Volume 3

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 3

CONTENTS OF DAILY JOURNALS OF THE ASSEMBLY

Date	Page
1995	
September 8	3657
11	3689
12	3731
13	3789
14	3817
15	3925
October 17	4135
November 30	4171
December 7	4205
15	4211
20	4217
22	4219
1996	
January 2	4221
3	4225
4	4269
8	4293
9	4323
10	4337
11	4351
12	4365
16	4389
17	4405
18	4419
22	4449
23	4465
24	4477
25	4485
29	4515
30	4581
1996	
January 31	4715
February 1	4833
5	4847
6	4863
7	4869
8	4891
9	4899
13	4913
14	4921
15	4931
16	4947
20	4961
21	4977
22	4995
23	5021
26	5049
27	5097
28	5103
29	5111
March 4	5127
5	5153
6	5163
7	5173
11	5191
12	5213
13	5227
14	5281
18	5301
19	5321
20	5373

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 8, 1995

ONE HUNDRED THIRTY-NINTH SESSION DAY

TWO HUNDRED SEVENTY-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, September 8, 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 Akiba H. Howard, 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, 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 10:32 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	Hoge	Napolitano
Alby	Cannella	House	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knowles	Richter
Bates	Ducheny	Knox	Rogan
Battin	Escutia	Kuehl	Setencich
Boland	Figueroa	Kuykendall	Sher
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Margett	Sweeney
Bowler	Frusetta	Martinez	Takasugi
Brewer	Gallegos	Mazzoni	Thompson
Brown, Valerie	Goldsmith	McDonald	Tucker
Brown, Willie	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Morrissey	Villaraigosa
Burton	Harvey	Morrow	Weggeland
Bustamante	Hauser	Murray, Kevin	Woods
Caldera	Hawkins	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 of Our Fathers, Who always deals with us according to Your everlasting compassion, do not withdraw Your mercy from us but guide our lives along the ways of peace. Give the members of this Assembly the strength to complete the tasks before them this day. Keep them safe in their travels, and bless their families.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Poochigian 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 Gallegos, 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: Assembly Members Lee and Miller.

On legislative business, and waiving per diem: Assembly Member Isenberg.

EXPLANATIONS OF ABSENCE

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

Thursday, September 7, 1995

Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Allen: Please excuse me from Floor Session and any Committee meetings on Friday September 8. I will be leaving the Capitol on Thursday afternoon on legislative business until Saturday, September 9.

Per my usual practice, I will be waiving session per diem but would like to request reimbursement for travel and lodging expenses.

Thank you in advance for your consideration.

Sincerely,

PHILLIP ISENBERG, Assembly Member
Ninth District

September 7, 1995

Honorable Doris Allen
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Madame Speaker: Please excuse me from session on Friday September 8, I will be away on legislative business.

Thank you for your assistance.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

September 7, 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 Friday, September 8, 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, September 7, 1995

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

Assembly Bill No. 145
Assembly Bill No. 233
Assembly Bill No. 272
Assembly Bill No. 307
Assembly Bill No. 568
Assembly Bill No. 586
Assembly Bill No. 709
Assembly Bill No. 717
Assembly Bill No. 828
Assembly Bill No. 1028
Assembly Bill No. 1107
Assembly Bill No. 1124
Assembly Bill No. 1152
Assembly Bill No. 1158
Assembly Bill No. 1272
Assembly Bill No. 1429
Assembly Bill No. 1437
Assembly Bill No. 1465
Assembly Bill No. 1577
Assembly Bill No. 1655

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 7, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 7, 1995

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

Assembly Bill No. 1743
Assembly Bill No. 1932
Assembly Bill No. 1973

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 7, 1995.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

September 8, 1995

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

Senate Bill No. 1181

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

HAUSER, Chairman

SENATE BILL NO. 1181—An act to add Section 798.21 to 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.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following resolution was referred to committee:

Assembly Concurrent Resolution No.	*Committee*
46	Rls.

MESSAGES FROM THE SENATE

Senate Chamber, September 7, 1995

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

Assembly Bill No. 151	Assembly Bill No. 1127
Assembly Bill No. 413	Assembly Bill No. 1529
Assembly Bill No. 457	Assembly Bill No. 1713
Assembly Bill No. 650	Assembly Bill No. 1722
Assembly Bill No. 686	Assembly Bill No. 1785
Assembly Bill No. 752	Assembly Bill No. 1804

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 7, 1995

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

Assembly Bill No. 259

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

Above bill ordered enrolled.

Senate Chamber, September 7, 1995

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

Assembly Joint Resolution No. 22

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

Above resolution ordered enrolled.

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 Warren Bacon, of Bear Valley.

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 Leighton Martin and Bud Wilber, of Ojai.

Assembly Members House and Alby were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Greg Narvaez of North Highlands.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Hannigan 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—76

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

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
SENATE BILL NO. 1247 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Rainey was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1247 was refused passage; and that the bill be passed on file, to retain its place on file.

RECESS

By unanimous consent, at 10:39 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member McDonald introduced Morrie Notrica and presented a resolution to him commending the contributions he has made to the welfare and improvement of the Southern California Community.

REASSEMBLED

At 10:44 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

UNANIMOUS CONSENT WITHHELD

Assembly Member Burton announced that pursuant to policy adopted by this House on August 31, 1995, for the remainder of the session, he would withhold unanimous consent on further requests to make presentations to guests at the rear of the Chamber.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1910, on request of Assembly Member Campbell.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Katz announced his intention to request that Senate Bill No. 727 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member House announced his intention to request that Senate Bill No. 800 be removed from the inactive file, and returned to the Consent Calendar.

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 338 (Campbell)—An act to add Section 13332.18 to the Government Code, relating to state funds.

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

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, 10:58 a.m.

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

SENATE BILL NO. 892 (Leslie)—An act to amend Section 12376 of, and to add Section 12377 to, the Insurance Code, relating to insurance.

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 Brulte moved a call of the Assembly.

Motion carried. Time, 11 a.m.

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

SENATE BILL NO. 34 (Peace)—An act to amend Section 2962 of the Penal Code, relating to parolees.

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

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1356 (Kopp)—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, and presented by Assembly Member Knowles.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—1

Martinez

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—1

Martinez

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bills Nos. 1258, 36, and **346**—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. 445 (Rosenthal)—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 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.

SENATE BILL NO. 761 (Greene)—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 third time, and presented by Assembly Member Friedman.

Bill passed by the following vote:

AYES—68

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

NOES—2

Baldwin	Thompson

Bill ordered transmitted to the Senate.

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, 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 and presented by Assembly Member Morrow.

Bill passed by the following vote:

AYES—71

Aguiar	Cannella	House	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Thompson
Brewer	Gallegos	McDonald	Tucker
Brown, Valerie	Granlund	McPherson	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—1

Campbell

Bill ordered transmitted to the Senate.

SENATE BILL NO. 537 (Hughes)—An act to add Section 27388 to the Government Code, relating to recordation fees.

Bill read third time.

Motion to Amend

Assembly Member Sweeney moved the adoption of amendments.

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

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 125 (Rainey)—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 third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—1

Hoge

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—1

Hoge

Bill ordered transmitted to the Senate.

SPECIAL CONSENT CALENDAR—PENDING AMENDMENTS

Assembly Member Thompson was granted unanimous consent that a Special Consent Calendar be created for the purpose of taking up the following bills for purpose of adoption of amendments:

~~SENATE BILL NO. 108 (Kopp)—An act to amend Sections 01007, 01008, and 01009 of, to add Section 01004.5 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.~~

~~SENATE BILL NO. 31 (Leslie)—An act to amend Sections 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.~~

~~SENATE BILL NO. 994 (Haynes)—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.~~

~~SENATE BILL NO. 45 (Peace)—An act to amend Section 800 of the Business and Professions Code, to add Section 3424 to the Civil Code, to amend Sections 425.11, 425.12, 527, 580, 585, 586, 587, 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.~~

SENATE BILL NO. 297 (Campbell)—An act to add Section 11019.6 to the Government Code, relating to government agencies.

~~SENATE BILL NO. 1354 (Committee on Budget and Fiscal Review)—An act relating to state mandates, and declaring the urgency thereof, to take effect immediately.~~

~~SENATE BILL NO. 1358 (Committee on Budget and Fiscal Review)—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.~~

~~SENATE BILL NO. 524 (Kopp)—An act to amend Sections 32038.5, 86104, and 86114 of the Government Code, relating to the Political Reform Act of 1974.~~

SENATE BILL NO. 714 (Committee on Revenue and Taxation)—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.

~~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, and making an appropriation therefor.~~

~~SENATE BILL NO. 713 (Committee on Revenue and Taxation)—An act to amend Section 441 of the Revenue and Taxation Code, relating to taxation.~~

~~SENATE BILL NO. 474 (Mello)—An act to amend Sections 53340 and 53356 of, and to add Section 53356.03 to, the Government Code, relating to community facilities districts.~~

SENATE BILL NO. 1305 (Committee on Agriculture and Water Resources)—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 amend Section 116 of, 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.

