1077, 1161, and **325**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 82 (Kopp)—An act to amend Sections 7054, 7056, and 35107 of, to add Sections 7054.1 and 7058 to, and to repeal Sections 35174 and 72632 of, the Education Code, relating to schools.

Bill read third time, and presented by Assembly Member Speier.

Bill passed by the following vote:

AYES—52

Aguiar	Conroy	House	Murray, Willard
Alby	Cortese	Isenberg	Olberg
Baca	Cunneen	Kaloogian	Poochigian
Baldwin	Escutia	Knight	Pringle
Battin	Firestone	Knox	Rainey
Boland	Frusetta	Kuykendall	Richter
Bordonaro	Goldsmith	Machado	Rogan
Bowen	Granlund	Margett	Speier
Bowler	Hannigan	Martinez	Takasugi
Brewer	Harvey	McPherson	Thompson
Brulte	Hauser	Miller	Weggeland
Bustamante	Hawkins	Morrissey	Woods
Cannella	Hoge	Morrow	Mme. Speaker

NOES—18

Alpert	Campbell	Gallegos	Napolitano
Archie-Hudson	Davis	Kuehl	Sher
Brown, Valerie	Ducheny	Lee	Villaraigosa
Burton	Figueroa	Mazzoni	
Caldera	Friedman	Murray, Kevin	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 410 (Thompson)—An act to amend Section 4109.5 of, to add Sections 4474.1 and 4787 to, the Welfare and Institutions Code, relating to developmental disabilities.

Bill read third ne, and presented by Assembly Member Bates.

Bill passed by the following vote:

AYES—74

Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowen	Frusetta	Mazzoni	Thompson
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brulte	Hannigan	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods
Bustamante	Hauser	Murray, Kevin	Mme. Speaker
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 465—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 709 (Maddy)—An act to add Section 43013.2 to the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—67

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knox	Poochigian
Archie-Hudson	Cunneen	Kuehl	Pringle
Baca	Davis	Kuykendall	Rainey
Baldwin	Ducheny	Lee	Rogan
Bates	Figueroa	Machado	Sher
Boland	Friedman	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Tucker
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—1

Kaloogian

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 709: Assembly Member Kaloogian, from "Aye" to "No"; Assembly Member Battin, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 911 (Marks)—An act to amend Section 50050 of the Government Code, and to amend Sections 422.75, 422.95, 1547, 2085.5, and 11413 of the Penal Code, relating to hate crimes.

Bill read third time, and presented by Assembly Member Takasugi.

Bill passed by the following vote:

AYES—62

Aguiar	Cunneen	Katz	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Figueroa	Kuykendall	Richter
Battin	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods
Cannella	Hoge	Murray, Willard	Mme. Speaker
Conroy	House	Napolitano	
Cortese	Isenberg	Olberg	

NOES—1

Morrow

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1283 (Leslie)—An act to amend Section 703 of the Fish and Game Code, and to amend Sections 4582.6 and 4582.7 of the Public Resources Code, relating to forest practices.

Bill read third time, and presented by Assembly Member Olberg.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Olberg moved a 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.

BILLS PASSED ON FILE

Senate Bills Nos. 130 and **412**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 957 (Watson)—An act to amend Section 1349.2 of the Health and Safety Code, and to amend Section 740 of the Insurance Code, relating to health care service plans.

Bill read third time, and presented by Assembly Member Valerie Brown.

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Villaraigosa
Brown, Valerie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1060 (Peace)—An act to amend Section 25187.8 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, and presented by Assembly Member Woods.

Bill passed by the following vote:

AYES—76

Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Pringle
Bates	Escutia	Knox	Rainey
Battin	Figueroa	Kuehl	Richter
Boland	Firestone	Kuykendall	Rogan
Bordonaro	Friedman	Lee	Sher
Bowen	Frusetta	Machado	Speier
Bowler	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1107—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1299 (Peace)—An act to add and repeal Chapter 5 (commencing with Section 71035) of Part 1 of Division 34 of the Public Resources Code, relating to environmental protection.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—60

Aguiar	Caldera	Hoge	Morrissey
Alby	Cannella	House	Morrow
Alpert	Conroy	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Kaloogian	Napolitano
Baca	Davis	Knight	Olberg
Baldwin	Ducheny	Knowles	Poochigian
Battin	Figueroa	Knox	Pringle
Boland	Frusetta	Kuykendall	Rainey
Bordonaro	Gallegos	Machado	Richter
Bowen	Goldsmith	Margett	Rogan
Bowler	Granlund	Martinez	Takasugi
Brewer	Hannigan	Mazzoni	Thompson
Brown, Valerie	Harvey	McDonald	Weggeland
Brulte	Hauser	McPherson	Woods
Bustamante	Hawkins	Miller	Mme. Speaker

NOES—11

Bates	Friedman	Murray, Kevin	Sweeney
Burton	Kuehl	Sher	Villaraigosa
Campbell	Lee	Speier	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1361 (Johnson)—An act to add and repeal Section 84200.4 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cunneen.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Villaraigosa
Brown, Valerie	Granlund	McDonald	Weggeland
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mme. Speaker
Bustamante	Hauser	Morrissey	
Caldera	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Pringle
Baldwin	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Villaraigosa
Brown, Valerie	Granlund	McDonald	Weggeland
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mme. Speaker
Bustamante	Hauser	Morrissey	
Caldera	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 275 and 431—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 534 (Hughes)—An act to amend Sections 214 and 3698.5 of, and to add Section 3698.7 to, the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member McDonald moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 547 (Mello)—An act to add and repeal Article 4.05 (commencing with Section 14139.1) of Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to long-term care.

Bill read third time.

Motion to Amend

Assembly Member Bates moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 833 (Kopp)—An act to amend Sections 14602.6, 14604, and 40000.11 of, to add Section 5002.9 to, to amend, repeal, and add Sections 210, 22451, and 40518 of, and to add and repeal Section 21455.5 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Bowler.

Demand for Previous Question

Assembly Members Kaloogian, Bates, Hauser, Sweeney, and Hawkins 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 Bowler moved a call of the Assembly.

Motion carried. Time, 4:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 303 (Wright)—An act to add Section 1347.5 to the Penal Code, relating to testimony.

Bill read third time, and presented by Assembly Member Boland.

Bill passed by the following vote:

AYES—65

Aguiar	Cortese	House	Napolitano
Alby	Cunneen	Isenberg	Olberg
Alpert	Davis	Kaloogian	Poochigian
Baca	Ducheny	Knight	Pringle
Baldwin	Escutia	Knowles	Rainey
Battin	Figueroa	Knox	Richter
Boland	Firestone	Kuehl	Rogan
Bordonaro	Friedman	Kuykendall	Sher
Bowen	Frusetta	Margett	Speier
Bowler	Gallegos	Martinez	Sweeney
Brewer	Goldsmith	Mazzoni	Takasugi
Brulte	Granlund	McPherson	Thompson
Burton	Hannigan	Miller	Woods
Bustamante	Harvey	Morrissey	Mme. Speaker
Caldera	Hauser	Morrow	
Cannella	Hawkins	Murray, Kevin	
Conroy	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 729, 990, and **623**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1307 (Calderon)—An act to amend Sections 4010, 4023.1, 4023.2, and 4030 of, to repeal Sections 4018 and 4022 of, and to repeal and add Section 4023 of, the Health and Safety Code, relating to drinking water.

Bill read third time.

Motion to Amend by Assembly Member Sher

Assembly Member Sher moved the adoption of amendments.

Amendments read.

~~**Motion to Table Sher Amendments to Senate Bill No. 1307**~~

~~Assembly Member Pringle moved that the amendments offered by Assembly Member Sher to Senate Bill No. 1307 be laid upon the table.~~

~~Assembly Member Kuykendall seconded the motion.~~

(NOTE: Later this day, the action was rescinded whereby the above motion to table was made. See page 3583.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caldera moved a call of the Assembly.

Motion carried. Time, 4:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Dispense with Call of the Assembly

Assembly Member Brulte moved that the call of the Assembly be dispensed with as it relates to the motion to table Sher amendments to Senate Bill No. 1307.

Assembly Member Morrissey seconded the motion.

Motion carried by the following vote:

AYES—38

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mme. Speaker
Brulte	House	Olberg	
Conroy	Kaloogian	Poochigian	

NOES—37

Alpert	Campbell	Isenberg	Napolitano
Archie-Hudson	Cannella	Katz	Sher
Baca	Cortese	Knox	Speier
Bates	Davis	Kuehl	Sweeney
Bowen	Ducheny	Lee	Tucker
Brown, Valerie	Escutia	Machado	Vasconcellos
Brown, Willie	Figueroa	Mazzoni	Villaraigosa
Burton	Friedman	McDonald	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE SHER AMENDMENTS TO SENATE BILL NO. 1307

At 4:15 p.m., further proceedings under the call of the Assembly were dispensed with.

~~The motion to table Sher amendments to Senate Bill No. 1307 carried by the following vote:~~

~~**AYES—36**~~

~~Aguiar~~	~~Conroy~~	~~Kaloogian~~	~~Poochigian~~
~~Alby~~	~~Firestone~~	~~Knight~~	~~Pringle~~
~~Baldwin~~	~~Frusetta~~	~~Knowles~~	~~Rainey~~
~~Battin~~	~~Goldsmith~~	~~Kuykendall~~	~~Richter~~
~~Boland~~	~~Granlund~~	~~Margett~~	~~Rogan~~
~~Bordonaro~~	~~Harvey~~	~~Miller~~	~~Takasugi~~
~~Bowler~~	~~Hawkins~~	~~Morrissey~~	~~Thompson~~
~~Brewer~~	~~Hoge~~	~~Morrow~~	~~Woods~~
~~Brulte~~	~~House~~	~~Olberg~~	~~Mme. Speaker~~

~~**NOES—33**~~

~~Alpert~~	~~Campbell~~	~~Knox~~	~~Sher~~
~~Archie-Hudson~~	~~Davis~~	~~Kuehl~~	~~Speier~~
~~Baca~~	~~Escutia~~	~~Lee~~	~~Sweeney~~
~~Bates~~	~~Figueroa~~	~~Machado~~	~~Tucker~~
~~Bowen~~	~~Friedman~~	~~Mazzoni~~	~~Vasconcellos~~
~~Brown, Valerie~~	~~Hannigan~~	~~McDonald~~	~~Villaraigosa~~
~~Burton~~	~~Hauser~~	~~Murray, Kevin~~	
~~Bustamante~~	~~Isenberg~~	~~Murray, Willard~~	
~~Caldera~~	~~Katz~~	~~Napolitano~~	

(NOTE: Later this day, the action was rescinded whereby the motion to table Sher amendments to Senate Bill No. 1307 carried. See page 3583.)

Motion to Take from the Table

Assembly Member Burton moved to take from the table the Sher amendments to Senate Bill No. 1307 which were laid upon the table earlier this day.

Assembly Member Escutia seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Burton moved a call of the Assembly.

Motion carried. Time, 4:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 4:18 p.m., Assembly Member Burton was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:18 p.m., Minority Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 4:48 p.m., the Assembly reconvened.

Hon. Joe Baca, Minority Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helena Maria "O'Bie" Shultz, of Stanford, a prominent American and global ambassador of goodwill.

Moment of Silence Observed

Assembly Member Cunneen was joined by the Members of the Assembly in observing a moment of silence out of respect to the memory of Helena Maria "O'Bie" Shultz.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Knowles announced his intention to request that Senate Bill No. 672 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Campbell announced his intention to request that Senate Bill No. 428 be removed from the inactive file.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

The following bill was removed from the Special Consent Calendar, and placed on the unfinished business file, pursuant to Joint Rule 22.2:

Assembly Bill No. 1677, on request of Assembly Member Hannigan.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 800, on request of Assembly Member House.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Firestone announced his intention to request that Senate Bill No. 1028 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1030 (Mello)—An act relating to local government finance.

Bill read third time.

Motion to Amend

Assembly Member Frusetta moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILL RETURNED TO CONSENT CALENDAR

Assembly Member Battin was granted unanimous consent that Senate Bill No. 910 be ordered returned to the Consent Calendar.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 256:

Alpert, Boland, and Cunneen.

MOTION TO SUSPEND JOINT RULE 28.1

Assembly Member Goldsmith moved that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee on Assembly Bill No. 365.

Motion carried by the following vote:

AYES—77

Aguiar	Cortese	Katz	Poochigian
Alby	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	
Conroy	Kaloogian	Olberg	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1276 (Killea)—An act to amend Sections 16740, 16743, and 17302 of, and to add Sections 16731.6 and 16781.5 to, the Government Code, relating to state bonds and notes, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Bowen

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Weggeland arose to the following point of order:

That the amendments offered by Assembly Member Bowen to Senate Bill No. 1276 are not germane to the bill.

Ruling by Minority Speaker pro Tempore Baca

The Minority Speaker pro Tempore ruled that the amendments offered by Assembly Member Bowen to Senate Bill No. 1276 are germane to the bill.

Motion to Table Bowen Amendments to Senate Bill No. 1276

Assembly Member Pringle moved that the amendments offered by Assembly Member Bowen to Senate Bill No. 1276 be laid upon the table.

Assembly Member Poochigian seconded the motion.