SENATE BILL NO. 508 (Campbell)—An act to amend Sections 206 and 237 of the Code of Civil Procedure, relating to juries.

~~SENATE BILL NO. 671 (Lewis)—An act to amend Sections 12001, 12071, 12072, 12073, 12074, 12077, 12078, and 12082 of, and to repeal Section 12083 of, the Penal Code, relating to firearms.~~

~~SENATE BILL NO. 325 (Russell)—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.~~

~~SENATE BILL NO. 1221 (Calderon)—An act to amend Section 2601 of the Penal Code, relating to prisoners.~~

(NOTE: On September 14, 1995, the action was rescinded whereby the above bills shown in strikeout were read a third time, amendments to the bills read and adopted and the above bills ordered reprinted and returned to the third reading file. See page 3825.)

SENATE BILL NO. 423 (Marks)—An act to amend Sections 1101, 1116, 1127, and 1201.6 of, to add Section 85.4 to, and to repeal and add Section 1126 of, the Harbors and Navigation Code, relating to harbors and navigation, and making an appropriation therefor.

~~**SENATE BILL NO. 130 (Costa)—An act to amend Sections 25143.2 and 25144 of the Health and Safety Code, relating to hazardous waste.**~~

~~**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.**~~

SENATE BILL NO. 523 (Kopp)—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 3373 and 8054 of the Financial Code, to amend Sections 202 and 355 of the Fish and Game Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11340.5, 11342, 11346.2, 11349.5, 11349.9, 11350, 11370, 11370.3, 11370.5, 11371, 11500, 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, and 37624.2 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to amend, repeal, and add Sections 11501 and 68560.5 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, 11346.6, 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 and 14105.41 of, to amend and repeal Section 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

~~**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.**~~

~~**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.**~~

~~**SENATE BILL NO. 999 (Polanco)—An act to add and repeal Section 14087.41 of the Welfare and Institutions Code, relating to managed care services.**~~

~~**SENATE BILL NO. 1327 (Johnston)—An act to add Section 10089.4 to the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.**~~

SENATE BILL NO. 644 (Johnston)—An act to amend Sections 976.6, 1612, 10205, 10206, 10206.5, 10214.5, and 10218.5 of the Unemployment Insurance Code, relating to employment training, and making an appropriation therefor.

SENATE BILL NO. 1191 (Calderon)—An act to amend Sections 25110.4, 25110.10, 25117.6, 25117.9.1, 25121.3, 25143.2, 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.

(NOTE: On September 14, 1995, the action was rescinded whereby the above bills shown in strikeout were read a third time, amendments to the bills read and adopted and the above bills ordered reprinted and returned to the third reading file. See page 3825.)

~~SENATE BILL NO. 716 (Committee on Revenue and Taxation)—An act to amend Sections 25831 and 27001 of the Government Code, to amend Sections 3912 and 3913 of 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.~~

SENATE BILL NO. 18 (Committee on Appropriations)—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

~~SENATE BILL NO. 140 (Alquist)—An act to add Section 12025 to the Government Code, relating to the state budget.~~

~~SENATE BILL NO. 1277 (Killea)—An act to add Section 14660.15 to the Government Code, relating to public works, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.~~

~~SENATE BILL NO. 535 (Hughes)—An act to amend Section 14132.47 of the Welfare and Institutions Code, relating to Medi-Cal.~~

SENATE BILL NO. 478 (Thompson)—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.

~~SENATE BILL NO. 701 (Craven)—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.~~

~~SENATE BILL NO. 29 (Leslie)—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. 501 (Calderon)—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.

~~SENATE BILL NO. 1135 (Costa)—An act to amend Sections 25123.3, 25143, 25200.3, and 25201.5 of the Health and Safety Code, relating to hazardous waste.~~

~~SENATE BILL NO. 950 (Killea)—An act to add Section 186.11 to the Penal Code, relating to crimes.~~

~~SENATE BILL NO. 1265 (Peace)—An act to amend Sections 15373.71, 15711, 15712, 15713, 15714, 15721, 63010, 63021, 63022.5, 63023, 63025.1, 63030, 63031, 63032, 63035, 63041, 63052, 63060, 63062, 63063, 63065, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, to add Section 63021.5 to, and to repeal Section 63020 of, the Government Code, relating to economic development, and making an appropriation therefor.~~

~~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.~~

~~SENATE BILL NO. 1094 (Kopp)—An act to amend Section 2150 of, and to add Section 2144 to, the Elections Code, relating to voter registration.~~

SENATE BILL NO. 958 (Watson)—An act to amend Section 49559 of the Education Code, relating to schools.

SENATE BILL NO. 969 (Watson)—An act to amend Section 18358, 18358.05, 18358.10, 18358.23, 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.

(NOTE: On September 14, 1995, the action was rescinded whereby the above bills shown in strikeout were read a third time, amendments to the bills read and adopted and the above bills ordered reprinted and returned to the third reading file. See page 3825.)

SENATE BILL NO. 1222 (Calderon)—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.

~~**SENATE BILL NO. 437 (Lewis)—An act to add Section 40929 to the Health and Safety Code, relating to air pollution.**~~

SENATE BILL NO. 668 (Polanco)—An act to amend Section 3042 of the Business and Professions Code, relating to optometry.

SENATE BILL NO. 745 (Rogers)—An act to amend Section 6103 of the Government Code, relating to fees.

~~**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.**~~

~~**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.**~~

~~**SENATE BILL NO. 962 (Russell)—An act to amend Sections 40510 and 40510.5 of the Health and Safety Code, relating to air pollution.**~~

~~**SENATE BILL NO. 163 (Johannessen)—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.**~~

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.

SENATE BILL NO. 712 (Committee on Revenue and Taxation)—An act to amend Sections 7073, 7073.9, 7102, and 7104 of the Government Code, and to amend Sections 17052.15, 17053.10, 17053.17, 17233, 17266, 17276.2, 23612.6, 23623.5, 23625, 24356.4, 24385, and 24416.2 of the Revenue and Taxation Code, relating to taxation.

~~**SENATE BILL NO. 308 (Dills)—An act to amend Section 19414 of the Business and Professions Code, relating to horseracing.**~~

SENATE BILL NO. 1230 (Solis)—An act to add Sections 11163.3, 11163.4, and 11163.5 to the Penal Code, relating to domestic violence.

~~**SENATE BILL NO. 672 (Lewis)—An act to amend Section 11628 of, and to repeal Section 11627.5 of, the Insurance Code, relating to insurance.**~~

~~**SENATE BILL NO. 428 (Maddy)—An act to amend Sections 10577, 10578, 10601, 10605.7, 10605.71, and 10610.2 of the Business and Professions Code, and to add Section 15820.13 to the Government Code, relating to bonds, and making an appropriation therefor.**~~

~~**SENATE BILL NO. 1028 (Marks)—An act to amend Section 5800 of the Business and Professions Code, relating to interior designers.**~~

~~**SENATE BILL NO. 304 (Polanco)—An act to amend Sections 6041, 6201, 6202, 6203, and 6204 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.**~~

SENATE BILL NO. 322 (Costa)—An act to amend Sections 1745.11, 10750.2, 10753, and 10755.3 of the Water Code, relating to water.

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 Sections 25245.5 of, the Health and Safety Code, relating to hazardous waste.

(NOTE: On September 14, 1995, the action was rescinded whereby the above bills shown in strikeout were read a third time, amendments to the bills read and adopted and the above bills ordered reprinted and returned to the third reading file. See page 3825.)

Third Reading and Adoption of Amendments by Assembly Member Thompson

The above bills were read a third time; amendments proposed by Assembly Member Thompson read and adopted by the following vote:

AYES—76

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

NOES—None

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

RECESS

By unanimous consent, at 11:26 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member McDonald introduced Joan Galvin, of the Ringling Brothers Barnum and Bailey Circus and presented a resolution congratulating the circus on its 125th Anniversary.

REASSEMBLED

At 11:27 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Knowles announced his intention to request that Senate Bills Nos. 579, 267, and 1029 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Vasconcellos announced his intention to request that Senate Bill No. 1062 be removed from the inactive file.

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. 489, on request of Assembly Member Goldsmith.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

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, and ordered to third reading.

Consideration of Senate Bill No. 793 by Unanimous Consent

Assembly Member Willard Murray was granted unanimous consent to take up Senate Bill No. 793, without reference to file, for purpose of amendment.

SENATE BILL NO. 793 (Hughes)—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 third time.

Motion to Amend

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.

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.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 338

At 11:40 a.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 338 passed by the following vote:

AYES—46

Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Alpert	Cortese	Knowles	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Davis	Machado	Takasugi
Battin	Firestone	Margett	Thompson
Boland	Frusetta	McPherson	Tucker
Bordonaro	Goldsmith	Morrissey	Weggeland
Bowler	Granlund	Morrow	Woods
Brewer	Harvey	Olberg	Mme. Speaker
Brulte	Hawkins	Poochigian	
Bustamante	House	Pringle	

NOES—23

Archie-Hudson	Campbell	Kuehl	Napolitano
Bates	Ducheny	Martinez	Sher
Brown, Valerie	Friedman	Mazzoni	Speier
Brown, Willie	Hannigan	McDonald	Sweeney
Burton	Hauser	Murray, Kevin	Villaraigosa
Caldera	Katz	Murray, Willard	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 338: Assembly Member Bustamante, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 892

At 11:41 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.

Senate Bill No. 892 passed by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
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	Morrissey	Villaraigosa
Brulte	Hannigan	Morrow	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hauser	Murray, Willard	Mme. Speaker
Caldera	Hawkins	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Friedman announced her intention to request that Senate Bill No. 689 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

SENATE BILL NO. 9—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 11—An act to amend, repeal, and add Sections 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, and ordered to third reading.

SENATE BILL NO. 32—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 37—An act to amend Section 43013 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 182—An act relating to the Foreign Prosecution Program, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 239—An act to amend Sections 667.5 and 1170.1 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

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, and to add Section 19559 to the Revenue and Taxation Code, relating to state tourism.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 419—An act to amend Section 11383 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 581—An act to amend Section 2150 of, and to add Section 2168 to, the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 654—An act relating to beaches and vessel facilities, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

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.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 681—An act to amend Sections 6377, 17053.49, and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 835—An act to amend Sections 14016.5, 14088.05, 14088.22, 14089, 14301, 14304, and 14408 of, and to add Sections 14087.305, 14088.23, and 14464 to, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

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 third reading.

SENATE BILL NO. 874—An act to amend Sections 69102 and 69104 of the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 889—An act to add Section 305 to the Health and Safety Code, relating to maternal and child health.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 982—An act to add Section 755 to the Evidence Code, relating to evidence.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1120—An act to add Sections 2081.6 and 2086 to the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 1187—An act to amend Section 6817 of the Public Resources Code, relating to tide and submerged lands.

Bill read second time, and ordered to third reading.

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, 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. 620, 901, 937, 954, 1162, and **1204,** ordered to third reading.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Knowles announced that the Conference Committee on Earthquake Insurance would meet upon adjournment of the Senate and the Assembly, in Room 113.

CAUCUS ANNOUNCEMENT

At 11:43 a.m., Speaker Allen was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 11:44 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 12:14 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENT

Majority Speaker pro Tempore Setencich announced that the Women's Legislative Caucus would hold a luncheon meeting in the Assembly Lounge, upon recess of the House.

RECESS

By unanimous consent, at 12:15 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:45 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 8, 1995

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

Assembly Joint Resolution No. 45

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, September 8, 1995

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

Assembly Bill No. 135
Assembly Bill No. 306
Assembly Bill No. 624
Assembly Bill No. 813
Assembly Bill No. 827
Assembly Bill No. 914
Assembly Bill No. 1035
Assembly Bill No. 1060
Assembly Bill No. 1108
Assembly Bill No. 1298
Assembly Bill No. 1408
Assembly Bill No. 1541
Assembly Bill No. 1667
Assembly Bill No. 1689
Assembly Bill No. 1732

And reports the same correctly enrolled, and presented to the Governor at 12:30 p.m., September 8, 1995.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 8, 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. 96, 236, 268, 724, 972, and 1178.

AGUIAR, Alternate Chair

RESOLUTIONS

The following resolution was offered:

Resolution 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. 96, 236, 268, 724, 972, and 1178 for further action.

Resolution read, and adopted by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
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	Morrissey	Villaraigosa
Brulte	Hannigan	Morrow	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hauser	Murray, Willard	Mme. Speaker
Caldera	Hawkins	Napolitano	

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 8, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 46

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 Chair

Above resolution ordered to second reading.

ASSEMBLY CONCURRENT RESOLUTION NO. 46 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Alpert was granted unanimous consent to take up Assembly Concurrent Resolution No. 46 without reference to file, for the purpose of second reading and adoption of the committee amendments at this time.

ASSEMBLY CONCURRENT RESOLUTION NO. 46—Relative to the Women's and Children's World Peace Rose Garden Memorial.

Resolution read; amendments proposed by the Committee on Rules read and adopted; resolution ordered reprinted.

Assembly Concurrent Resolution No. 46 Taken Up by Unanimous Consent

Assembly Member Alpert was granted unanimous consent to take up Assembly Concurrent Resolution No. 46, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 46—Relative to the Women's and Children's World Peace Rose Garden Memorial.

Resolution read, and adopted by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
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	Morrissey	Villaraigosa
Brulte	Hannigan	Morrow	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hauser	Murray, Willard	Mme. Speaker
Caldera	Hawkins	Napolitano	

NOES—None

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Richter was granted unanimous consent that Assembly Bill No. 483 be referred from the unfinished business file to the Committee on Environmental Safety and Toxic Materials.

SPECIAL COMMITTEE MEETINGS

Assembly Member Richter was granted unanimous consent that the Committee on Environmental Safety and Toxic Materials 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 Assembly Bill No. 483 for hearing.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Pringle moved that Joint Rule 29.5 be suspended, to permit the Conference Committee on Assembly Bill No. 1664 and Senate Bill No. 863 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—75

Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Pringle
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
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	Morrissey	Villaraigosa
Brulte	Hannigan	Morrow	Weggeland
Burton	Harvey	Murray, Kevin	Woods
Bustamante	Hauser	Murray, Willard	Mme. Speaker
Caldera	Hawkins	Napolitano	

NOES—None

CONSIDERATION OF SENATE BILL NO. 681 BY UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent to take up Senate Bill No. 681, without reference to file, for purpose of amendment.

SENATE BILL NO. 681 (Alquist)—An act to amend Sections 6377, 17053.49, and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Figueroa 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. 419 BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Senate Bill No. 419, without reference to file, for purpose of amendment.

SENATE BILL NO. 419 (Hurtt)—An act to amend Section 11383 of the Health and Safety Code, relating to controlled substances.

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.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning the following bills:

Assembly Bill No. 365: Brulte, Hannigan, and Takasugi;

Assembly Bill No. 1501: Bordonaro, Ducheny, and Granlund;

Senate Bill No. 38: Brulte, Hannigan, and Takasugi.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Majority Speaker pro Tempore Setencich announced that the Conference Committee on the Orange County Insolvency Plan would meet today, in Room 3191.

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. 905, on request of Assembly Member Knowles;

Senate Bill No. 1161, on request of Assembly Member Rainey;

Senate Bill No. 431, on request of Assembly Member Isenberg.

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, 743, and 580; and Senate Bills Nos. 772, 1332, 980, 935, 1076, 833, 357, and 1313 were continued until the next legislative day.

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent the motions to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety and Assembly Bill No. 528 from the Committee on Human Services 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 Bill No. 34: Bustamante, Granlund, Knowles, Knox, and Olberg—Aye.

Senate Bill No. 1356 and Urgency: Alby, Knox, and Sweeney—Aye.

Senate Bill No. 761: Alby, Harvey, Knox, Kevin Murray, Olberg, and Weggeland—Aye.

Senate Bill No. 1284: Knox, Kuykendall, and Kevin Murray—Aye.

Assembly Bill No. 125 and Urgency: Goldsmith, Knox, and Olberg—Aye.

Senate Bill No. 338: Baca, Cannella, and Machado—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:05 p.m., Majority Speaker pro Tempore of Setencich declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 47—Archie-Hudson (Principal coauthors: Escutia, McDonald, and Villaraigosa), Bowen, Friedman, Gallegos, Katz, Knox, Kuehl, Martinez, Kevin Murray, Willard Murray, Napolitano, and Tucker. Relative to the Los Angeles Police Department.

HOUSE RESOLUTION NO. 30—Napolitano, Allen, Katz, Margett, McDonald, and Vasconcellos. Relative to the Greater Los Angeles Basin Region.

AUTHOR'S AMENDMENTS

Committee on Appropriations

September 8, 1995

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

Senate Bill No. 388

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

POOCHIGIAN, 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, 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; author's amendments, 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

September 8, 1995

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

Assembly Bill No. 1327

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

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 1327—An act to amend Section 3000 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.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: September 5, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1180

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 Rules

Date of Hearing: September 7, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 26

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 Chair

Above resolution ordered to second reading.

Committee on Appropriations

Date of Hearing: September 6, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 28
Senate Bill No. 30
Senate Bill No. 290

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

POOCHIGIAN, Chairman

Above bills 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 Monday, September 11, 1995.

SENATE BILL NO. 1180—An act to amend Sections 21083.5 and 21083.8 of, and to add Section 21083.8.1 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 JOINT RESOLUTION NO. 26—Relative to student aid.