Motion carried by the following vote:

AYES—38

Aguiar	Firestone	Knowles	Rainey
Alby	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

NOES—35

Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Cortese	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown, Valerie	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—56

Aguiar	Conroy	Hawkins	Miller
Alpert	Cortese	House	Morrissey
Archie-Hudson	Cunneen	Kaloogian	Morrow
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Battin	Figueroa	Knox	Richter
Bordonaro	Firestone	Kuehl	Rogan
Bowler	Friedman	Kuykendall	Sweeney
Brown, Valerie	Frusetta	Lee	Takasugi
Burton	Goldsmith	Machado	Thompson
Bustamante	Granlund	Margett	Tucker
Caldera	Hannigan	Mazzoni	Weggeland
Campbell	Harvey	McDonald	Woods
Cannella	Hauser	McPherson	Mme. Speaker

NOES—8

Bowen	Hoge	Napolitano	Speier
Escutia	Murray, Kevin	Sher	Villaraigosa

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Aguiar	Conroy	Hawkins	Miller
Alpert	Cortese	House	Morrissey
Archie-Hudson	Cunneen	Kaloogian	Morrow
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Battin	Figueroa	Knox	Richter
Bordonaro	Firestone	Kuehl	Rogan
Bowler	Friedman	Kuykendall	Sweeney
Brown, Valerie	Frusetta	Lee	Takasugi
Burton	Goldsmith	Machado	Thompson
Bustamante	Granlund	Margett	Tucker
Caldera	Hannigan	Mazzoni	Weggeland
Campbell	Harvey	McDonald	Woods
Cannella	Hauser	McPherson	Mme. Speaker

NOES—8

Bowen	Hoge	Napolitano	Speier
Escutia	Murray, Kevin	Sher	Villaraigosa

Request to Transmit Bill to Senate Immediately

Assembly Member Weggeland requested unanimous consent that Senate Bill No. 1276 be ordered transmitted to the Senate immediately.

Assembly Member Pringle withheld unanimous consent.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 370 (Wright)—An act to add Section 14102 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time.

Motion to Amend

Assembly Member Valerie 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. 513 (Calderon)—An act to amend Section 17900 of the Business and Professions Code, to amend Sections 15002, 15006, 15015, 15018, 15034, 15036, and 15040 of, and to add Article 8 (commencing with Section 15047) to Chapter 1 of Title 2 of, the Corporations Code, to amend Sections 19, 28.5, 6829, 17220, 18535, 19132, and 23036 of, and to add Chapter 1.7 (commencing with Section 23097) to Part 11 of Division 2 of, the Revenue and Taxation Code, and to amend Section 1735 of the Unemployment Insurance Code, relating to limited liability partnerships, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Morrow moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 424 (Marks)—An act to amend Sections 769, 10082, 10086, and 10089 of, to add Sections 10089.4 and 10089.5 to, to add and repeal Sections 10081.5 and 10086.2 of, and to add and repeal Chapter 9.5 (commencing with Section 10100.5) of Part 1 of Division 2 of, the Insurance Code, relating to earthquake insurance.

Bill read third time, and presented by Assembly Member Knowles.

Bill passed by the following vote:

AYES—68

Aguiar	Conroy	House	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Goldsmith	McDonald	Thompson
Brulte	Granlund	McPherson	Tucker
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Campbell	Hawkins	Morrow	Woods
Cannella	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 1326 (Petris)—An act to add Section 2955.1 to the Civil Code, relating to secured obligations, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Knowles.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

Aguiar	Cortese	Knight	Olberg
Alby	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Lee	Rogan
Bates	Gallegos	Machado	Sher
Battin	Goldsmith	Margett	Speier
Boland	Granlund	Martinez	Sweeney
Bordonaro	Harvey	Mazzoni	Takasugi
Bowen	Hauser	McDonald	Thompson
Bowler	Hawkins	McPherson	Villaraigosa
Brown, Valerie	Hoge	Miller	Woods
Burton	House	Morrissey	Mme. Speaker
Campbell	Isenberg	Morrow	
Cannella	Kaloogian	Murray, Kevin	
Conroy	Katz	Napolitano	

NOES—1

Caldera

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Aguiar	Cortese	Knight	Olberg
Alby	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Lee	Rogan
Bates	Gallegos	Machado	Sher
Battin	Goldsmith	Margett	Speier
Boland	Granlund	Martinez	Sweeney
Bordonaro	Harvey	Mazzoni	Takasugi
Bowen	Hauser	McDonald	Thompson
Bowler	Hawkins	McPherson	Villaraigosa
Brown, Valerie	Hoge	Miller	Woods
Burton	House	Morrissey	Mme. Speaker
Campbell	Isenberg	Morrow	
Cannella	Kaloogian	Murray, Kevin	
Conroy	Katz	Napolitano	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

BILL ORDERED TRANSMITTED TO THE SENATE IMMEDIATELY

Assembly Member Katz was granted unanimous consent that Senate Bill No. 863 be transmitted to the Senate immediately.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bustamante announced his intention to request that Senate Bill No. 394 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Sher announced his intention to request that Assembly Bill No. 526 be removed from the inactive file.

BILL REMOVED FROM INACTIVE FILE AND RETURNED TO THE SENATE

Assembly Member Sher was granted unanimous consent that Assembly Bill No. 1849 be removed from the inactive file and returned to the Senate for further action.

ASSEMBLY BILL NO. 1828 REMOVED FROM SPECIAL CONSENT CALENDAR AND RETURNED TO SENATE

Assembly Member Bustamante was granted unanimous consent that Assembly Bill No. 1828 be removed from the Special Consent Calendar, and returned to the Senate for further action.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Olberg announced his intention to request that Senate Bill No. 322 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE CONCURRENT RESOLUTION NO. 20 (Kelley)—Relative to appropriative water rights.

Resolution read, presented by Assembly Member Battin, and adopted by the following vote:

AYES—51

Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Archie-Hudson	Davis	Kuehl	Rainey
Baca	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Machado	Rogan
Battin	Goldsmith	Margett	Takasugi
Boland	Granlund	McDonald	Thompson
Bordonaro	Hannigan	McPherson	Villaraigosa
Bowler	Harvey	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mme. Speaker
Cannella	House	Murray, Kevin	

NOES—9

Bowen	Caldera	Lee
Brown, Valerie	Escutia	Sher
Burton	Hauser	Speier

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TAKE FROM THE TABLE SHER AMENDMENTS TO SENATE BILL NO. 1307

At 5:15 p.m., on motion of Assembly Member Burton, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Burton motion to take from the table Sher amendments to Senate Bill No. 1307 lost by the following vote:

AYES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown, Valerie	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—37

Aguiar	Firestone	Knowles	Richter
Alby	Frusetta	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mme. Speaker
Brewer	House	Poochigian	
Brulte	Kaloogian	Pringle	
Conroy	Knight	Rainey	

ACTION RESCINDED ON MOTION TO TABLE SHER AMENDMENTS TO SENATE BILL NO. 1307

Assembly Member Pringle was granted unanimous consent to rescind the action whereby earlier this day the motion to table Sher amendments to Senate Bill No. 1307 was made (Assembly Journal, page 3574) and whereby the motion carried (Assembly Journal, page 3575).

Further Consideration of Sher Motion to Amend Senate Bill No. 1307

The question being on the Sher motion to amend Senate Bill No. 1307.

Motion lost by the following vote:

AYES—31

Alpert	Cunneen	Isenberg	McPherson
Archie-Hudson	Davis	Katz	Napolitano
Bates	Escutia	Knox	Sher
Bowen	Figueroa	Kuehl	Speier
Brown, Valerie	Friedman	Lee	Sweeney
Burton	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	

NOES—39

Aguiar	Conroy	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	Miller	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Murray, Kevin	Woods
Brulte	House	Olberg	Mme. Speaker
Cannella	Kaloogian	Poochigian	

Demand for Previous Question

Assembly Members Brewer, Knox, Kuykendall, Takasugi, and Kuehl demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Aguiar	Conroy	House	Poochigian
Alby	Cortese	Kaloogian	Pringle
Baca	Ducheny	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Boland	Gallegos	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	Miller	Woods
Brewer	Harvey	Morrissey	Mme. Speaker
Brulte	Hawkins	Morrow	
Cannella	Hoge	Olberg	

NOES—26

Alpert	Campbell	Knox	Sher
Archie-Hudson	Davis	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Villaraigosa
Burton	Isenberg	Murray, Willard	
Caldera	Katz	Napolitano	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 821 (Hurtt)—An act to amend Section 51 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Miller arose to the following point of order:

That the amendments offered by Assembly Member Isenberg to Senate Bill No. 821 are not germane to the bill.

Ruling by Minority Speaker pro Tempore Baca

The Minority Speaker pro Tempore ruled that the amendments offered by Assembly Member Isenberg to Senate Bill No. 821 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Isenberg moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Isenberg to Senate Bill No. 821 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—23

Alpert	Campbell	Knox	Sher
Archie-Hudson	Cannella	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Gallegos	Machado	Tucker
Burton	Hauser	Mazzoni	Villaraigosa
Caldera	Isenberg	McDonald	

NOES—36

Aguiar	Firestone	Knight	Poochigian
Alby	Frusetta	Knowles	Pringle
Baca	Goldsmith	Kuykendall	Rainey
Baldwin	Granlund	Margett	Richter
Boland	Harvey	Martinez	Rogan
Bordonaro	Hawkins	Miller	Takasugi
Bowler	Hoge	Morrissey	Thompson
Brulte	House	Morrow	Woods
Conroy	Kaloogian	Olberg	Mme. Speaker

Bill presented by Assembly Member Miller.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—51

Aguiar	Cortese	Knight	Olberg
Alby	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Firestone	Kuehl	Rainey
Baca	Frusetta	Kuykendall	Richter
Baldwin	Gallegos	Machado	Rogan
Battin	Goldsmith	Margett	Sweeney
Boland	Granlund	Mazzoni	Takasugi
Bordonaro	Harvey	McDonald	Thompson
Bowler	Hawkins	McPherson	Weggeland
Brulte	Hoge	Miller	Woods
Cannella	House	Morrissey	Mme. Speaker
Conroy	Kaloogian	Morrow	

NOES—13

Brown, Valerie	Escutia	Martinez	Villaraigosa
Burton	Hauser	Sher	
Caldera	Isenberg	Speier	
Ducheny	Lee	Tucker	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 1076

SENATE BILL NO. 1076 (Mountjoy)—An act to add Section 85310 to the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and presented by Assembly Member Brulte.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brulte moved a call of the Assembly.

Motion carried. Time, 6:05 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. 357

At 6:05 p.m., on motion of Assembly Member Hauser, 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 Knowles moved to continue the call of the Assembly.

Motion carried. Time, 6:06 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. 503

At 6:06 p.m., on motion of Assembly Member McPherson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 503 passed by the following vote:

AYES—45

Alpert	Cannella	Hauser	Murray, Willard
Archie-Hudson	Cortese	Isenberg	Napolitano
Baca	Cunneen	Knox	Setencich
Baldwin	Davis	Kuehl	Sher
Bates	Ducheny	Kuykendall	Speier
Bowen	Escutia	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Takasugi
Brown, Willie	Firestone	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Frusetta	McDonald	
Caldera	Gallegos	McPherson	
Campbell	Hannigan	Murray, Kevin	

NOES—27

Aguiar	Brulte	Knight	Pringle
Alby	Conroy	Knowles	Rainey
Battin	Goldsmith	Margett	Richter
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrow	Weggeland
Bowler	Hoge	Olberg	Mme. Speaker
Brewer	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 187

At 6:06 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 187 refused passage by the following vote:

AYES—38

Alpert	Cunneen	Katz	Napolitano
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Lee	Setencich
Bowen	Escutia	Machado	Speier
Brown, Valerie	Figueroa	Martinez	Sweeney
Burton	Friedman	Mazzoni	Tucker
Bustamante	Gallegos	McDonald	Vasconcellos
Caldera	Hannigan	McPherson	Villaraigosa
Cannella	Hauser	Murray, Kevin	
Cortese	Isenberg	Murray, Willard	

NOES—31

Alby	Conroy	Knowles	Poochigian
Baldwin	Goldsmith	Knox	Pringle
Battin	Granlund	Kuykendall	Rainey
Boland	Harvey	Margett	Richter
Bordonaro	Hoge	Miller	Thompson
Bowler	House	Morrissey	Woods
Brewer	Kaloogian	Morrow	Mme. Speaker
Brulte	Knight	Olberg	

Senate Bill No. 187 Reconsidered

Assembly Member Kuehl was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 187 was this day refused passage.

Further Consideration of Senate Bill No. 187

SENATE BILL NO. 187 (Hayden)—An act to amend Sections 6222 and 6345 of, and to add Sections 6383.5 and 6383.7 to, the Family Code, relating to family law.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CALL OF THE ASSEMBLY DISPENSED WITH ON MARGETT MOTION TO AMEND SENATE BILL NO. 557

At 6:07 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.

The Margett motion to amend Senate Bill No. 557 lost by the following vote:

AYES—33

Aguiar	Conroy	Knowles	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	Miller	Setencich
Battin	Granlund	Morrissey	Takasugi
Boland	Harvey	Morrow	Woods
Bordonaro	Hawkins	Olberg	Mme. Speaker
Bowler	Hoge	Poochigian	
Brewer	Kaloogian	Pringle	
Brulte	Knight	Rainey	

NOES—41

Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Kuykendall	Sweeney
Brown, Valerie	Figueroa	Lee	Tucker
Burton	Friedman	Machado	Vasconcellos
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Goldsmith	Mazzoni	
Campbell	Hannigan	McDonald	
Cannella	Hauser	McPherson	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Margett to Senate Bill No. 557: Assembly Member Goldsmith, from "Aye" to "No".

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1283

At 6:08 p.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1283 passed by the following vote:

AYES—47

Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Pringle
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Knowles	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Frusetta	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Harvey	Miller	Weggeland
Brewer	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mme. Speaker
Bustamante	Hoge	Olberg	

NOES—14

Bates	Hannigan	Martinez	Sweeney
Burton	Isenberg	Murray, Kevin	Villaraigosa
Campbell	Knox	Sher	
Escutia	Lee	Speier	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 833

At 6:09 p.m., on motion of Assembly Member Bowler, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 833 refused passage by the following vote:

AYES—13

Bowen	Harvey	Kuykendall	Rainey
Bowler	Isenberg	Morrow	
Cannella	Knox	Murray, Kevin	
Goldsmith	Kuehl	Murray, Willard	

NOES—53

Aguiar	Cortese	Knowles	Rogan
Alby	Cunneen	Lee	Sher
Archie-Hudson	Ducheny	Machado	Speier
Baca	Escutia	Margett	Takasugi
Baldwin	Figueroa	Martinez	Thompson
Bates	Frusetta	McDonald	Tucker
Battin	Gallegos	McPherson	Vasconcellos
Boland	Granlund	Miller	Villaraigosa
Bordonaro	Hannigan	Morrissey	Weggeland
Brown, Valerie	Hauser	Napolitano	Woods
Brulte	Hawkins	Olberg	Mme. Speaker
Burton	Hoge	Poochigian	
Bustamante	Kaloogian	Pringle	
Campbell	Knight	Richter	

Motion to Reconsider Senate Bill No. 833 on Next Legislative Day

Assembly Member Bowler moved to reconsider on the next legislative day the vote whereby Senate Bill No. 833 was this day refused passage.

Senate Bill No. 833 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1076

At 6:10 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1076 refused passage by the following vote:

AYES—48

Aguiar	Davis	Knight	Olberg
Alby	Firestone	Knowles	Poochigian
Alpert	Frusetta	Knox	Pringle
Baldwin	Goldsmith	Kuykendall	Rainey
Battin	Granlund	Machado	Richter
Boland	Hannigan	Margett	Rogan
Bordonaro	Harvey	Martinez	Sweeney
Bowen	Hauser	Mazzoni	Takasugi
Bowler	Hawkins	McPherson	Thompson
Brulte	Hoge	Miller	Weggeland
Conroy	House	Morrissey	Woods
Cunneen	Kaloogian	Morrow	Mme. Speaker

NOES—20

Archie-Hudson	Campbell	Gallegos	Sher
Baca	Cannella	Kuehl	Speier
Bates	Cortese	Lee	Tucker
Brown, Valerie	Ducheny	Murray, Kevin	Vasconcellos
Bustamante	Friedman	Murray, Willard	Villaraigosa

Motion to Reconsider Senate Bill No. 1076 on Next Legislative Day

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1076 was this day refused passage.

Senate Bill No. 1076 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 357

At 6:11 p.m., on motion of Assembly Member Knowles, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 357 refused passage by the following vote:

AYES—39

Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Napolitano
Baca	Cunneen	Katz	Rainey
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown, Valerie	Escutia	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	

NOES—29

Alby	Conroy	Knowles	Setencich
Baldwin	Granlund	Margett	Takasugi
Battin	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Woods
Bordonaro	Hoge	Morrow	Mme. Speaker
Bowler	House	Murray, Willard	
Brewer	Kaloogian	Olberg	
Brulte	Knight	Pringle	

Motion to Reconsider Senate Bill No. 357 on Next Legislative Day

Assembly Member Hauser moved to reconsider on the next legislative day the vote whereby Senate Bill No. 357 was this day refused passage.

Senate Bill No. 357 ordered to the unfinished business file.

CONSIDERATION OF CONSENT CALENDAR

The Minority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 1172 (Thompson)—An act to amend Sections 4010.1, 4017, and 4019.10 of, and to add Section 4010.35 to, the Health and Safety Code, relating to drinking water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 452 (Johannessen)—An act to amend Section 1021.5 of the Code of Civil Procedure, and to amend Sections 10248 and 11343.4 of, and to add Section 11350.1 to, the Government Code, relating to administrative regulations.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—76

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR

The Minority Speaker pro Tempore announced that the next roll call would be on the Special Consent Calendar.

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY CONCURRENT RESOLUTION NO. 29 (Machado)—Relative to commemorating the 50th anniversary of the conclusion of World War II.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 63 (Katz)—An act to amend Sections 44014.5, 44015, 44017, 44017.3, 44020, 44040, 44051, 44056, 44060, and 44062.1 of, and to add Section 44015.3 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 175 (Bowler)—An act to amend Section 50081 of the Government Code, and to amend Section 12081 of the Penal Code, relating to peace officers.

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. 515 (Alpert)—An act to add Section 455.3 to the Public Utilities Code, relating to public utilities.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 653 (Davis)—An act to amend Section 11166.9 of the Penal Code, relating to child death.

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. 812 (Allen)—An act to repeal Article 16 (commencing with Section 69900) of Chapter 2 of Part 2 of the Education Code, and to amend Section 4709 of, and to add Section 4728 to, the Labor Code, relating to education.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 842 (Hoge)—An act to add Section 1763.1 to the Insurance Code, relating to insurance.

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. 902 (Cortese)—An act to amend Sections 2014, 5655, 5656, 12015, and 12017 of, to add Sections 13010, 13011, 13012, and 13013 to, to add Division 10.5 (commencing with Section 13220) to, and to repeal Section 13004 of, the Fish and Game Code, relating to fish and game, 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. 1039 (Bustamante)—An act to amend Section 60242 of the Education Code, relating to instructional materials, 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. 1170 (Morrissey)—An act to amend Sections 18973, 18973.5, and 18978 of the Government Code, relating to civil service.

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. 1177 (Cunneen)—An act to amend Section 650.01 of the Business and Professions Code, to add Section 1542.1 to the Civil Code, to add Article 5 (commencing with Section 827) to Chapter 1 of Part 2 of Division 3 of Title 1 of, and to add Sections 6254.14 and 12511.5 to, the Government Code, to amend Sections 1250 and 1250.1 of the Health and Safety Code, to amend Sections 5007.5 and 5023 of the Penal Code, and to add Section 14165.11 to the Welfare and Institutions Code, relating to health care, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 1223 (Pringle)—An act to amend Sections 27174.1 and 30843 of, and to repeal Sections 30842 and 30846 of, the Streets and Highways Code, and to amend Section 23302 of, to add Article 6.5 (commencing with Section 4770) to Chapter 1 of Division 3 of, to add Section 23302.5 to, and to add Article 4 (commencing with Section 40250) to Chapter 1 of Division 17 of, the Vehicle Code, relating to vehicles.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 1692 (Johnson)—An act to amend Sections 11555.2 and 12963 of the Insurance Code, relating to insurance.

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. 1698 (Firestone)—An act to amend Sections 94302, 94311.1, 94316.2, 94316.10, 94316.22, 94317, 94317.5, 94330, 94331, and 94346 of, and to add Section 94311.9 to, the Education Code, relating to private postsecondary education.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 1769 (McPherson)—An act to amend Section 82011 of the Government Code, relating to the Political Reform Act of 1974.

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. 1976 (Burton)—An act to amend Section 1568.03 of the Health and Safety Code, relating to residential care facilities, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 192 (Cannella)—An act to add Section 17537.7 to the Business and Professions Code, and to amend Section 11713.1 of, and to add Section 11713.11 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. 731 (Davis)—An act to add and repeal Section 1597.15 of the Health and Safety Code, relating to child daycare facilities, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 1708 (McPherson)—An act to amend Sections 8023, 8070, 8100, 8125, 8150, 12101, 12102, and 15501 of, and to amend, repeal, and add Section 15310 of, the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 1715 (Goldsmith)—An act to add and repeal Section 65585.1 of the Government Code, relating to housing elements.

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 CONCURRENT RESOLUTION NO. 14 (**Rainey**)—Relative to the California Law Revision Commission.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 24 (**Cannella**)—Relative to cultural antiquities.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 34 (**Morrissey**)—Relative to Americans captured or missing during the Korean War.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 35 (**Morrissey**)—Relative to dedication of a Pearl Harbor Memorial in Washington, D.C.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

(For the vote on the above resolution, see this day's Special Consent Calendar roll call.)

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—76

Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Pringle
Baldwin	Escutia	Knox	Rainey
Bates	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brown, Valerie	Granlund	Mazzoni	Thompson
Brulte	Hannigan	McDonald	Tucker
Burton	Harvey	McPherson	Vasconcellos
Bustamante	Hauser	Miller	Villaraigosa
Caldera	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mme. Speaker

NOES—None

COMMITTEE MEETING ANNOUNCEMENTS

Minority Speaker pro Tempore Baca announced that the Committee on Appropriations would meet today, upon adjournment of Floor session, in Room 4202.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 18 FROM COMMITTEE CONTINUED

By unanimous consent, the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety was continued until the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 111—Set 94 amendments; Assembly Bills Nos. 1574, and 743; and Senate Bills Nos. 772, 1247, 1332, 980, 935, and 580 were continued until the next legislative day.

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. 398, on request of Assembly Member Tucker.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Bill No. 1359, Isenberg Motion to Appeal from Decision of Chair: Kuehl, Kevin Murray, and Willard Murray—Aye; Baca, Bustamante, Cannella, Gallegos, Goldsmith, Hoge, and Speier—No.

Senate Bill No. 1359 and Urgency: Alpert, Archie-Hudson, Baca, Valerie Brown, Cannella, Gallegos, Goldsmith, McDonald, Kevin Murray, Willard Murray, Speier, and Weggeland—Aye; Alby and Hoge—No.

Senate Bill No. 735: Alpert, Goldsmith, Hawkins, Margett, McDonald, Kevin Murray, and Weggeland—Aye; Hoge—No.

Senate Bill No. 123 and Urgency: Bowen, Goldsmith, Hawkins, Katz, McDonald, Kevin Murray, and Weggeland—Aye.

Senate Bill No. 808: Cortese, Hoge, Willard Murray, and Mme. Speaker—Aye; Kevin Murray—No.

Senate Bill No. 203 and Urgency: Boland, Bowen, Cortese, Harvey, Katz, Knox, Kevin Murray, Willard Murray, and Speier—Aye; Hoge, Isenberg, and Morrow—No.

Senate Bill No. 121: Bowen, Hoge, Willard Murray, and Mme. Speaker—Aye; Isenberg—No.

Senate Bill No. 142: Alby, Battin, Boland, Bordonaro, Cunneen, Frusetta, Goldsmith, Kevin Murray, Willard Murray, Olberg, Rogan, and Mme. Speaker—Aye; Hoge and Morrow—No.

Senate Bill No. 633: Aguiar, Goldsmith, Kevin Murray, Rogan, and Mme. Speaker—Aye; Alby and Hoge—No.

Senate Bill No. 815: Aguiar, Battin, Frusetta, Granlund, Hawkins, Kevin Murray, Willard Murray, Rogan, Takasugi, and Mme. Speaker—Aye; Boland, Bordonaro, Goldsmith, Harvey, Hoge, and Weggeland—No.

Senate Bill No. 1065: Bustamante, Cannella, Cortese, Goldsmith, Granlund, Kevin Murray, Willard Murray, Rogan, Takasugi, Weggeland, and Mme. Speaker—Aye; Hoge and Olberg—No.

Senate Bill No. 1151: Granlund, Hoge, Kuehl, Kevin Murray, Willard Murray, and Mme. Speaker—Aye.

Senate Bill No. 1224: Archie-Hudson, Bustamante, Cunneen, Hoge, Kuehl, Machado, McDonald, Kevin Murray, Willard Murray, Speier, and Mme. Speaker—Aye.

Senate Bill No. 1228 and Urgency: Valerie Brown, Hoge, Isenberg, Knox, Kuehl, McPherson, Kevin Murray, Willard Murray, and Mme. Speaker—Aye.

Senate Bill No. 76, Motion to Amend by Boland: Hoge, Knox, Machado, Willard Murray, Takasugi, and Mme. Speaker—Aye; Valerie Brown and Kevin Murray—No.

Senate Bill No. 855: Ducheny, Hoge, Kuehl, Lee, McDonald, Kevin Murray, Willard Murray, Takasugi, and Mme. Speaker—Aye.

Senate Bill No. 863: Battin, Kevin Murray, Willard Murray, Takasugi, and Mme. Speaker—Aye; Hoge—No.

Senate Bill No. 1: Frusetta, Hoge, Kevin Murray, Willard Murray, Poochigian, and Mme. Speaker—Aye.

Senate Bill No. 549 and Urgency: McDonald, Kevin Murray, Willard Murray, and Weggeland—Aye.

Senate Bill No. 82: Machado, Willard Murray, and Mme. Speaker—Aye; Kuehl, Kevin Murray, and Sher—No.

Senate Bill No. 410: Kevin Murray and Willard Murray—Aye.

Senate Bill No. 709: Knox, Kuehl, Kevin Murray, Willard Murray, and Speier—Aye.

Senate Bill No. 911: Granlund, Knox, Kuehl, Kevin Murray, and Willard Murray—Aye; Morrow—No.

Senate Bill No. 957: Bowen, Knox, Kevin Murray, and Olberg—Aye.

Senate Bill No. 1060: Knox, Kevin Murray, and Olberg—Aye.