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. 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 290—An act to add and repeal Chapter 10.5 (commencing with Section 15399.44.5) 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; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, September 8, 1995

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

Senate Bill No. 756, as amended in Assembly on July 18, 1995 and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

TIM LESLIE	RICHARD K. RAINEY
JACK O'CONNELL	BERNIE RICHTER
DAVID KELLEY	RICHARD KATZ
Senate Committee on Conference	Assembly Committee on Conference

MESSAGES FROM THE SENATE

September 8, 1995

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

Dear Dotson: The Senate this day suspended Joint Rule 29.5(a) on Senate Bill 863, Senate Bill 1276, and Assembly Bill 1644.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Senate Chamber, September 8, 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. 1	Senate Bill No. 717
Senate Bill No. 17	Senate Bill No. 718
Senate Bill No. 82	Senate Bill No. 722
Senate Bill No. 129	Senate Bill No. 815
Senate Bill No. 142	Senate Bill No. 821
Senate Bill No. 303	Senate Bill No. 911
Senate Bill No. 378	Senate Bill No. 957
Senate Bill No. 410	Senate Bill No. 1065
Senate Bill No. 503	Senate Bill No. 1151
Senate Bill No. 612	Senate Bill No. 1283
Senate Bill No. 633	Senate Bill No. 1326

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

Senate Chamber, September 8, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senator Peace vice Senator Kopp to the Committee on Conference concerning:

Assembly Bill No. 256.

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

Senate Chamber, September 8, 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. 424.

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

Senate Chamber, September 8, 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. 1276.

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

Senate Chamber, September 8, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Killea, Craven and Polanco as a Committee on Conference concerning:

Senate Bill No. 1276.

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

Senate Chamber, September 8, 1995

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

Senate Joint Resolution No. 30

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. 30—Relative to Yosemite National Park.

INTRODUCTION OF GUESTS

Assembly Member Brulte, of the 63rd Assembly District, introduced his brother Rick Brulte, of Rancho Cucamonga.

Assembly Member Tucker, of the 51st Assembly District, introduced his son Christopher Tucker.

Assembly Member Alby, of the 5th Assembly District, introduced June and John Coaxum of the U.S. Diplomatic Corps., visiting from Saudi Arabia. They were accompanied by their sons Paul and Carl Coaxum.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 11 a.m., Monday, September 11, 1995, out of respect to the memory of Warren Bacon, on motion of Assembly Member Frusetta; out of respect to the memory of Greg Narvaez, on motion of Assembly Members House and Alby; and out of respect to the memory of Leighton Martin and Bud Wilber, on motion of Assembly Member Firestone.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 8, 1995

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

Assembly Bill
1327

Assembly Concurrent Resolution
46

Senate Bills
18
28
29
30
31
45
112
130
140
163
198
275
290
297
322
325
388
394
398
419
423
428
437
445
474
478
501
508
523
524
534
535
537
644
668
671
672
678
681
701
712
713
714
716
745
756 (Conf.)
788
793
950
958
962
969
990
994
1028
1066
1094
1135
1180
1181
1191
1221
1222
1230
1262
1265
1277
1291
1302
1305
1327
1354
1358

Senate Joint Resolution
26

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, September 11, 1995

ONE HUNDRED FORTIETH SESSION DAY

TWO HUNDRED EIGHTY-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
Monday, September 11, 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 11:38 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 Church:

Lord, Grant us a watchful mind, innocent thoughts, a sober heart. Keep us strong in the practice of Your commands and ever-mindful of Your desires. Give us the grace to sing Your glory all the rest of our days, to praise, bless, and glorify Your all-honorable and magnificent name, Father, Son and Holy Spirit.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Morrissey 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 Kuykendall.

COMMUNICATIONS

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

September 11, 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 Select Committee on California-Africa Affairs.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 11, 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 Monday, September 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 11, 1995

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

Dear Dotson: Please be advised that Assemblymember Brian Setencich will serve on the Assembly Appropriations Committee instead of Assemblymember Mickey Conroy, to fill an existing vacancy for the hearing on Monday, September 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 11, 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, September 11, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 11, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1327
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

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 Katherine Warne, of Santa Cruz.

ACTION RESCINDED ON SENATE BILL NO. 1325

Assembly Member Hauser was granted unanimous consent to rescind the action whereby the Assembly, on September 1, 1995 (Assembly Journal, page 3451), adopted the urgency clause and passed Senate Bill No. 1325, and whereby the bill was ordered transmitted to the Senate.

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 Ollie and Lola Rowan, of Citrus Heights, and in honor of their 66 years of marriage.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Bordonaro announced that the Conference Committee on Assembly Bill No. 1501 would meet today at 3:30 p.m., in Room 126.

ACTION RESCINDED ON SENATE BILL NO. 1121

Assembly Member Bustamante was granted unanimous consent to rescind the action whereby the Assembly, on July 17, 1995 (Assembly Journal, page 2790), passed Senate Bill No. 1121, and whereby the bill was ordered transmitted to the Senate.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Frusetta announced his intention to request that Senate Bill No. 629 be removed from the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 644, on request of Assembly Member Richter.

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.

Pursuant to Assembly Rule 78, Assembly Member Richter announced his intention to request that Senate Bill No. 1107 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent that the following bills not be re-referred to the Committee on Appropriations pursuant to Joint Rule 10.5:

Senate Bills Nos. 31, 994, 45, 713, 474, 535, 478, 437, 112, 962, 398, 1028, 394, and 322.

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

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, 11:50 a.m.

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

SENATE BILL NO. 445 (Rosenthal)—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 third time, and presented by Assembly Member Isenberg.

Bill passed by the following vote:

AYES—54

Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Bordonaro	Figueroa	Machado	Sweeney
Bowen	Firestone	Martinez	Takasugi
Brown, Valerie	Friedman	Mazzoni	Tucker
Brown, Willie	Frusetta	McDonald	Vasconcellos
Bustamante	Gallegos	McPherson	Villaraigosa
Caldera	Hannigan	Morrissey	Weggeland
Campbell	Hauser	Murray, Kevin	Mme. Speaker
Cannella	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—20

Aguiar	Goldsmith	Kaloogian	Olberg
Alby	Granlund	Knight	Pringle
Battin	Harvey	Margett	Rogan
Boland	Hawkins	Miller	Thompson
Bowler	Hoge	Morrow	Woods

Bill ordered transmitted to the Senate.

SENATE BILL NO. 537 (Hughes)—An act to add Section 27388 to the Government Code, relating to recordation fees.

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, 11:57 a.m.

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

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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to air pollution and the state budget, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—76

Aguiar	Campbell	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Isenberg	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Gunneon	Knight	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Boland	Figueroa	Lee	Sher
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Margett	Sweeney
Bowler	Frusetta	Martinez	Takasugi
Brewer	Gallegos	Mazzoni	Thompson
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	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1302 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3709.)

SENATE BILL NO. 644 (Johnston)—An act to amend Sections 976.6, 1612, 10205, 10206, 20206.5, 10214.5, and 10218.5 of the Unemployment Insurance Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to employment training and the state budget, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—75

Aguiar	Campbell	Isenberg	Olberg
Alby	Cannella	Katz	Peechigian
Alpert	Conroy	Knight	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Escutia	Machado	Sher
Boland	Figueroa	Margett	Speier
Bordonaro	Firestone	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	Hoge	Murray, Willard	Mme. Speaker
Caldera	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 644 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3829.)

SENATE BILL NO. 1191 (Calderon)—An act to amend Sections 25110.4, 25110.10, 25117.6, 25117.9.1, 25121.3, 25143.2, 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, to amend Section 50108.1 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Richter moved the adoption of amendments.

Amendments read.

Senate Bill No. 1191 Passed Temporarily

By unanimous consent Senate Bill No. 1191 was passed temporarily on file.

SENATE BILL NO. 18 (Committee on Appropriations)—An act to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to the payment of claims against the State of California and 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—72

Aguiar	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Pocchigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Sotelo
Boland	Figueroa	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	Morrissey	Villaraigosa
Bustamante	Hauser	Morrow	Woggeland
Caldera	Hawkins	Murray, Kevin	Woods
Campbell	Hoge	Murray, Willard	Mme. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Aguiar	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Pringle
Baca	Gunnoon	Knight	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Seteneich
Boland	Figueroa	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	Morrissey	Villaraigosa
Bustamante	Hauser	Morrow	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods
Campbell	Hoge	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On September 14, 1995, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 18 was passed, and ordered transmitted to the Senate. See page 3829.)

BILLS PASSED ON FILE

Senate Bills Nos. 140 and 701—Passed on file.