Senate Bill No. 1299: Battin, Knox, and Olberg—Aye; Kuehl, Kevin Murray, and Speier—No.

Senate Bill No. 1361 and Urgency: Isenberg, Kevin Murray, and Olberg—Aye.

Senate Bill No. 303: Bowen, Kevin Murray, Sher, and Speier—Aye.

Brulte Motion to Dispense with Call of the Assembly: Isenberg and Kevin Murray—No.

Senate Bill No. 1307, Motion to Table Sher Amendments: Kevin Murray—No.

Senate Bill No. 1276, Motion to Table Bowen Amendments: McPherson—Aye; Kevin Murray—No.

Senate Bill No. 1276 and Urgency: Ducheny and Rogan—Aye; Kevin Murray—No.

Senate Bill No. 424: Bustamante, Granlund, Hoge, Kaloogian, Kevin Murray, and Weggeland—Aye.

Senate Bill No. 1326 and Urgency: Archie-Hudson and Kevin Murray—Aye.

Senate Concurrent Resolution No. 20: Kevin Murray and Weggeland—Aye.

Senate Bill No. 1307, Burton Motion to Take Amendment from Table: Kevin Murray—Aye.

Senate Bill No. 1307, Motion to Amend by Sher: Cunneen, McPherson, and Speier—Aye; Granlund, Kevin Murray, and Mme. Speaker—No.

Senate Bill No. 1307: Machado—Aye.

Senate Bill No. 821, Isenberg Motion to Appeal from Decision of Chair: Villaraigosa—Aye.

Senate Bill No. 821: Mazzoni and Weggeland—Aye.

Senate Bill No. 503: Weggeland and Mme. Speaker—No.

Senate Bill No. 187: Mme. Speaker—No.

Senate Bill No. 833: Goldsmith—Aye.

MOTION TO ADJOURN

At 6:14 p.m., Assembly Member Miller moved that the Assembly do now adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:15 p.m., Minority Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

HOUSE RESOLUTION NO. 28—Cunneen and Bowen. Relative to the Select Committee on High Technology.

House Resolution No. 29

By Assembly Member Woods:

Relative to Rules of the Assembly

Resolved by the Assembly of the State of California, That Rule 17 be added to the Assembly Rules adopted by motion on June 5, 1995, to read:

17. No Member may operate the voting switch of another Member, except as expressly authorized by this rule. A Member who, at the time of the vote, is physically within the Assembly Chamber, may ask another Member to operate the Member's voting switch, including, if applicable, the voting switches at the rostrum of the Speaker and the Speaker pro Tempore. For purposes of this rule, the Assembly Chamber includes the Members' Lounge, the Rules Committee Room, the Speaker's suite, and common areas of the Chamber. Any provisions of Assembly Rule 104 of the Standing Rules of the Assembly for the 1993–94 Regular Session not in conflict with this rule continue to govern the Assembly by usages and customs.

House Resolution No. 29 ordered to the third reading file by unanimous consent.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 6, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 38
Assembly Bill No. 51
Assembly Bill No. 618
Assembly Bill No. 700
Assembly Bill No. 820
Assembly Bill No. 878
Assembly Bill No. 919
Assembly Bill No. 965
Assembly Bill No. 1454
Assembly Bill No. 1466
Assembly Bill No. 1617

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 6, 1995.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Appropriations

September 6, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 724

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 724—An act to amend Section 60008 of, to add Section 60636 to, to add an article heading immediately preceding Section 46601 of, and to add Article 2 (commencing with Section 46611) to, Chapter 6 of Part 24 of Division 2 of, and to repeal and add Sections 9271, 30459.1, 32471, 40211, 41171, 43522, 45867, 50156.11, and 55332 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 Health

September 6, 1995

Mme. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 195

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

SENATE BILL NO. 195—An act to amend Section 4980.54 of the Business and Professions Code, relating to marriage, family, and child counselors.

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.

MESSAGES FROM THE SENATE

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 73
Assembly Bill No. 1100

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1664

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Calderon and Lewis as a Committee on Conference concerning:

Assembly Bill No. 1366.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Lewis, Rosenthal and Calderon as a Committee on Conference concerning:

Senate Bill No. 58.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Lockyer, Thompson and Campbell as a Committee on Conference concerning:

Assembly Bill No. 365.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 125
Senate Bill No. 351
Senate Bill No. 414
Senate Bill No. 679
Senate Bill No. 856
Senate Bill No. 1026
Senate Bill No. 1334
Senate Concurrent Resolution No. 33

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 261

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 261—An act to amend Sections 25102, 25103, 25111, 25113, and 25608 of the Corporations Code, relating to securities.

INTRODUCTION OF GUESTS

Assembly Member Conroy, of the 71st Assembly District, introduced Frank Ury, member of the Saddleback School Board, and Mark Bucher, of Saddleback.

ADJOURNMENT

At 6:30 p.m., pursuant to the motion by Assembly Member Miller, the Assembly adjourned until 9 a.m., Thursday, September 7, 1995, in honor of the birth of Eric Harry Flanagan, on motion of Assembly Member Kaloogian; out of respect to the memory of Dr. Horace Franklin Crandell, on motion of Assembly Member Alby; out of respect to the memory of Gladys I. Buckley, on motion of Assembly Member Cortese; and out of respect to the memory of Helena Maria "O'Bie" Shultz, on motion of Assembly Member Cunneen.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 6, 1995

The following measures were amended in the Assembly on this day:

Senate Bills
76
187
195
370
513
534
547
609
670
724
761
791 (Conf.)
808
860
1030
1102
1262
1356

Amendments were considered by the Assembly, but not adopted, to the following measures:

Senate Bills
557
821
1276 (Bowen amendments, laid upon the table)
1307
1359

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 7, 1995

ONE HUNDRED THIRTY-EIGHTH SESSION DAY

TWO HUNDRED SEVENTY-SEVENTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 7, 1995

The Assembly met at 9 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member House moved a quorum call of the Assembly. Motion carried. Time, 9:01 a.m.

The Majority Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:29 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

PRAYER

Upon invitation of Majority Speaker pro Tempore Setencich, the following prayer was offered by Assembly Member Thompson of the 66th Assembly District:

Our Dear Father in Heaven, As we vow this day as we try to do the work that we as Legislators need to accomplish, we would ask that Thy blessing would be upon us, that Thy guidance would be with us. Bless the leaders of this state and this country, that they will be guided by Thy divine intervention, and the decisions that affect California and the United States. We are grateful for all we have, and we would ask for peace upon this earth. And these things we pray for in the name of Thy beloved Son, Jesus Christ.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Mazzoni 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 Campbell, seconded by Assembly Member Mazzoni.

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

September 6, 1995

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: I am currently a co-author on Assembly Bill 997. However, as the bill was amended, I would like the journal to reflect that I no longer wish to have my name on this bill.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

Office of the Secretary of State

I Bill Jones, Secretary of State of the State of California, hereby certify:

That I have compiled the official returns of the August 22, 1995 17th Assembly District Special Recall Election, and

That the attached Statement of Vote is a full, true, and correct compilation of the election results, submitted by the election officials of the county or counties conducting the election, and is on file in this office.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California this 1st day of September, 1995.

[SEAL]

BILL JONES
Secretary of State

SPECIAL ELECTION RESULTS

Member of the Assembly, 17th District
County of San Joaquin
Special Recall Election, August 22, 1995

OFFICIAL CANVASS

Precinct Votes Cast	26,255	Total Registration	178,697
Absentee Votes Cast	27,810	Number of Precincts	290
Total Votes Cast	54,065	Percent Turnout	30.26%

Recall of Michael Machado

COUNTY NAME	Registered Voters	YES	NO
San Joaquin	178,697		
Precinct Vote		10,387	15,451
Absentee Vote		9,244	17,939
Total County Vote		19,631	33,390
Percent		37.02%	62.98%

Candidates to succeed Michael Machado *

COUNTY NAME	Registered Voters	Wayne Flores Dem	Tom Kohlhepp Lib	Ed Simas Rep	Carole Smith Rep
San Joaquin	178,697				
Precinct Vote		5,291	671	9,144	3,260
Absentee Vote		6,179	527	8,270	2,480
Total County Vote		11,470	1,198	17,414	5,740
Percent		32.02%	3.34%	48.61%	16.02%

* Since the recall did not succeed, no successor was elected.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bills Nos. 797; and Senate Bills Nos. 96, 236, 268, 724, 972, and 1178.

CHARLES POOCHIGIAN

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 6, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 9
Senate Bill No. 11
Senate Bill No. 32
Senate Bill No. 37
Senate Bill No. 182
Senate Bill No. 239
Senate Bill No. 256
Senate Bill No. 327
Senate Bill No. 419
Senate Bill No. 581
Senate Bill No. 654
Senate Bill No. 657
Senate Bill No. 681
Senate Bill No. 760
Senate Bill No. 793
Senate Bill No. 835
Senate Bill No. 857
Senate Bill No. 874
Senate Bill No. 889
Senate Bill No. 936
Senate Bill No. 982
Senate Bill No. 1120
Senate Bill No. 1143
Senate Bill No. 1187
Senate Bill No. 1322

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent Resolution No.	*Committee*
44	Rls.

Assembly Joint Resolution No.	*Committee*
43	Rls.
45	Rls.

House Resolution No.	*Committee*
25	Rls.
26	Rls.

MESSAGES FROM THE SENATE

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 46
Assembly Bill No. 54
Assembly Bill No. 70
Assembly Bill No. 82
Assembly Bill No. 104
Assembly Bill No. 170
Assembly Bill No. 188
Assembly Bill No. 223
Assembly Bill No. 264
Assembly Bill No. 277
Assembly Bill No. 442
Assembly Bill No. 458
Assembly Bill No. 482
Assembly Bill No. 483
Assembly Bill No. 644
Assembly Bill No. 694
Assembly Bill No. 706
Assembly Bill No. 935
Assembly Bill No. 958
Assembly Bill No. 981
Assembly Bill No. 1021
Assembly Bill No. 1150
Assembly Bill No. 1204
Assembly Bill No. 1229
Assembly Bill No. 1314
Assembly Bill No. 1386
Assembly Bill No. 1482
Assembly Bill No. 1511
Assembly Bill No. 1571
Assembly Bill No. 1644
Assembly Bill No. 1690
Assembly Bill No. 1836

And respectfully requests the Assembly to concur in said amendments.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, September 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 509
Assembly Bill No. 1666
Assembly Bill No. 1878

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

ASSEMBLY BILL NO. 488 WITHDRAWN FROM ENROLLMENT

Minority Speaker pro Tempore Baca was granted unanimous consent that Assembly Bill No. 488 be withdrawn from enrollment and that the action be rescinded whereby on September 5, 1995 (Assembly Journal, page 3505), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ben Hayward, of San Diego.

BILLS STRICKEN FROM FILE

Assembly Member Hannigan was granted unanimous consent that Assembly Bill No. 105 be stricken from file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bordonaro was granted unanimous consent to take up Assembly Bill No. 1501, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1501 (Bordonaro)—An act to amend Sections 406 and 12804.9 of, and to add Section 24016 to, the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:~~

~~AYES—5~~

~~Bordonaro~~	~~Isenberg~~	~~Murray, Willard~~	
~~Burton~~	~~Murray, Kevin~~		

~~NOES—59~~

~~Aguiar~~	~~Gunnecn~~	~~Knight~~	~~Poochigian~~
~~Alby~~	~~Davis~~	~~Knox~~	~~Pringle~~
~~Alpert~~	~~Ducheny~~	~~Kuehl~~	~~Rainey~~
~~Baca~~	~~Escutia~~	~~Kuykendall~~	~~Richter~~
~~Baldwin~~	~~Firestone~~	~~Lee~~	~~Rogan~~
~~Battin~~	~~Frusetta~~	~~Margett~~	~~Setencich~~
~~Boland~~	~~Gallegos~~	~~Martinez~~	~~Speier~~
~~Bowen~~	~~Goldsmith~~	~~Mazzoni~~	~~Sweeney~~
~~Bowler~~	~~Granlund~~	~~McDonald~~	~~Takasugi~~
~~Brewer~~	~~Harvey~~	~~McPherson~~	~~Thompson~~
~~Brulte~~	~~Hawkins~~	~~Miller~~	~~Villaraigosa~~
~~Bustamante~~	~~Hoge~~	~~Morrissey~~	~~Weggeland~~
~~Cannella~~	~~House~~	~~Morrow~~	~~Woods~~
~~Conroy~~	~~Kaloogian~~	~~Napolitano~~	~~Mme. Speaker~~
~~Cortese~~	~~Katz~~	~~Olberg~~	

(NOTE: On September 14, 1995, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 1501. See page 3886.)

BILL RETURNED TO SPECIAL CONSENT CALENDAR

Assembly Member Hannigan was granted unanimous consent that Assembly Bill No. 1677 be ordered returned to the Special Consent Calendar.

UNANIMOUS CONSENT WITHHELD

Assembly Member Isenberg announced that he would withhold unanimous consent on any requests to pass and retain measures on this day's file; and further that measures passed temporarily on file on this day be passed on file at the conclusion of this legislative day.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Assembly Bill No. 526, on request of Assembly Member Sher.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 1230, on request of Assembly Member Kuehl;

Senate Bill No. 672, on request of Assembly Member Knowles;

Senate Bill No. 428, on request of Assembly Member Knowles;

Senate Bill No. 1028, on request of Assembly Member Firestone;

Senate Bill No. 394, on request of Assembly Member Bustamante;

Senate Bill No. 322, on request of Assembly Member Olberg.

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 1030 (Mello)—An act relating to local government finance.

Bill read third time, and presented by Assembly Member Frusetta.

Bill passed by the following vote:

AYES—71

Aguiar	Conroy	Knight	Olberg
Alby	Cortese	Knowles	Poochigian
Alpert	Cunneen	Knox	Pringle
Archie-Hudson	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Richter
Baldwin	Escutia	Lee	Rogan
Battin	Firestone	Machado	Setencich
Boland	Frusetta	Margett	Sher
Bordonaro	Gallegos	Martinez	Speier
Bowen	Goldsmith	Mazzoni	Sweeney
Bowler	Granlund	McDonald	Takasugi
Brewer	Hannigan	McPherson	Thompson
Brown, Valerie	Harvey	Miller	Tucker
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 338 (Campbell)—An act to add Section 13332.18 to the Government Code, relating to state funds.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent to take up Assembly Bill No. 1664, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1664 (Allen)—An act relating to governmental affairs.

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—9

Burton	Martinez	Tucker
Escutia	Murray, Kevin	Villaraigosa
Figueroa	Murray, Willard	Mme. Speaker

NOES—55

Aguiar	Cunneen	Katz	Poochigian
Alby	Davis	Knowles	Rainey
Alpert	Ducheny	Knox	Richter
Archie-Hudson	Frusetta	Kuehl	Rogan
Baca	Gallegos	Kuykendall	Setencich
Boland	Goldsmith	Lee	Sher
Bordonaro	Granlund	Machado	Speier
Bowen	Harvey	Margett	Sweeney
Brown, Valerie	Hauser	Mazzoni	Takasugi
Brulte	Hawkins	McDonald	Thompson
Bustamante	Hoge	McPherson	Vasconcellos
Caldera	House	Miller	Weggeland
Cannella	Isenberg	Napolitano	Woods
Cortese	Kaloogian	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1664: Assembly Member Conroy, from "No" to "Not Voting".

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 892 (Leslie)—An act to amend Section 7145 of the Fish and Game Code, relating sportfishing.

Bill read third time.

Motion to Amend

Assembly Member Kuehl 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 AND PLACED UPON THE INACTIVE FILE

Senate Bills Nos. 661 and 727, —Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1102 (Dills)—An act to amend Sections 73391.5, 73393, 73399.3, and 74641 of, to add Sections 73395.1, 74640.1, 74640.2, 74641.2, and 74641.3 to, to repeal and add Section 74640 of, and to repeal, add, and repeal Section 73395 of, the Government Code, relating to courts.

Bill read third time, and presented by Assembly Member Harvey.

Bill passed by the following vote:

AYES—71

Aguiar	Cortese	Knight	Olberg
Alby	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Escutia	Kuykendall	Richter
Baldwin	Figueroa	Lee	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Sher
Bordonaro	Goldsmith	Martinez	Speier
Bowen	Granlund	Mazzoni	Sweeney
Bowler	Hannigan	McDonald	Takasugi
Brown, Valerie	Harvey	McPherson	Thompson
Brulte	Hauser	Miller	Tucker
Burton	Hawkins	Morrissey	Villaraigosa
Bustamante	Hoge	Morrow	Weggeland
Caldera	House	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mme. Speaker
Conroy	Kaloogian	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 488 (Leonard)—An act to amend Section 1095 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time, and presented by Assembly Member Hoge.

Bill passed by the following vote:

AYES—67

Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knox	Pringle
Alpert	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Richter
Baldwin	Figueroa	Lee	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Sher
Bordonaro	Goldsmith	Martinez	Speier
Bowen	Granlund	Mazzoni	Sweeney
Bowler	Hannigan	McPherson	Takasugi
Brown, Valerie	Harvey	Miller	Thompson
Brulte	Hauser	Morrissey	Tucker
Burton	Hawkins	Morrow	Villaraigosa
Bustamante	Hoge	Murray, Kevin	Weggeland
Caldera	House	Murray, Willard	Woods
Cannella	Isenberg	Napolitano	Mme. Speaker
Conroy	Kaloogian	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 267—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 472 (Petris)—An act to amend Section 412 of the Health and Safety Code, and to amend Section 4364 of the Welfare and Institutions Code, relating to health.

Bill read third time, and presented by Assembly Member Weggeland.

Bill passed by the following vote:

AYES—63

Alby	Cunneen	Kuehl	Poochigian
Alpert	Davis	Kuykendall	Rainey
Archie-Hudson	Ducheny	Lee	Richter
Baca	Escutia	Machado	Rogan
Baldwin	Figueroa	Margett	Setencich
Battin	Frusetta	Martinez	Sher
Bordonaro	Gallegos	Mazzoni	Speier
Bowen	Goldsmith	McDonald	Sweeney
Bowler	Hannigan	McPherson	Takasugi
Brown, Valerie	Harvey	Miller	Thompson
Brulte	Hauser	Morrissey	Tucker
Burton	House	Morrow	Villaraigosa
Bustamante	Isenberg	Murray, Kevin	Weggeland
Caldera	Kaloogian	Murray, Willard	Woods
Cannella	Knight	Napolitano	Mme. Speaker
Cortese	Knox	Olberg	

NOES—2

Granlund	Hoge

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1574 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Kevin Murray was granted unanimous consent that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 1574 were refused concurrence; and that the bill be passed on file, to retain its place on file.

BILLS PASSED ON FILE

Senate Bill No. 1258—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 860 (Alquist)—An act to amend Sections 20017.81, 20038.5, 20950.1, 21101, 21251.13, 21251.147, 21296, 21364, 21373, 21382.5, 21404, and 21411 of, to add Sections 20017.791 and 20038.4 to, and to repeal Section 21406 of, the Government Code, relating to public employees.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—72

Aguiar	Conroy	Kaloogian	Murray, Willard
Alby	Cortese	Katz	Napolitano
Alpert	Cunneen	Knight	Olberg
Archie-Hudson	Davis	Knowles	Poochigian
Baca	Ducheny	Knox	Rainey
Baldwin	Escutia	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Friedman	Lee	Setencich
Boland	Frusetta	Machado	Sher
Bordonaro	Gallegos	Margett	Speier
Bowen	Goldsmith	Martinez	Sweeney
Bowler	Granlund	Mazzoni	Takasugi
Brewer	Hannigan	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Villaraigosa
Burton	Hoge	Morrissey	Weggeland
Bustamante	House	Morrow	Woods
Cannella	Isenberg	Murray, Kevin	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 778 (Marks)—An act to amend Sections 594.8 and 640.5 of the Penal Code, relating to graffiti.

Bill read third time, and presented by Assembly Member Villaraigosa.

Bill passed by the following vote:

AYES—74

Aguiar	Campbell	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Boland	Figueroa	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Hannigan	McDonald	Tucker
Brown, Willie	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mme. Speaker
Bustamante	Hoge	Morrow	
Caldera	House	Murray, Kevin	

NOES—2

Granlund	Weggeland

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 778: Assembly Member Conroy, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1015 (Mello)—An act to amend Section 65863.11 of the Government Code, relating to assisted housing developments.

Bill read third time, and presented by Assembly Member Hauser.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hauser moved a call of the Assembly.

Motion carried. Time, 10:12 a.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. 1262—Passed on file.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 76.

~~BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE~~

~~Senate Bill No. 537—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.~~

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 537 was placed upon the inactive file. See page 3628.)

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE CONCURRENT RESOLUTION NO. 27 (Watson)—Relative to income assurance.

Resolution read, presented by Assembly Member Bates, and adopted by the following vote:

AYES—51

Alpert	Ducheny	Kuykendall	Rainey
Archie-Hudson	Escutia	Lee	Setencich
Baca	Figueroa	Machado	Sher
Bates	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Brown, Valerie	Gallegos	Mazzoni	Takasugi
Burton	Hannigan	McDonald	Tucker
Bustamante	Hauser	McPherson	Vasconcellos
Caldera	Hawkins	Miller	Villaraigosa
Campbell	Isenberg	Morrissey	Weggeland
Cortese	Katz	Murray, Kevin	Woods
Cunneen	Knox	Murray, Willard	Mme. Speaker
Davis	Kuehl	Napolitano	

NOES—19

Aguiar	Bowler	Hoge	Poochigian
Alby	Conroy	House	Pringle
Baldwin	Goldsmith	Kaloogian	Rogan
Battin	Granlund	Knight	Thompson
Boland	Harvey	Olberg	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1088 (Polanco)—An act to amend Sections 10285, 10285.2, 10285.3, and 10285.4 of, and to add Section 10285.15 to, the Public Contract Code, relating to state contracts.

Bill read third time, and presented by Assembly Member Speier.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Speier moved a call of the Assembly.

Motion carried. Time, 10:20 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1313 (Mountjoy)—An act to repeal and add Article 2 (commencing with Section 2220) of Chapter 3 of Division 2 of the Elections Code, relating to voter registration.

Bill read third time, and presented by Assembly Member Conroy.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Conroy moved a call of the Assembly.

Motion carried. Time, 10:30 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 187 (Hayden)—An act to amend Sections 6222 and 6345 of, and to add Sections 6383.5 and 6383.7 to, the Family Code, relating to family law.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—51

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Rogan
Bates	Ducheny	Kuykendall	Setencich
Bowen	Escutia	Lee	Sher
Bowler	Figueroa	Machado	Speier
Brewer	Friedman	Martinez	Sweeney
Brown, Valerie	Frusetta	Mazzoni	Tucker
Brown, Willie	Gallegos	McDonald	Vasconcellos
Bustamante	Goldsmith	McPherson	Villaraigosa
Caldera	Hannigan	Morrow	Woods
Campbell	Hauser	Murray, Kevin	Mme. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—12

Baldwin	Harvey	Margett	Pringle
Conroy	Hawkins	Miller	Richter
Granlund	Hoge	Olberg	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 370 (Wright)—An act to add Section 14310 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and presented by Assembly Member Valerie Brown.

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brown, Willie	Harvey	Morrissey	Woods
Brulte	Hauser	Morrow	Mme. Speaker
Burton	Hawkins	Murray, Kevin	
Bustamante	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—1

Hoge

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 887 BY UNANIMOUS CONSENT

Assembly Member Kevin Murray was granted unanimous consent to take up Senate Bill No. 887, out of order.

SENATE BILL NO. 887 (Hughes)—An act to amend Sections 18405, 19011, 23051.5, 25110, and 25112 of, to add Section 21015 to, and to repeal Section 18634 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Kevin Murray.

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Escutia	Lee	Sher
Battin	Figueroa	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brown, Willie	Harvey	Morrissey	Woods
Brulte	Hauser	Morrow	Mme. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 508—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 557 (Campbell)—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

Bill read third time, and presented by Assembly Member Caldera.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caldera moved a call of the Assembly.

Motion carried. Time, 10:45 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 609 (Rosenthal)—An act to amend Sections 125.9, 800, 803.2, 803.5, 804, 2225.5, 2227, 2236.1, 2305, 2317, 2335, and 2416 of, to amend and repeal Sections 803 and 2337 of, to amend and renumber Section 2430 of, and to add Sections 801.1, 802.1, 804.5, 2336, and 2964.6 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—76

Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Escutia	Lee	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Hannigan	McPherson	Tucker
Brown, Willie	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Villaraigosa
Burton	Hawkins	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 670 (Lewis)—An act to amend Section 12076 of the Penal Code, relating to firearms.

Bill read third time, and presented by Assembly Member Rainey.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Rainey moved a call of the Assembly.

Motion carried. Time, 10:51 a.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. 671—Passed on file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bills Nos. 689 and **691**—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF SENATE BILL NO. 702 BY UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent to take up Senate Bill No. 702, out of order.

SENATE BILL NO. 702 (Petris)—An act to amend, repeal, and add Section 6060 of the Business and Professions Code, relating to the State Bar.

Bill read third time, and presented by Assembly Member House.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member House moved a call of the Assembly.

Motion carried. Time, 11:06 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bills Nos. 1077 and **1161**—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 87 (Kopp)—An act to amend Section 11040 of the Government Code, and to amend Sections 1036 and 1064.2 of the Insurance Code, relating to the Attorney General.

Bill read third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—70

Aguiar	Cortese	Knight	Olberg
Alby	Cunneen	Knowles	Poochigian
Alpert	Davis	Knox	Pringle
Archie-Hudson	Ducheny	Kuehl	Rainey
Baca	Escutia	Kuykendall	Richter
Baldwin	Firestone	Lee	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Granlund	Mazzoni	Takasugi
Bowler	Harvey	McDonald	Thompson
Brewer	Hauser	McPherson	Tucker
Brown, Valerie	Hawkins	Miller	Villaraigosa
Brulte	Hoge	Morrissey	Weggeland
Burton	House	Morrow	Woods
Bustamante	Isenberg	Murray, Kevin	Mme. Speaker
Cannella	Kaloogian	Murray, Willard	
Conroy	Katz	Napolitano	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 325 (Russell)—An act to amend Section 9262 of, and to add Section 11713.15 to, the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Valerie 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. 465 (Rosenthal)—An act to amend Sections 1871.4 and 1871.7 of, and to repeal Section 1879.1 of, the Insurance Code, and to amend Section 550 of, and to repeal Section 550 of, the Penal Code, relating to insurance fraud.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—72

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brown, Willie	Hauser	Miller	Vasconcellos
Brulte	Hawkins	Morrow	Villaraigosa
Burton	Hoge	Murray, Kevin	Weggeland
Bustamante	House	Murray, Willard	Woods
Campbell	Isenberg	Napolitano	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 423—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 130 (Costa)—An act to amend Sections 25143.2 and 25144 of the Health and Safety Code, relating to hazardous waste.