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

SENATE BILL NO. 29 (Leslie)—An act to authorize the creation of the Surprise Valley Groundwater Management District, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor, 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—63

Alpert	Cortese	Knox	Poochigian
Archie-Hudson	Gunnoon	Kuehl	Pringle
Baca	Davis	Kuykendall	Rainey
Bates	Ducheny	Lee	Richter
Battin	Figueroa	Machado	Rogan
Bowen	Friedman	Margett	Seteneich
Bowler	Frusetta	Martinez	Sher
Brewer	Gallegos	Mazzoni	Speier
Brown, Valerie	Harvey	McDonald	Sweeney
Brown, Willie	Hauser	McPherson	Takasugi
Brulte	Hawkins	Morrissey	Tucker
Burton	Hoge	Morrow	Vasconcellos
Bustamante	House	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	Woods
Cannella	Katz	Napolitano	Mme. Speaker
Conroy	Knight	Olberg	

NOES—8

Aguiar	Goldsmith	Miller
Boland	Granlund	Thompson
Bordonaro	Kaloogian	Weggeland

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Alpert	Cortese	Knox	Poochigian
Archie-Hudson	Gunnoen	Kuehl	Pringle
Baca	Davis	Kuykendall	Rainey
Bates	Ducheny	Lee	Richter
Battin	Figueroa	Machado	Rogan
Bowen	Friedman	Margett	Seteneich
Bowler	Frusetta	Martinez	Sher
Brewer	Calleges	Mazzoni	Speier
Brown, Valerie	Harvey	McDonald	Sweeney
Brown, Willie	Hauser	McPherson	Takasugi
Brulte	Hawkins	Morrissey	Tucker
Burton	Hoge	Morrow	Vasconcellos
Bustamante	House	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	Woods
Cannella	Katz	Napolitano	Mme. Speaker
Conroy	Knight	Olberg	

NOES—9

Aguiar	Goldsmith	Miller
Boland	Granlund	Thompson
Bordonaro	Kaloogian	Weggeland

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby the urgency clause to Senate Bill No. 29 was adopted and the bill was passed, and ordered transmitted to the Senate. See page 3706.)

SENATE BILL NO. 501 (Calderon)—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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—75

Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Gunnoen	Knight	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Escutia	Kuykendall	Rogan
Battin	Figueroa	Lee	Seteneich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Calleges	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
Campbell	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 501 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3829.)

BILLS PASSED ON FILE

Senate Bill No. 1135—Passed on file.

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

SENATE BILL NO. 1265 (Peace)—An act to amend Sections 15373.71, 15711, 15712, 15713, 15714, 15721, 63010, 63021, 63022.5, 63023, 63025.1, 63030, 63031, 63032, 63035, 63041, 63052, 63060, 63062, 63063, 63065, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, to add Section 63021.5 to, and to repeal Section 63020 of, the Government Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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

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, 12:20 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. 969 (Watson)—An act to amend Section 18358, 18358.05, 18358.10, 18358.23, 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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to foster care and the state budget, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—76

Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Escutia	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	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Morrow	Woggeland
Caldera	Hawkins	Murray, Kevin	Woods
Campbell	Hoge	Murray, Willard	Mme. Speaker

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 969 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3829.)

SENATE BILL NO. 1222 (Calderon)—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, to amend Section 43151 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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. 668 (Polanco)—An act to amend Section 3042 of the Business and Professions Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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

~~Bill passed by the following vote:~~

~~AYES—76~~

~~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~~	~~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~~	~~Tucker~~
~~Brulte~~	~~Hannigan~~	~~McPherson~~	~~Vasconcellos~~
~~Burton~~	~~Harvey~~	~~Miller~~	~~Villaraigosa~~
~~Bustamante~~	~~Hauser~~	~~Morrissey~~	~~Weggeland~~
~~Caldera~~	~~Hawkins~~	~~Morrow~~	~~Woods~~
~~Campbell~~	~~Hoge~~	~~Murray, Kevin~~	~~Mme. Speaker~~

~~NOES—None~~

~~Bill ordered transmitted to the Senate immediately.~~

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 668 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3829.)

SENATE BILL NO. 745 (Rogers)—An act to amend Section 6103 of the Government Code, to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—65

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

NOES—4

Caldera	Martinez	Speier	Villaraigosa

Bill ordered transmitted to the Senate.

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 745 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3829.)

BILLS PASSED ON FILE

Senate Bills Nos. 112 and 962—Passed on file.

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

SENATE BILL NO. 163 (Johannessen)—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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government and making an appropriation therefor.

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

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Woods 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.

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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Items 0110-001-001 and 0120-011-001 of Section 2.00 thereof, relating to government, 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.

BILLS PASSED ON FILE

Senate Bills Nos. 712 and 394—Passed on file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 398, on request of Assembly Member Tucker.

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

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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

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

~~Bill passed by the following vote:~~

~~AYES—70~~

~~Aguiar~~	~~Cannella~~	~~Kaloogian~~	~~Poochigian~~
~~Alby~~	~~Conroy~~	~~Katz~~	~~Pringle~~
~~Alpert~~	~~Cortese~~	~~Knight~~	~~Rainey~~
~~Baca~~	~~Cunneen~~	~~Knox~~	~~Richter~~
~~Baldwin~~	~~Davis~~	~~Kuehl~~	~~Rogan~~
~~Bates~~	~~Ducheny~~	~~Kuykendall~~	~~Setencich~~
~~Battin~~	~~Figueroa~~	~~Lee~~	~~Sher~~
~~Boland~~	~~Frusetta~~	~~Machado~~	~~Speier~~
~~Bordonaro~~	~~Gallegos~~	~~Margett~~	~~Sweeney~~
~~Bowen~~	~~Goldsmith~~	~~Martinez~~	~~Takasugi~~
~~Bowler~~	~~Granlund~~	~~Mazzoni~~	~~Thompson~~
~~Brown, Valerie~~	~~Hannigan~~	~~McPherson~~	~~Tucker~~
~~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.~~

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1291 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3706.)

BILLS PASSED ON FILE

Senate Bills Nos. 198, 31, 994, 45, 297 and **1354**—Passed on file.

CONSIDERATION OF SENATE BILL NO. 1325 BY UNANIMOUS CONSENT

Assembly Member Hauser was granted unanimous consent to take up Senate Bill No. 1325, without reference to file, for purpose of amendment.

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.

BILLS PASSED ON FILE

Senate Bills Nos. 1358, 714, 1262, 713, and 474—Passed on file.

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

SENATE BILL NO. 508 (Campbell)—An act to amend Sections 206 and 237 of the Code of Civil Procedure, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to juries and the state budget, and making an appropriation therefor.

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.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Brulte announced his intention to request that Senate Bill No. 217 be removed from the inactive file.

BILLS PASSED ON FILE

Senate Bill No. 671—Passed on file.

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

SENATE BILL NO. 325 (Russell)—An act to add Section 11713.15 to the Vehicle Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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

Demand for Previous Question

Assembly Members Willard Murray, Gallegos, Isenberg, Bowen, and Aguiar 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 Valerie Brown 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.

CONSIDERATION OF SENATE BILL NO. 322 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Senate Bill No. 322, out of order.

SENATE BILL NO. 322 (Costa)—An act to amend Sections 1745.11, 10750.2, 10753, and 10755.3 of the Water Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

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

~~Bill passed by the following vote:~~

~~AYES—62~~

~~Aguiar~~	~~Conroy~~	~~Kaloogian~~	~~Murray, Willard~~
~~Alby~~	~~Cortese~~	~~Knight~~	~~Olberg~~
~~Alpert~~	~~Cunneen~~	~~Knox~~	~~Pocchigian~~
~~Archie-Hudson~~	~~Davis~~	~~Kuehl~~	~~Pringle~~
~~Baca~~	~~Duchony~~	~~Kuykendall~~	~~Rainey~~
~~Baldwin~~	~~Figueroa~~	~~Lee~~	~~Richter~~
~~Battin~~	~~Firestone~~	~~Machado~~	~~Rogan~~
~~Boland~~	~~Frusetta~~	~~Margett~~	~~Setencich~~
~~Bordonaro~~	~~Gallegos~~	~~Martinez~~	~~Takasugi~~
~~Bowler~~	~~Goldsmith~~	~~Mazzoni~~	~~Thompson~~
~~Brewer~~	~~Granlund~~	~~McDonald~~	~~Villaraigosa~~
~~Brulte~~	~~Hannigan~~	~~McPherson~~	~~Weggeland~~
~~Burton~~	~~Harvey~~	~~Miller~~	~~Woods~~
~~Bustamante~~	~~Hawkins~~	~~Morrissey~~	~~Mmc. Speaker~~
~~Campbell~~	~~Hoge~~	~~Morrow~~	
~~Cannella~~	~~House~~	~~Murray, Kevin~~	

~~NOES—8~~

~~Bowen~~	~~Isenberg~~	~~Napolitano~~	~~Speier~~
~~Caldera~~	~~Katz~~	~~Sher~~	~~Sweeney~~

~~Bill ordered transmitted to the Senate immediately.~~

(NOTE: On September 14, 1995, the action was rescinded whereby Senate Bill No. 322 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3828.)