Bill read third time.

Motion to Amend

Assembly Member Tucker moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 412 (Marks)—An act to amend Section 14009.5 of, and to repeal Section 14006.7 of, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and presented by Assembly Member Valerie Brown.

Bill passed by the following vote:

AYES—73

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Alpert	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Baldwin	Escutia	Lee	Sher
Bates	Figueroa	Machado	Speier
Battin	Firestone	Margett	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Burton	Hawkins	Murray, Kevin	Mme. Speaker
Bustamante	Hoge	Murray, Willard	
Campbell	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 206 (Kelley)—An act to add Section 25143.8 to the Health and Safety Code, and to amend Section 13050 of the Water Code, relating to waste.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—63

Aguiar	Cortese	House	Murray, Kevin
Alby	Cunneen	Isenberg	Murray, Willard
Alpert	Davis	Kaloogian	Napolitano
Baca	Ducheny	Knight	Olberg
Baldwin	Escutia	Knox	Poochigian
Battin	Figueroa	Kuehl	Pringle
Boland	Firestone	Kuykendall	Rainey
Bordonaro	Friedman	Lee	Rogan
Bowler	Frusetta	Machado	Setencich
Brewer	Gallegos	Margett	Takasugi
Brulte	Goldsmith	Martinez	Thompson
Burton	Granlund	Mazzoni	Vasconcellos
Bustamante	Hannigan	McPherson	Weggeland
Caldera	Harvey	Miller	Woods
Cannella	Hawkins	Morrissey	Mme. Speaker
Conroy	Hoge	Morrow	

NOES—5

Brown, Valerie	Speier	Villaraigosa
Sher	Sweeney	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 1107—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 199 (Kelley)—An act to add Sections 40448.5.1 and 43022 to the Health and Safety Code, and to add Section 25225 to the Public Resources Code, relating to vehicles and fuels.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—45

Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Kuykendall	Rogan
Baca	Frusetta	Margett	Setencich
Baldwin	Gallegos	Martinez	Takasugi
Battin	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Tucker
Bordonaro	Hannigan	Morrissey	Weggeland
Bowler	Harvey	Morrow	Woods
Brewer	Hawkins	Olberg	Mme. Speaker
Brulte	Hoge	Poochigian	
Bustamante	House	Pringle	
Cannella	Kaloogian	Rainey	

NOES—27

Alpert	Campbell	Knox	Napolitano
Archie-Hudson	Davis	Kuehl	Sher
Bates	Escutia	Lee	Speier
Bowen	Firestone	Mazzoni	Sweeney
Brown, Valerie	Hauser	McDonald	Vasconcellos
Brown, Willie	Isenberg	Murray, Kevin	Villaraigosa
Burton	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 275 (Costa)—An act to add Division 10.2 (commencing with Section 10200) to the Public Resources Code, and to add Sections 421.5 and 422.5 to the Revenue and Taxation Code, relating to agricultural land conservation.

Bill read third time.

Motion to Amend

Assembly Member Machado moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 431—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

BILLS PASSED ON FILE

Senate Bill No. 523—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 547 (Mello)—An act to add and repeal Article 4.05 (commencing with Section 14139.05) of Chapter 7 of Part 3 of Division 9 of, and to repeal Article 4.1 (commencing with Section 14139.7) of, the Welfare and Institutions Code, relating to long-term care.

Bill read third time, and presented by Assembly Member Bates.

Bill passed by the following vote:

AYES—77

Aguiar	Cannella	Isenberg	Poochigian
Alby	Conroy	Kaloogian	Pringle
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Escutia	Lee	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowen	Frusetta	Mazzoni	Thompson
Bowler	Gallegos	McDonald	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Murray, Kevin	Mme. Speaker
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Napolitano	
Campbell	House	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 729—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 623 (Peace)—An act to repeal and add Section 593d of the Penal Code, relating to crimes.

Bill read third time, and presented by Assembly Member Conroy.

~~Bill passed by the following vote:~~

~~AYES—67~~

~~Aguiar~~	~~Cortese~~	~~Kaloogian~~	~~Olberg~~
~~Alby~~	~~Cunneen~~	~~Katz~~	~~Poochigian~~
~~Alpert~~	~~Davis~~	~~Knight~~	~~Rainey~~
~~Archie-Hudson~~	~~Ducheny~~	~~Knox~~	~~Richter~~
~~Baca~~	~~Escutia~~	~~Kuehl~~	~~Rogan~~
~~Baldwin~~	~~Figueroa~~	~~Kuykendall~~	~~Setencich~~
~~Battin~~	~~Firestone~~	~~Lee~~	~~Speier~~
~~Boland~~	~~Friedman~~	~~Machado~~	~~Sweeney~~
~~Bowen~~	~~Frusetta~~	~~Martinez~~	~~Takasugi~~
~~Bowler~~	~~Gallegos~~	~~Mazzoni~~	~~Thompson~~
~~Brewer~~	~~Goldsmith~~	~~McDonald~~	~~Tucker~~
~~Brown, Willie~~	~~Granlund~~	~~McPherson~~	~~Vasconcellos~~
~~Brulte~~	~~Harvey~~	~~Miller~~	~~Villaraigosa~~
~~Burton~~	~~Hauser~~	~~Morrissey~~	~~Weggeland~~
~~Bustamante~~	~~Hawkins~~	~~Murray, Kevin~~	~~Woods~~
~~Cannella~~	~~Hoge~~	~~Murray, Willard~~	~~Mme. Speaker~~
~~Conroy~~	~~House~~	~~Napolitano~~	

~~NOES—4~~

~~Bordonaro~~	~~Isenberg~~	~~Morrow~~	~~Sher~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On August 26, 1996, the action was rescinded whereby Senate Bill No. 623 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8529.)

SENATE BILL NO. 1176 (Mello)—An act to amend Sections 8370 and 15907 of, to amend and renumber Section 9025 of, and to add and repeal Section 9027.5 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Boland	Figueroa	Lee	Sher
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Martinez	Sweeney
Bowler	Frusetta	Mazzoni	Takasugi
Brewer	Gallegos	McDonald	Thompson
Brown, Valerie	Goldsmith	McPherson	Tucker
Brown, Willie	Granlund	Miller	Vasconcellos
Brulte	Harvey	Morrissey	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 537

Assembly Member Sweeney was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 3617), Senate Bill No. 537, was placed upon the inactive file.

BILLS PASSED ON FILE

Senate Bills Nos. 1191, 140, and 1277—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 283 (Costa)—An act to add Section 12833 to the Food and Agricultural Code, relating to economic poisons.

Bill read third time, and presented by Assembly Member Bustamante.

Bill passed by the following vote:

AYES—45

Aguiar	Conroy	Kuykendall	Richter
Alby	Cortese	Machado	Rogan
Alpert	Frusetta	Margett	Setencich
Baldwin	Goldsmith	McPherson	Takasugi
Battin	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Vasconcellos
Bordonaro	Hawkins	Morrow	Weggeland
Bowler	Hoge	Murray, Willard	Woods
Brewer	House	Olberg	Mme. Speaker
Brulte	Kaloogian	Poochigian	
Bustamante	Knight	Pringle	
Cannella	Knowles	Rainey	

NOES—29

Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	
Burton	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 513 BY UNANIMOUS CONSENT

Assembly Member Morrow was granted unanimous consent to take up Senate Bill No. 513, out of order.

SENATE BILL NO. 513 (Calderon)—An act to amend Section 17900 of the Business and Professions Code, to amend Sections 15002, 15006, 15015, 15018, 15034, 15036, and 15040 of, and to add Article 8 (commencing with Section 15047) to Chapter 1 of Title 2 of, the Corporations Code, to amend Sections 19, 28.5, 6829, 17220, 18535, 19132, and 23036 of, and to add Chapter 1.7 (commencing with Section 23097) to Part 11 of Division 2 of, the Revenue and Taxation Code, and to amend Section 1735 of the Unemployment Insurance Code, relating to limited liability partnerships, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Morrow.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knox	Pringle
Baldwin	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Richter
Battin	Figueroa	Lee	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—1

Isenberg

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knox	Pringle
Baldwin	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Richter
Battin	Figueroa	Lee	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mme. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—1

Isenberg

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 210 BY UNANIMOUS CONSENT

Assembly Member Davis was granted unanimous consent to take up Senate Bill No. 210, out of order.

SENATE BILL NO. 210 (Solis)—An act to amend Sections 48915.5 and 56361 of the Education Code, relating to special education.

Bill read third time, and presented by Assembly Member Davis.

~~Bill passed by the following vote:~~

~~AYES—79~~

~~Aguiar~~	~~Cannella~~	~~Isenberg~~	~~Napolitano~~
~~Alby~~	~~Conroy~~	~~Kaloogian~~	~~Olberg~~
~~Alpert~~	~~Cortese~~	~~Katz~~	~~Poochigian~~
~~Archie-Hudson~~	~~Cunneen~~	~~Knight~~	~~Pringle~~
~~Baca~~	~~Davis~~	~~Knowles~~	~~Rainey~~
~~Baldwin~~	~~Ducheny~~	~~Knox~~	~~Richter~~
~~Bates~~	~~Escutia~~	~~Kuehl~~	~~Rogan~~
~~Battin~~	~~Figueroa~~	~~Kuykendall~~	~~Setencich~~
~~Boland~~	~~Firestone~~	~~Lee~~	~~Sher~~
~~Bordonaro~~	~~Friedman~~	~~Machado~~	~~Speier~~
~~Bowen~~	~~Frusetta~~	~~Margett~~	~~Sweeney~~
~~Bowler~~	~~Gallegos~~	~~Martinez~~	~~Takasugi~~
~~Brewer~~	~~Goldsmith~~	~~Mazzoni~~	~~Thompson~~
~~Brown, Valerie~~	~~Granlund~~	~~McDonald~~	~~Tucker~~
~~Brown, Willie~~	~~Hannigan~~	~~McPherson~~	~~Vasconcellos~~
~~Brulte~~	~~Harvey~~	~~Miller~~	~~Villaraigosa~~
~~Burton~~	~~Hauser~~	~~Morrissey~~	~~Weggeland~~
~~Bustamante~~	~~Hawkins~~	~~Morrow~~	~~Woods~~
~~Caldera~~	~~Hoge~~	~~Murray, Kevin~~	~~Mme. Speaker~~
~~Campbell~~	~~House~~	~~Murray, Willard~~	

~~NOES—None~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On June 24, 1996, the action was rescinded whereby Senate Bill No. 210 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7542.)

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 579, on request of Assembly Member Morrow.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Alpert was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 515

September, 1995

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California

Re: AB 515 (Alpert)

Dear Mr. Wilson: This letter expresses legislative intent with regard to the provisions of Public Utilities Code Section 455.3(b) (5) as added by AB 515.

Generally, AB 515 requires the Public Utilities Commission (PUC) to revise its regulations to permit pipeline corporations to charge and collect rate increases without the prior approval of the PUC. (The PUC retains the authority to subsequently disallow all, or any portion, of the rate increase.)

Subdivision (b) (5) limits the amount a rate may be increased (and

collected) without the prior approval of the PUC. Specifically, subdivision (b) (5) states that rate increases may be charged and collected without the PUC's prior approval only to the extent the increase does not exceed 10% in any twelve month period. The following examples illustrate the manner in which the 10% figure and twelve month period shall be calculated:

1. A pipeline corporation raises its rates by 5% on Day 1. This entire 5% increase may be collected without the prior approval of the PUC. On Day 150, the pipeline corporation raises its rates by 3%. This entire 3% increase may also be collected prior to PUC approval. On Day 300, the pipeline corporation raises its rates by an additional 5% for a total increase of 13% during a twelve month period. Only 2% of this final increase may be collected prior to PUC approval. The final 3% may only be collected after PUC approval.

Please note, however, that subdivision (b) (5) grants the PUC the authority to permit the pipeline corporation to retroactively charge and collect some, or all, of the final 3%.

2. A pipeline corporation raises its rates by 5% on Day 1. On Day 150, the pipeline corporation raises its rates by an additional 7%. The final 2% of this increase cannot be collected without the prior approval of the PUC.

3. A pipeline corporation raises its rates by 12% on Day 1. Only 10% of this increase may be collected prior to PUC approval. On Day 300, the pipeline corporation raises its rates by an additional 5%. No portion of the 5% increase may be charged prior to PUC approval because the 10% limitation has already been exceeded during a twelve month period.

4. A pipeline corporation decreases its rates by 3% on Day 1. On Day 150, the pipeline corporation raises its rates by 8%. This entire 8% may be collected prior to PUC approval. On Day 300, the pipeline corporation raises its rates by an additional 8%. Because of the original 3% decrease (which occurred in the same twelve month period), 5% of the second 8% increase may be collected prior to PUC approval. The remaining 3% may only be collected after approval is obtained from the PUC.

Thank you for your cooperation.

Cordially,

DEDE ALPERT, Assembly Member
Seventy-eighth District

CONSIDERATION OF SENATE BILL NO. 457 BY UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent to take up Senate Bill No. 457, out of order.

SENATE BILL NO. 457 (Kelley)—An act to amend Sections 14031.8, 14031.9, and 14035 of the Government Code, and to amend Section 164.55 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Katz.

Bill passed by the following vote:

AYES—71

Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Pringle
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knox	Rogan
Baldwin	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Margett	Sweeney
Bowen	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Granlund	McPherson	Vasconcellos
Brown, Willie	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Willard	Mme. Speaker
Cannella	House	Napolitano	

NOES—4

Bates	Campbell	Hannigan	Lee

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 457: Assembly Member Lee, from "Aye" to "No".

Bill ordered transmitted to the Senate.

MOTION TO SUSPEND JOINT RULES ON ASSEMBLY BILL NO. 365

Assembly Member Hannigan moved that Joint Rule 29.5 be suspended, to permit the Conference Committee on Assembly Bill No. 365 to meet without publishing notice of the meeting one day prior to the meeting; and that Joint Rule 29 be suspended to permit the appointment of the same conferees to the Second Conference Committee on Assembly Bill No. 365.

Motion carried by the following vote:

AYES—79

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—None

MOTION TO SUSPEND JOINT RULES ON SENATE BILL NO. 38

Assembly Member Hannigan moved that Joint Rule 29.5 be suspended, to permit the Conference Committee on Senate Bill No. 38 to meet without publishing notice of the meeting one day prior to the meeting; that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee; and that Joint Rule 29 be suspended to permit the appointment of the same conferees to the Second Conference Committee.

Motion carried by the following vote:

AYES—79

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—None

UNANIMOUS CONSENT WITHHELD

Assembly Member Pringle announced that he would withhold unanimous consent on any requests to suspend Joint Rule 30 as it relates to conference reports.

ACTION RESCINDED ON SENATE BILL NO. 1291

Assembly Member Richter was granted unanimous consent to rescind the action whereby the Assembly, on September 5, 1995 (Assembly Journal, page 3522), passed Senate Bill No. 1291, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 190 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Senate Bill No. 190, out of order.

SENATE BILL NO. 190 (Costa)—An act to amend Sections 32504 and 32512 of, and to add Sections 32537 and 32538 to, the Public Resources Code, relating to the San Joaquin River Conservancy.

Bill read third time, and presented by Assembly Member Bustamante.

Bill passed by the following vote:

AYES—48

Alpert	Ducheny	Knight	Poochigian
Archie-Hudson	Escutia	Knox	Rainey
Baca	Figueroa	Kuehl	Setencich
Battin	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Mazzoni	Sweeney
Burton	Gallegos	McDonald	Takasugi
Bustamante	Hannigan	McPherson	Tucker
Cannella	Harvey	Morrissey	Vasconcellos
Cortese	Hauser	Murray, Kevin	Villaraigosa
Cunneen	House	Murray, Willard	Woods
Davis	Katz	Napolitano	Mme. Speaker

NOES—20

Aguiar	Brown, Valerie	Hoge	Olberg
Alby	Brulte	Kaloogian	Pringle
Baldwin	Conroy	Kuykendall	Rogan
Boland	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrow	Weggeland

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 190: Assembly Members Granlund and Kuykendall, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 29 BY UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent to take up House Resolution No. 29, out of order.

HOUSE RESOLUTION NO. 29 (Woods)—Relative to Rules of the Assembly.

Resolution read.

House Resolution No. 29 Passed Temporarily

By unanimous consent House Resolution No. 29 was passed temporarily on file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Sweeney was granted unanimous consent to take up Assembly Bill No. 1337, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1337 (Sweeney)—An act to amend Section 798.75 of the Civil Code, relating to mobilehome parks.

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—42

Alpert	Davis	Kuehl	Setencich
Archie-Hudson	Ducheny	Lee	Sher
Baca	Escutia	Machado	Speier
Bates	Firestone	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Tucker
Brown, Valerie	Hannigan	McDonald	Vasconcellos
Burton	Hauser	McPherson	Villaraigosa
Bustamante	Isenberg	Morrow	Weggeland
Caldera	Kaloogian	Murray, Kevin	Mme. Speaker
Cannella	Katz	Murray, Willard	
Cortese	Knox	Napolitano	

NOES—27

Aguiar	Conroy	House	Pringle
Alby	Cunneen	Knight	Rainey
Baldwin	Goldsmith	Knowles	Richter
Bordonaro	Granlund	Kuykendall	Rogan
Bowler	Harvey	Margett	Thompson
Brewer	Hawkins	Miller	Woods
Brulte	Hoge	Poochigian	

Above bill ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 45 BY UNANIMOUS CONSENT

Assembly Member Morrow was granted unanimous consent to take up Senate Bill No. 45, out of order.

SENATE BILL NO. 45 (Peace)—An act to add Section 3424 to the Civil Code, to amend Sections 425.11, 425.12, 527, 580, 585, 586, and 877.6 of, to add Sections 425.115 and 430.90 to, and to repeal and add Section 533 of, the Code of Civil Procedure, relating to civil procedure.

Amendments Withdrawn

Without objection, Assembly Member Morrow withdrew his amendments—Set 1 to Senate Bill No. 45.

Bill read third time.

Motion to Amend by Assembly Member Morrow—Set 2

Assembly Member Morrow moved the adoption of amendments.

Amendments read and adopted.

Amendments Withdrawn

Without objection, Assembly Member Bowen withdrew her amendments—Set 3 to Senate Bill No. 45.

Amendments Withdrawn

Without objection, Assembly Member Hauser withdrew his amendments—Set 4 to Senate Bill No. 45.

Bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 788 BY UNANIMOUS CONSENT

Assembly Member Vasconcellos was granted unanimous consent to take up Senate Bill No. 788, out of order.

SENATE BILL NO. 788 (**Alquist**)—An act to amend Sections 12801.5 and 12816 of, and to add Sections 1685 and 12801.7 to, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Vasconcellos moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 297 BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 297, out of order.

SENATE BILL NO. 297 (**Campbell**)—An act to add Section 11019.6 to the Government Code, relating to government agencies.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 678 BY UNANIMOUS CONSENT

Assembly Member Martinez was granted unanimous consent to take up Senate Bill No. 678, out of order.

SENATE BILL NO. 678 (**Polanco**)—An act to add and repeal Chapter 2.2 (commencing with Section 350) of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Martinez moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Rainey announced his intention to request that Senate Bill No. 1161 be removed from the inactive file.

CONSIDERATION OF SENATE BILL NO. 1066 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 1066, out of order.

SENATE BILL NO. 1066 (Campbell)—An act to amend Sections 66000, 66001, and 66006 of, and to add Sections 65995.3, 66008, and 66009 to, the Government Code, relating to development.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 950 BY UNANIMOUS CONSENT

Assembly Member Kuehl was granted unanimous consent to take up Senate Bill No. 950, out of order.

SENATE BILL NO. 950 (Killea)—An act to add Section 186.11 to the Penal Code, relating to crimes.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 882 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Senate Bill No. 882, out of order.

SENATE BILL NO. 882 (Rosenthal)—An act to add and repeal Chapter 8.9 (commencing with Section 10089.7) of Part 1 of Division 2 of the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cunneen.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Pringle
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Mazzoni	Thompson
Bowen	Frusetta	McDonald	Tucker
Bowler	Gallegos	McPherson	Vasconcellos
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brown, Willie	Hannigan	Morrow	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hoge	Napolitano	
Caldera	House	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Pringle
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Mazzoni	Thompson
Bowen	Frusetta	McDonald	Tucker
Bowler	Gallegos	McPherson	Vasconcellos
Brewer	Goldsmith	Miller	Villaraigosa
Brown, Valerie	Granlund	Morrissey	Weggeland
Brown, Willie	Hannigan	Morrow	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hoge	Napolitano	
Caldera	House	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 716 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Senate Bill No. 716, out of order.

SENATE BILL NO. 716 (Committee on Revenue and Taxation)—An act to amend Sections 25831 and 27001 of the Government Code, to add Section 3913.1 to the Public Resources Code, and to amend Sections 408.3, 2503.2, 3692, 3704, 4710, 4831, and 4986.8 of, to add Sections 163, 623, and 4101.5 to, and to repeal Section 2623.5 of, the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

Motion to Amend

Assembly Member McDonald moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Request to Return Bill to Consent Calendar

Assembly Member McDonald requested unanimous consent that Senate Bill No. 716 be returned to the Consent Calendar.

Assembly Member Pringle withheld unanimous consent.

Bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE

Senate Bill No. 701—Passed on file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 836, on request of Assembly Member Pringle.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Katz moved that Joint Rule 29.5 be suspended, to permit the Conference Committee on Senate Bill No. 756 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—79

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on Monday, September 11, 1995, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bills Nos. 58, 786, and 1020; Senate Bills Nos. 76, 388, 544, and 893; and Senate Concurrent Resolution No. 40.

CONSIDERATION OF SENATE BILL NO. 990 BY UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 990, out of order.

SENATE BILL NO. 990 (Polanco)—An act to add and repeal Section 14087.41 of the Welfare and Institutions Code, relating to managed care services.

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.

CONSIDERATION OF SENATE BILL NO. 668 BY UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 668, out of order.

SENATE BILL NO. 668 (Polanco)—An act to amend Section 3042 of the Business and Professions Code, relating optometry.

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.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Isenberg announced his intention to request that Senate Bill No. 431 be removed from the inactive file.

CONSIDERATION OF SENATE BILL NO. 1302 BY UNANIMOUS CONSENT

Assembly Member Alpert was granted unanimous consent to take up Senate Bill No. 1302, out of order.

SENATE BILL NO. 1302 (Peace)—An act to add Part 10.8 (commencing with Section 17920) to Division 1 of Title 1 of the Education Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Alpert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 528 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Margett gave notice that he would move to withdraw Assembly Bill No. 528 from the Committee on Human Services.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1015

At 12:49 p.m., on motion of Assembly Member Hauser, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1015 passed by the following vote:

AYES—42

Alpert	Cortese	Katz	Richter
Archie-Hudson	Cunneen	Knox	Setencich
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Speier
Bowen	Escutia	Machado	Sweeney
Brown, Valerie	Figueroa	Martinez	Tucker
Brown, Willie	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	Mme. Speaker
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Napolitano	

NOES—31

Aguiar	Brulte	Kaloogian	Poochigian
Alby	Conroy	Knight	Pringle
Baldwin	Goldsmith	Kuykendall	Rainey
Battin	Granlund	Margett	Rogan
Boland	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1088

At 12:49 p.m., on motion of Assembly Member Speier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1088 passed by the following vote:

AYES—51

Alpert	Cunneen	Katz	Napolitano
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Setencich
Bates	Escutia	Lee	Sher
Bowen	Figueroa	Machado	Speier
Brown, Valerie	Firestone	Martinez	Sweeney
Brown, Willie	Friedman	Mazzoni	Tucker
Burton	Frusetta	McDonald	Vasconcellos
Bustamante	Gallegos	McPherson	Villaraigosa
Caldera	Hannigan	Miller	Weggeland
Campbell	Hauser	Morrissey	Woods
Cannella	Hawkins	Murray, Kevin	Mme. Speaker
Cortese	Isenberg	Murray, Willard	

NOES—14

Alby	Conroy	Kaloogian	Takasugi
Baldwin	Granlund	Knight	Thompson
Boland	Harvey	Morrow	
Bowler	Hoge	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1313

At 12:50 p.m., on motion of Assembly Member Conroy, 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 Sher moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 557

At 12:50 p.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 557 passed by the following vote:

AYES—45

Alpert	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuehl	Sher
Bates	Ducheny	Kuykendall	Speier
Bowen	Escutia	Lee	Sweeney
Brown, Valerie	Figueroa	Machado	Takasugi
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Goldsmith	McDonald	Villaraigosa
Caldera	Hannigan	McPherson	Weggeland
Campbell	Hauser	Miller	
Cannella	Isenberg	Murray, Kevin	
Cortese	Katz	Napolitano	

NOES—20

Baldwin	Conroy	Kaloogian	Murray, Willard
Battin	Granlund	Knight	Olberg
Bordonaro	Harvey	Margett	Setencich
Brewer	Hawkins	Morrissey	Thompson
Brulte	Hoge	Morrow	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 557: Assembly Member House, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 670

At 12:51 p.m., on motion of Assembly Member Rainey, 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 Caldera moved to continue the call of the Assembly.

Motion carried. Time, 12:52 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. 702

At 12:52 p.m., on motion of Assembly Member House, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 702 passed by the following vote:

AYES—44

Archie-Hudson	Frusetta	Kuykendall	Poochigian
Baca	Gallegos	Lee	Pringle
Boland	Goldsmith	Machado	Rainey
Bordonaro	Granlund	Margett	Richter
Bowler	Harvey	McDonald	Setencich
Brewer	Hawkins	McPherson	Thompson
Burton	Hoge	Miller	Tucker
Conroy	House	Morrissey	Vasconcellos
Cunneen	Isenberg	Morrow	Villaraigosa
Escutia	Knight	Napolitano	Woods
Firestone	Knox	Olberg	Mme. Speaker

NOES—27

Aguiar	Brown, Willie	Hannigan	Murray, Kevin
Alby	Bustamante	Hauser	Murray, Willard
Alpert	Caldera	Kaloogian	Rogan
Baldwin	Cannella	Katz	Sher
Bates	Cortese	Kuehl	Speier
Bowen	Davis	Martinez	Sweeney
Brown, Valerie	Ducheny	Mazzoni	

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Majority Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

HOUSE RESOLUTION NO. 23 (Cortese)—Relative to Family Wellness Programs.