ACTION RESCINDED ON SENATE BILL NO. 1291

Assembly Member Richter was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3703), passed Senate Bill No. 1291, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 29

Assembly Member Richter was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3699), adopted the urgency clause and passed Senate Bill No. 29, and whereby the bill was ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

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 Dr. Earl Claiborne.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Caldera was granted unanimous consent that Assembly Bill No. 1571 be referred from the unfinished business file to the Committee on Public Safety.

SPECIAL COMMITTEE MEETINGS

Assembly Member Caldera was granted unanimous consent that the Committee on Public Safety be permitted to hold a special meeting and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1571 for hearing.

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. 28, 30, and **290,** ordered to third reading.

RECESS

By unanimous consent, at 1 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 2:15 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 11, 1995

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

Assembly Bill No. 119
Assembly Bill No. 234
Assembly Bill No. 699
Assembly Bill No. 842
Assembly Bill No. 1558
Assembly Bill No. 1715
Assembly Bill No. 1976

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., September 11, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 11, 1995

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

Assembly Joint Resolution No. 34

And reports the same correctly enrolled, and presented to the Secretary of State on the 11th day of September, 1995, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Alpert announced her intention to request that Senate Bills Nos. 729 and 36 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Joint Resolution No. 45, on request of Assembly Member Morrissey.

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. 26 (Napolitano)—Relative to the Select Committee on the Americas.

Resolution read.

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, 2:25 p.m.

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

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Rainey was granted unanimous consent that Assembly Bill No. 188 be referred from the unfinished business file 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 on September 12, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 188 for hearing.

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on September 12, 1995, in Room 4202, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 84, 124, 236, 249, 564, 575, 830, and 1180.

BILLS PASSED ON FILE

Senate Bills Nos. 1221, 130, 275, 523, 534, 990, and **1327**—Passed on file.

FURTHER CONSIDERATION OF SENATE BILL NO. 1191

SENATE BILL NO. 1191 (Calderon)—An act to amend Sections 25110.4, 25110.10, 25117.6, 25117.9.1, 25121.3, 25143.2, 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, to amend Section 50108.1 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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

SENATE BILL NO. 523 (Kopp)—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 3373 and 8054 of the Financial Code, to amend Sections 202 and 355 of the Fish and Game Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11340.5, 11342, 11346.2, 11349.5, 11349.9, 11350, 11370, 11370.3, 11370.5, 11371, 11500, 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, and 37624.2 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to amend, repeal, and add Sections 11501 and 68560.5 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, 11346.6, 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 and 14105.41 of, to amend and repeal Section 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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.

ACTION RESCINDED ON SENATE BILL NO. 1302

Assembly Member Campbell was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3695), passed Senate Bill No. 1302, and whereby the bill was ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 716, 1277, 535, 478, 950, 1066, 1094, 1230, 672, and **1028**—Passed on file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 45 BY UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent to take up Assembly Joint Resolution No. 45, without reference to file, for purpose of consideration.

ASSEMBLY JOINT RESOLUTION NO. 45 (Morrissey)—Relative to Jimmy Tran.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 45

Assembly Member Morrissey was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 45 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Morrissey was granted unanimous consent to take up Assembly Joint Resolution No. 45, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 45, as Amended

ASSEMBLY JOINT RESOLUTION NO. 45—Relative to Jimmy Tran.

Resolution read, as amended, and adopted by the following vote:

AYES—75

Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Pringle
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Sher
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	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mme. Speaker
Campbell	Hoge	Murray, Willard	

NOES—None

Resolution 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)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1545 (Knox)—An act to amend Sections 25523 and 25538.1 of, and to add Sections 25350.1 and 25526.6 to, the Government Code, relating to county 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.

Call of the Assembly

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

Motion carried. Time, 2:48 p.m.

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

ASSEMBLY BILL NO. 437 (Morrow)—An act to amend Section 25270.2 of the Health and Safety Code, relating to petroleum storage.

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

NOES—1

Richter

Above bill ordered enrolled.

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.

The question being: Shall 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	Knowles	Poochigian
Alby	Cortese	Knox	Pringle
Archie-Hudson	Cunneen	Kuehl	Rainey
Baldwin	Ducheny	Kuykendall	Richter
Bates	Escutia	Lee	Rogan
Battin	Figueroa	Machado	Setencich
Boland	Firestone	Margett	Sher
Bordonaro	Friedman	Martinez	Speier
Bowen	Frusetta	Mazzoni	Sweeney
Bowler	Goldsmith	McDonald	Takasugi
Brown, Valerie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrow	Weggeland
Bustamante	Hawkins	Murray, Kevin	Woods
Caldera	Isenberg	Murray, Willard	Mme. Speaker
Campbell	Kaloogian	Napolitano	
Cannella	Knight	Olberg	

NOES—3

Baca	Hoge	Morrissey

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 77: Assembly Members Granlund and Thompson, from "No" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 997 (Committee on Housing and Community Development)—An act to add Section 8869.94 to the Government Code, relating to housing.

Bill presented by Assembly Member Hauser.

The question being: Shall 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

Alby	Cortese	House	Napolitano
Alpert	Cunneen	Isenberg	Rainey
Archie-Hudson	Davis	Katz	Setencich
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Kuykendall	Sweeney
Bowler	Firestone	Lee	Takasugi
Brown, Valerie	Friedman	Machado	Tucker
Brulte	Frusetta	Margett	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Granlund	Mazzoni	Weggeland
Caldera	Hannigan	McDonald	Mme. Speaker
Campbell	Harvey	McPherson	
Cannella	Hauser	Murray, Kevin	
Conroy	Hawkins	Murray, Willard	

NOES—13

Aguiar	Knowles	Poochigian	Thompson
Goldsmith	Miller	Pringle	
Hoge	Morrow	Richter	
Kaloogian	Olberg	Rogan	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1701 (McPherson)—An act to amend Sections 2150 and 2162 of, and to add Section 2168 to, the Elections Code, relating to voter registration, 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—68

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

NOES—None

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

AYES—68

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1717 (Cortese)—An act to add and repeal Section 20133 of the Public Contract Code, relating to public works 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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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	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
Campbell	House	Murray, Willard	Mme. Speaker
Cannella	Kaloogian	Napolitano	

NOES—None

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

AYES—71

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	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
Campbell	House	Murray, Willard	Mme. Speaker
Cannella	Kaloogian	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 526 (Sher)—An act to amend Section 40717.5 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—76

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	Escutia	Kuykendall	Rogan
Battin	Figueroa	Lee	Setencich
Boland	Firestone	Machado	Sher
Bordonaro	Friedman	Margett	Speier
Bowen	Frusetta	Martinez	Sweeney
Bowler	Gallegos	Mazzoni	Takasugi
Brown, Valerie	Granlund	McDonald	Thompson
Brown, Willie	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Burton	Hauser	Morrissey	Villaraigosa
Bustamante	Hawkins	Morrow	Weggeland
Caldera	Hoge	Murray, Kevin	Woods
Campbell	Isenberg	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 73 (Friedman)—An act to amend Section 1399.56 of, and to add Section 1368.02 to, the Health and Safety Code, and to amend Section 796.02 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—68

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

NOES—6

Aguiar	Harvey	Olberg
Granlund	Kaloogian	Pringle

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 73: Assembly Member Kaloogian, from "Aye" to "No".

Above bill ordered enrolled.

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

The question being: Shall 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 Personal Privilege

Assembly Member Richter arose to a point of personal privilege.

The question being on concurrence in Senate amendments.

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, 3:16 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 SENATE BILL NO. 1247

At 3:17 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. 1247 passed by the following vote:

AYES—43

Alpert	Cannella	House	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Rainey
Bowen	Ducheny	Kuehl	Sher
Bowler	Escutia	Lee	Speier
Brown, Valerie	Firestone	Machado	Sweeney
Brown, Willie	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	McPherson	

NOES—28

Aguiar	Brulte	Kaloogian	Olberg
Alby	Caldera	Knight	Poochigian
Baldwin	Goldsmith	Knowles	Pringle
Battin	Granlund	Kuykendall	Richter
Boland	Harvey	Margett	Takasugi
Bordonaro	Hawkins	Miller	Thompson
Brewer	Hoge	Morrow	Weggeland

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 537

At 3:17 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. 537 passed by the following vote:

AYES—42

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

NOES—29

Aguiar	Caldera	Margett	Rogan
Alby	Conroy	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Harvey	Morrow	Weggeland
Bordonaro	House	Olberg	Woods
Bowler	Knight	Poochigian	
Brewer	Knowles	Pringle	
Brulte	Kuykendall	Richter	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1265

At 3:18 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.

Record Expunged and Action Rescinded on Senate Bill No. 1265

Assembly Member Woods 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. 1265, and that the bill be placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 325

At 3:19 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 roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 3:19 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 THE CONSENT CALENDAR

At 3:20 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 following items on the Consent Calendar were read:

HOUSE RESOLUTION NO. 26 (Napolitano)—Relative to the Select Committee on the Americas.

Resolution read, and adopted.