Resolution read, and adopted by the following vote:

AYES—79

Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker
Campbell	House	Murray, Willard	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1313

At 12:54 p.m., on motion of Assembly Member Sher, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1313 refused passage by the following vote:

AYES—40

Aguiar	Cunneen	Knight	Pringle
Alby	Firestone	Knowles	Rainey
Baldwin	Frusetta	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Setencich
Bordonaro	Harvey	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	Hoge	Morrow	Weggeland
Brulte	House	Olberg	Woods
Conroy	Kaloogian	Poochigian	Mme. Speaker

NOES—35

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	

Motion to Reconsider Senate Bill No. 1313 on Next Legislative Day

Assembly Member Conroy moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1313 was this day refused passage.

Senate Bill No. 1313 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 670

At 12:54 p.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

~~Senate Bill No. 670 passed by the following vote:~~

~~AYES—42~~

~~Aguiar~~	~~Gunnoen~~	~~Knowles~~	~~Rainey~~
~~Alby~~	~~Firestone~~	~~Kuykendall~~	~~Richter~~
~~Baca~~	~~Frusetta~~	~~Margett~~	~~Rogan~~
~~Baldwin~~	~~Goldsmith~~	~~McPherson~~	~~Setencich~~
~~Battin~~	~~Granlund~~	~~Miller~~	~~Takasugi~~
~~Boland~~	~~Harvey~~	~~Morrissey~~	~~Thompson~~
~~Bordonaro~~	~~Hawkins~~	~~Morrow~~	~~Woggeland~~
~~Bowler~~	~~Hoge~~	~~Murray, Willard~~	~~Woods~~
~~Brewer~~	~~House~~	~~Olberg~~	~~Mmc. Speaker~~
~~Brulte~~	~~Kaloogian~~	~~Poochigian~~	
~~Conroy~~	~~Knight~~	~~Pringle~~	

~~NOES—31~~

~~Alpert~~	~~Campbell~~	~~Knox~~	~~Napolitano~~
~~Archie-Hudson~~	~~Davis~~	~~Kuehl~~	~~Sher~~
~~Bates~~	~~Escutia~~	~~Lee~~	~~Speier~~
~~Bowen~~	~~Friedman~~	~~Machado~~	~~Sweeney~~
~~Brown, Valerie~~	~~Hannigan~~	~~Martinez~~	~~Tucker~~
~~Brown, Willie~~	~~Hauser~~	~~Mazzoni~~	~~Vasconcellos~~
~~Burton~~	~~Isenberg~~	~~McDonald~~	~~Villaraigosa~~
~~Caldera~~	~~Katz~~	~~Murray, Kevin~~	

~~Bill ordered transmitted to the Senate immediately.~~

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 670 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3875.)

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Knowles announced his intention to request that Senate Bill No. 905 be removed from the inactive file.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that today is the last day to submit a notice to the Daily File for conference committee hearings for Monday, September 11, 1995.

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. 111—Set 94 amendments, 580 and 743; and Senate Bills Nos. 772, 1247, 1332, 980, 935, 1076, 833, and 357 were continued until the next legislative day.

MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 18 FROM COMMITTEE CONTINUED

Unanimous consent was granted that the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety be continued until the next legislative day.

BILLS PASSED ON FILE

Senate Bills Nos. 31, 994, 34, 1356, 36, 346, 445, 761, 474, 1221, 534, 1327, 1277, 644, 535, and 478—Passed on file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bills Nos. 1062 and **217**—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CAUCUS ANNOUNCEMENTS

Assembly Member Bustamante announced that the Democratic Caucus would meet on Friday, September 8, 1995, at 9 a.m., in the Tom Bane Rules Committee Room.

Majority Speaker pro Tempore Setencich announced that the Republican Caucus would meet on Friday, September 8, 1995, at 9 a.m., in the Assembly Lounge.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1501, Concurrence: Burton, Kevin Murray, and Willard Murray—Aye; Aguiar, Alpert, Baca, Battin, Boland, Bowen, Brulte, Bustamante, Cannella, Cortese, Davis, Ducheny, Escutia, Gallegos, Goldsmith, Kaloogian, Knox, Kuehl, Lee, Margett, Martinez, McDonald, Morrow, Napolitano, Olberg, Poochigian, Rogan, Speier, and Villaraigosa—No.

Senate Bill No. 1030: Aguiar, Alpert, Baca, Battin, Boland, Bowen, Brulte, Burton, Cannella, Cortese, Ducheny, Escutia, Gallegos, Goldsmith, Knowles, Knox, Margett, Martinez, McDonald, Morrow, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 1664, Concurrence: Burton, Escutia, Martinez, Kevin Murray, and Willard Murray—Aye; Aguiar, Alpert, Boland, Brulte, Bustamante, Cannella, Cortese, Davis, Ducheny, Gallegos, Goldsmith, Knowles, Knox, Margett, Olberg, Rogan, Speier, and Weggeland—No.

Senate Bill No. 1102: Aguiar, Boland, Bordonaro, Bowen, Brulte, Burton, Cannella, Cortese, Cunneen, Ducheny, Escutia, Gallegos, Goldsmith, Granlund, Knowles, Lee, Martinez, McPherson, Morrow, Willard Murray, Rogan, and Speier—Aye.

Senate Bill No. 488: Aguiar, Boland, Bordonaro, Bowen, Brulte, Burton, Cannella, Cortese, Cunneen, Ducheny, Gallegos, Goldsmith, Granlund, Martinez, McPherson, Morrow, Kevin Murray, Willard Murray, Rogan, and Speier—Aye.

Senate Bill No. 472: Alby, Bowen, Bowler, Brulte, Burton, Cannella, Cortese, Cunneen, Ducheny, Escutia, Goldsmith, Kuehl, Lee, Machado, Martinez, McPherson, Morrow, Willard Murray, Olberg, Rogan, and Speier—Aye; Granlund—No.

Senate Bill No. 860: Aguiar, Boland, Brulte, Burton, Cannella, Cortese, Escutia, Hoge, Knowles, Martinez, Morrow, Willard Murray, and Rogan—Aye.

Senate Bill No. 778: Aguiar, Boland, Brulte, Burton, Cannella, Cortese, Escutia, Goldsmith, Knowles, Martinez, Morrow, Willard Murray, and Rogan—Aye.

Senate Concurrent Resolution No. 27: Burton, Cortese, Knox, Martinez, Miller, Willard Murray, and Weggeland—Aye; Aguiar, Goldsmith, Granlund, Poochigian, and Rogan—No.

Senate Bill No. 187: Cortese, Frusetta, Morrow, Willard Murray, and Rainey—Aye; Hoge—No.

Senate Bill No. 370: Brulte, Cortese, Escutia, Harvey, Kuykendall, Martinez, Miller, Morrow, Willard Murray, Rainey, and Weggeland—Aye; Hoge—No.

Senate Bill No. 887: Aguiar, Cortese, Hoge, Kuehl, Kuykendall, Miller, Morrow, Willard Murray, Olberg, Rainey, Rogan, and Weggeland—Aye.

Senate Bill No. 609: Baca, Brulte, Cortese, Hoge, Kevin Murray, Willard Murray, Poochigian, and Weggeland—Aye.

Senate Bill No. 87: Alpert, Brulte, Bustamante, Cunneen, Davis, Goldsmith, Granlund, Hoge, Knowles, McPherson, Napolitano, Poochigian, and Speier—Aye.

Senate Bill No. 465: Brulte, Bustamante, Hoge, Knowles, McPherson, Morrow, and Poochigian—Aye.

Senate Bill No. 412: Alpert, Brulte, Bustamante, Davis, Goldsmith, Harvey, Hoge, Morrow, Olberg, Poochigian, and Rogan—Aye.

Senate Bill No. 206: Brulte, Hoge, Morrow, Poochigian, and Rogan—Aye; Sweeney—No.

Senate Bill No. 199: Hoge, McPherson, and Poochigian—Aye; Escutia—No.

Senate Bill No. 547: Bowen, Conroy, Hoge, and Poochigian—Aye.

Senate Bill No. 623: Alpert, Cunneen, Davis, Escutia, Hawkins, Hoge, Mazzoni, McPherson, Olberg, Poochigian, Rogan, and Weggeland—Aye; Bordonaro and Morrow—No.

Senate Bill No. 1176: Bustamante, Cunneen, Hoge, McPherson, Morrow, Olberg, Poochigian, Rogan, and Weggeland—Aye.

Senate Bill No. 283: Alpert, Hoge, Knowles, and Vasconcellos—Aye; Knox—No.

Senate Bill No. 513 and Urgency: Hoge and Knox—Aye.

Senate Bill No. 210: Hoge, Knowles, Knox, Kuykendall, and Speier—Aye.

Senate Bill No. 457: Bustamante, Hoge, and Takasugi—Aye.

Senate Bill No. 190: Lee—Aye; Goldsmith and Hoge—No.

Senate Bill No. 1337, Concurrence: Speier—Aye; Bordonaro, Hoge, and Knowles—No.

Senate Bill No. 882 and Urgency: Knowles and Morrow—Aye.

Senate Bill No. 1015: Bowen—Aye; Aguiar and Rogan—No.

Senate Bill No. 1088: Weggeland—Aye.

Senate Bill No. 557: Machado—Aye.

Senate Bill No. 702: Granlund—Aye; Bowen—No.

MOTION TO ADJOURN

At 12:57 p.m., Assembly Member Brewer moved that the Assembly do now adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:58 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was introduced and read the first time:

ASSEMBLY JOINT RESOLUTION NO. 46—Margett (Principal Senate coauthor: Mountjoy), Baldwin, Frusetta, Goldsmith, Granlund, Harvey, and Richter, (Senators Ayala, Haynes, Leslie, and Monteith, coauthors). Relative to ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States, relating to prohibiting the physical desecration of the United States flag.

AUTHOR'S AMENDMENTS

Committee on Appropriations

September 7, 1995

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 430

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 430—An act to add Section 51513 to, and to add Chapter 6 (commencing with Section 60800) to, and to add and repeal Chapter 5 (commencing with Section 60600) to, Part 33 of the Education Code, and to amend Section 11126 of the Government Code, relating to pupil testing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 6, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 620	Senate Bill No. 954
Senate Bill No. 901	Senate Bill No. 1162
Senate Bill No. 937	Senate Bill No. 1204

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: September 1, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 249

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McDONALD, Chairwoman

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted Tuesday, September 5, 1995, the following bills were taken up, without reference to file, for purpose of second reading and adoption of committee amendments and the bills ordered returned to the second reading file for Friday, September 8, 1995, or re-referred to committee:

SENATE BILL NO. 620—An act to add Section 14030.3 to the Corporations Code, and to add Chapter 13 (commencing with Section 15399.70) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

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. 901—An act to add Section 21151.9 to the Public Resources Code, and to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 937—An act to amend Sections 42247.4 and 48209.11 of the Education Code, relating to school finance.

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. 954—An act to amend Section 19605.51 of, to amend and repeal Section 19610.5 of, and to add Section 19603.5 to, the Business and Professions Code, relating to horseracing, 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. 1162—An act to amend Sections 23170, 23175, and 23190 to the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1204—An act to amend Section 4108 of the Food and Agricultural Code, and to amend Section 830.11 of the Penal Code, relating to security 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. 249—An act to amend Sections 17144, 17250, 17271, 19144, 19147, 19148, 24307, 24343, 24344, 24411, and 24443 of, and to add Sections 17330, 17859, 17860, 18044, 24344.7, and 24472 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to House Resolution No. 24.

JOHN VASCONCELLOS

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 7, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 45

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

Date of Hearing: September 7, 1995

Mme. Speaker: Your Committee on Rules reports:

House Resolution No. 26

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

Date of Hearing: September 7, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 34

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered on file.

MESSAGES FROM THE SENATE

September 7, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1325 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

September 7, 1995

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day suspended Joint Rules 28.1, 29, and 29.5 on Assembly Bill 365 and Senate Bill 38 and Joint Rule 29.5 on Senate Bill 756.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Senate Chamber, September 7, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 81
Senate Bill No. 120

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 7, 1995

Mme. 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. 424
Senate Bill No. 863
Senate Bill No. 1330.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 7, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Craven (Co-Chair), Killea (Co-Chair) and Polanco as a Committee on Conference concerning:

Senate Bill No. 863.

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, September 7, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Craven (Co-Chair), Killea (Co-Chair) and Polanco as a Committee on Conference concerning:

Assembly Bill No. 1664.

RICK ROLLENS, 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. 1664:

Allen, Katz, and Setencich.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 7, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 13
Assembly Concurrent Resolution No. 43
Assembly Joint Resolution No. 14
Assembly Joint Resolution No. 19
Assembly Joint Resolution No. 39

And reports the same correctly enrolled, and presented to the Secretary of State on the 7th day of September, 1995, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar: Assembly Bills Nos. 935, 1021, and 1836.

INTRODUCTION OF GUESTS

Assembly Member Archie-Hudson, of the 48th Assembly District, introduced John Garamendi, Deputy Secretary of the Interior.

Assembly Member Granlund, of the 65th Assembly District, introduced Mary Anne Andreas, Dennis Miller, and Waltona Manion, of Morongo.

ADJOURNMENT

At 3 p.m., on motion of Assembly Member Brewer, the Assembly adjourned until 9:30 a.m., Friday, September 8, 1995, out of respect to the memory of Ben Hayward, on motion of Assembly Member House.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 7, 1995

The following measures were amended in the Assembly on this day:

Senate Bills

45
130
249
275
297
325
338
430
620
668
678
716
788
892
901
937
950
954
990
1066
1162
1204
1302