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

Consent Calendar—Senate Bills

SENATE BILL NO. 910 (Polanco)—An act to amend Sections 10290.1 and 12101.5 of, and to add Section 10300 to, the Public Contract Code, relating to state 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 CONCURRENT RESOLUTION NO. 34 (Hughes)—Relative to school safety.

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—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	Escutia	Kuykendall	Setencich
Battin	Figueroa	Lee	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, Kevin	Mme. Speaker
Caldera	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—1

Hannigan

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent the motions to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety and Assembly Bill No. 528 from the Committee on Human Services, were continued until the next legislative day.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1545

At 3:20 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 Assembly concurred in Senate amendments to Assembly Bill No. 1545 by the following vote:

AYES—46

Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Davis	Knight	Napolitano
Baca	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Sher
Brown, Valerie	Friedman	Lee	Speier
Brown, Willie	Gallegos	Machado	Sweeney
Burton	Hannigan	Martinez	Tucker
Bustamante	Harvey	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa
Campbell	Hawkins	Miller	
Cannella	Isenberg	Murray, Kevin	

NOES—23

Aguiar	Bowler	Kaloogian	Pringle
Alby	Brulte	Knowles	Rainey
Baldwin	Conroy	Margett	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Weggeland
Bowen	Hoge	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1545: Assembly Member Boland, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 163

At 3:20 p.m. on motion of Assembly Member Woods, 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 Woods moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1100

At 3:21 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1100 by the following vote:

AYES—41

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

NOES—33

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

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1100: Speaker Allen, from "No" to "Not Voting".

Above bill ordered enrolled.

BILL ORDERED TRANSMITTED TO THE SENATE

Assembly Member Rainey was granted unanimous consent that Senate Bill No. 1247 be ordered transmitted to the Senate immediately.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 325

At 3:22 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. 325 refused passage by the following vote:

AYES—35

Archie-Hudson	Escutia	Knox	Murray, Willard
Baca	Figueroa	Kuykendall	Napolitano
Bates	Frusetta	Lee	Rainey
Bowler	Gallegos	Machado	Sweeney
Brown, Valerie	Hannigan	Margett	Takasugi
Brulte	Harvey	Martinez	Tucker
Burton	Hauser	McDonald	Villaraigosa
Cannella	Hawkins	Morrissey	Woods
Cortese	House	Murray, Kevin	

NOES—28

Aguiar	Bowen	Hoge	Olberg
Alby	Brown, Willie	Isenberg	Poochigian
Alpert	Davis	Kaloogian	Richter
Baldwin	Ducheny	Katz	Setencich
Battin	Firestone	Kuehl	Sher
Boland	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrow	Mme. Speaker

Motion to Reconsider Senate Bill No. 325 on Next Legislative Day

Assembly Member Valerie Brown moved to reconsider on the next legislative day the vote whereby Senate Bill No. 325 was this day refused passage.

Senate Bill No. 325 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 163

At 3:22 p.m., on motion of Assembly Member Woods, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 163 refused passage by the following vote:

AYES—52

Aguiar	Conroy	Knight	Olberg
Alby	Cortese	Knowles	Poochigian
Baca	Cunneen	Kuykendall	Pringle
Baldwin	Figueroa	Machado	Rainey
Battin	Frusetta	Margett	Richter
Boland	Goldsmith	Martinez	Rogan
Bordonaro	Granlund	McPherson	Setencich
Bowler	Harvey	Miller	Takasugi
Brewer	Hauser	Morrissey	Thompson
Brulte	Hawkins	Morrow	Tucker
Bustamante	Hoge	Murray, Kevin	Weggeland
Campbell	House	Murray, Willard	Woods
Cannella	Kaloogian	Napolitano	Mme. Speaker

NOES—27

Alpert	Caldera	Hannigan	McDonald
Archie-Hudson	Davis	Isenberg	Sher
Bates	Ducheny	Katz	Speier
Bowen	Escutia	Knox	Sweeney
Brown, Valerie	Firestone	Kuehl	Vasconcellos
Brown, Willie	Friedman	Lee	Villaraigosa
Burton	Gallegos	Mazzoni	

Motion to Reconsider Senate Bill No. 163 on Next Legislative Day

Assembly Member Woods moved to reconsider on the next legislative day the vote whereby Senate Bill No. 163 was this day refused passage.

Senate Bill No. 163 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 this week, with amendments, be taken up without reference to file for purpose of second reading and adoption of committee amendments, and that the measures be returned to the second reading file for the next legislative day.

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, 743, and 580; and Senate Bills Nos. 772, 1332, 980, 1076, 833, 357, 1313, and 935 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 Consent Calendar by unanimous consent:

Senate Bill No. 800, on request of Assembly Member House.

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. 727, on request of Assembly Member Katz;

Senate Bills Nos. 579, 267, and **1029**, on request of Assembly Member Knowles;

Senate Bill No. 1062, on request of Assembly Member Vasconcellos;

Senate Bill No. 689, on request of Assembly Member Friedman.

BILLS PASSED ON FILE

Senate Bills Nos. 990 and **437**—Passed on file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Granlund was granted unanimous consent that the Joint Task Force on Disproportionate Share Hospitals be permitted to meet tomorrow, and that Joint Rule 62(a) be waived.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Knowles announced that the Conference Committee on Earthquake Insurance would meet today, upon adjournment of Floor session.

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

SENATE BILL NO. 431 (Rosenthal)—An act to amend Sections 19807, 19808, and 19818 of, and to add Sections 19827, 19828, 19829, and 19830 to, 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.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Poochigian announced that the Committee on Appropriations would meet today, upon adjournment of Floor session, at 4 p.m., in Room 4202.

Assembly Member Richter announced that the Committee on Environmental Safety and Toxic Materials would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

Assembly Member Villaraigosa announced that the Committee on Public Safety would meet today, upon adjournment of Floor session, in the Speaker's Conference Room.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Majority Speaker pro Tempore Setencich announced that the Conference Committee on Orange County would meet today, upon adjournment, in Room 112.

VOTE ADDS

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

Senate Bill No. 445: Bates, Knox, Martinez, Kevin Murray, Willard Murray, and Villaraigosa—Aye; Alby, Goldsmith, Granlund, Hawkins, and Rogan—No.

Senate Bill No. 1302: Bates, Boland, Goldsmith, Granlund, Knox, Morrow, Rogan, and Villaraigosa—Aye.

Senate Bill No. 644: Bates, Boland, Goldsmith, Granlund, Hoge, Morrow, Kevin Murray, Rogan, and Villaraigosa—Aye.

Senate Bill No. 18 and Urgency: Bates, Granlund, Hoge, Mazzoni, and Villaraigosa—Aye.

Senate Bill No. 29 and Urgency: Bates, Knox, Poochigian, Richter, and Villaraigosa—Aye; Aguiar, Boland, Bordonaro, Goldsmith, Granlund, and Weggeland—No.

Senate Bill No. 501: Bates, Boland, Bowen, Cannella, Cortese, Escutia, Goldsmith, Granlund, Knox, McDonald, and Napolitano—Aye.

Senate Bill No. 969: Bates, Boland, Cannella, Cortese, Goldsmith, Granlund, Knox, and Takasugi—Aye.

Senate Bill No. 668: Bates, Bustamante, Hawkins, Knox, Speier, Weggeland, and Woods—Aye.

Senate Bill No. 745: Gallegos and Knox—Aye; Speier—No.

Senate Bill No. 1291: Bustamante, Knox, Martinez, Kevin Murray, and Willard Murray—Aye.

Assembly Joint Resolution No. 45, Coauthors: Bustamante, Cannella, Cortese, Ducheny, Granlund, Hoge, Knox, Lee, Willard Murray, and Olberg—Aye.

Assembly Joint Resolution No. 45: Ducheny, Granlund, Hoge, Knox, and Willard Murray—Aye.

Assembly Bill No. 437, Concurrence: Hoge, Mazzoni, Olberg, and Speier—Aye.

Assembly Bill No. 77, Concurrence: Olberg and Speier—Aye; Hoge—No.

Assembly Bill No. 997, Concurrence: Ducheny, Lee, McPherson, Speier, and Weggeland—Aye; Hoge and Olberg—No.

Assembly Bill No. 1701, Urgency and Concurrence: Baca, Bowen, Bustamante, Cannella, Cortese, Ducheny, Gallegos, Knox, Martinez, Mazzoni, Olberg, and Speier—Aye.

Assembly Bill No. 1717, Urgency and Concurrence: Bowen, Margett, Martinez, Napolitano, Olberg, and Speier—Aye.

Assembly Bill No. 526, Concurrence: Bordonaro, Granlund, Margett, Miller, and Olberg—Aye.

Assembly Bill No. 73, Concurrence: Poochigian—Aye; Granlund, Harvey, and Olberg—No.

Senate Bill No. 1247: Knox—Aye.

Senate Bill No. 163: Napolitano—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:32 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS
Committee on Education

September 11, 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 Article 15.5 (commencing with Section 51885) to Chapter 5 of 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 Transportation

September 11, 1995

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

Assembly Bill No. 273

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

KATZ, Chairman

ASSEMBLY BILL NO. 273—An act to amend Section 14041 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 Revenue and Taxation

September 11, 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 add Section 17952.5 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.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1571

With the recommendation: That the Senate amendments be concurred in.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 483

With the recommendation: That the Senate amendments be concurred in.

RICHTER, Chairman

Above bill ordered to unfinished business.

Committee on Appropriations

Date of Hearing: September 6, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 356
Senate Bill No. 449
Senate Bill No. 450
Senate Bill No. 527
Senate Bill No. 765
Senate Bill No. 920
Senate Bill No. 966

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

POOCHIGIAN, Chairman

Above bills 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 the bills ordered returned to the second reading file for Tuesday, September 12, 1995:

SENATE BILL NO. 356—An act to amend Section 11280 of, to amend, repeal, and add Section 11501 of, to add Sections 11451.8 11502.1 to, and to repeal Sections 11451.6 and 11451.7 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 449—An act relating to education funding.

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. 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

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; 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. 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

MESSAGES FROM THE SENATE

September 11, 1995

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

Dear Dotson: The Senate this day suspended Joint Rule 29.5(a) on Senate Bills 58, 266, and 424 and Assembly Bills 13 and 1366.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Senate Chamber, September 11, 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. 187
Senate Bill No. 190
Senate Bill No. 199
Senate Bill No. 206
Senate Bill No. 283
Senate Bill No. 370
Senate Bill No. 472
Senate Bill No. 488
Senate Bill No. 513
Senate Bill No. 557
Senate Bill No. 609
Senate Bill No. 702
Senate Bill No. 1030
Senate Bill No. 1102
Senate Bill No. 1176

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

INTRODUCTION OF GUESTS

Minority Speaker pro Tempore Baca introduced his daughter Natalie Baca, an intern student from Kennedy High School.

ADJOURNMENT

At 3:45 p.m., the Assembly adjourned until 9 a.m., Tuesday, September 12, 1995, out of respect to the memory of Katherine Warne, on motion of Assembly Member McPherson; out of respect to the memory of Ollie and Lola Rowan, on motion of Assembly Member Alby; and out of respect to the memory of Dr. Earl Claiborne, on motion of Assembly Member Kevin Murray.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 11, 1995

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

Assembly Bills

273
780
782
783
784
850

Senate Bills

356
431
449
450
508
523
527
678
765
920
966
1191
1222
1325

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 12, 1995

ONE HUNDRED FORTY-FIRST SESSION DAY

TWO HUNDRED EIGHTY-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
Tuesday, September 12, 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 Conroy 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 9:12 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—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 Church:

O our God, Our hearts keep watch for You, for Your commands are a light that shines upon the earth. Enlighten us, that we may be fully sanctified and righteous in the fear of You. Remember by name, O Lord, all those here present who pray with us; save them in Your might; bless Your people and give peace to Your world.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Kuehl 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 Sweeney, seconded by Assembly Member Thompson.

COMMUNICATIONS

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

September 11, 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 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 11, 1995

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

Dear Dotson: Please be advised that Assemblymember Curt Pringle will no longer serve as Vice Chairman of the Assembly Budget Committee but will remain a member of this committee. I have also appointed Assemblymember Bruce Thompson Vice Chairman of the Assembly Budget Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 12, 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 on fill an existing vacancy for the hearing on Tuesday, September 12, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

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

September 11, 1995

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

Dear Dotson: Please be advised that Assemblymember Juanita McDonald has been appointed to the Assembly Appropriations Committee in place of Assemblymember John Burton for the hearing on Monday, September 11, 1995 only.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 12, 1995

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

Assembly Bill No. 273
Assembly Bill No. 780
Assembly Bill No. 782
Assembly Bill No. 783
Assembly Bill No. 784
Assembly Bill No. 850

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

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 Agnes Trumbo McCrary, of Swanton.

REFERENCE OF BILLS TO COMMITTEE

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

House Resolution No.	*Committee*
27	Rls.
28	Rls.

Senate Bill No.	*Committee*
261	B. & F.

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. 356, 449, 450, 527, 765, 920, and **966,** ordered to third reading.

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
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.)

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, 9:28 a.m.

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

ASSEMBLY BILL NO. 46 (Hauser)—An act to amend Section 1363 of, and to add Section 1363.05 to, the Civil Code, relating to common interest developments.

The question being: Shall 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	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mme. Speaker
Caldera	Hoge	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. 118, on request of Assembly Member Conroy.

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

ASSEMBLY BILL NO. 54 (Weggeland)—An act to amend Section 1021.1 of the Code of Civil Procedure, relating to 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—70

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

NOES—1

Bustamante

Above bill ordered enrolled.

ASSEMBLY BILL NO. 82 (Pringle)—An act to amend Section 29550 of the Government Code, relating to booking fees.

The question being: Shall 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	Olberg
Alby	Conroy	Isenberg	Poochigian
Alpert	Cortese	Kaloogian	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Setencich
Battin	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McPherson	Thompson
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	Hoge	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 104 (Hauser)—An act to add Section 1376 to the Civil Code, relating to common interest developments.

The question being: Shall 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

Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Takasugi
Boland	Gallegos	Margett	Thompson
Bowen	Goldsmith	Martinez	Tucker
Bowler	Granlund	Mazzoni	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrow	Woods
Burton	Hawkins	Murray, Kevin	Mme. Speaker
Bustamante	Hoge	Murray, Willard	
Caldera	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	

NOES—1

Aguiar

Above bill ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 1143 BY UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent to take up Senate Bill No. 1143, out of order.

SENATE BILL NO. 1143 (Mountjoy)—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.

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

ASSEMBLY BILL NO. 170 (Alpert)—An act to add Section 60200.4 to the Education Code, relating to instructional materials, 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—73

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 264 (Battin)—An act to amend Section 11590 of the Health and Safety Code, relating to controlled substances.

The question being: Shall 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	Katz	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brewer	Granlund	Mazzoni	Thompson
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mme. Speaker

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 277, on request of Assembly Member Cannella.

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

ASSEMBLY BILL NO. 442 (Alpert)—An act to amend Section 8278 of, and to add and repeal Chapter 5.6 (commencing with Section 58750) of Part 31 of, the Education Code, relating to extended schoolday programs.

The question being: Shall 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, 9:43 a.m.

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

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 424:

Knowles, Aguiar, and McDonald.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Knowles moved that Joint Rule 29.5 be suspended, to permit the Conference Committees on Senate Bills Nos. 58, 266, and 424; and Assembly Bills Nos. 13 and 1366 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

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

ASSEMBLY BILL NO. 458 (Ducheny)—An act to amend Sections 17274 and 24436.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:55 a.m.

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

ASSEMBLY BILL NO. 706 (Caldera)—An act to add Section 783 to, to add Article 6 (commencing with Section 570) to Chapter 4 of, and Chapter 22 (commencing with Section 3800) to, Division 1 of, and to repeal Chapter 21.5 (commencing with Section 3750) of Division 1 of, the Financial Code, relating to banking, 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	Cunneen	Katz	Rainey
Alby	Davis	Knight	Richter
Alpert	Ducheny	Knox	Rogan
Baca	Escutia	Kuehl	Setencich
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	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	Mme. Speaker
Cannella	House	Napolitano	
Conroy	Isenberg	Olberg	
Cortese	Kaloogian	Poochigian	

NOES—1

Archie-Hudson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 958 (Knight)—An act to amend Section 6254 of, and to add Section 6254.13 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—72

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	Frusetta	Machado	Sher
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Granlund	Mazzoni	Takasugi
Bowler	Harvey	McDonald	Thompson
Brewer	Hauser	McPherson	Tucker
Brown, Valerie	Hawkins	Miller	Vasconcellos
Brulte	Hoge	Morrissey	Villaraigosa
Burton	House	Morrow	Weggeland
Cannella	Isenberg	Murray, Kevin	Woods
Conroy	Kaloogian	Napolitano	Mme. Speaker

NOES—2

Caldera	Murray, Willard

Above bill ordered enrolled.

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

The question being: Shall 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	Knowles	Pringle
Alby	Cunneen	Knox	Rainey
Alpert	Davis	Kuehl	Richter
Archie-Hudson	Ducheny	Kuykendall	Rogan
Baca	Escutia	Lee	Setencich
Baldwin	Figueroa	Machado	Sher
Bates	Firestone	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
Brown, Valerie	Hawkins	Morrow	Weggeland
Brulte	Hoge	Murray, Kevin	Woods
Burton	House	Murray, Willard	Mme. Speaker
Caldera	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	
Conroy	Knight	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1150 (Morrissey)—An act to add Section 12935 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—72

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

NOES—1

Granlund

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1150: Assembly Member Weggeland, from "Aye" to "Not Voting".

Above bill ordered enrolled.

RECESS

By unanimous consent, at 9:59 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of a special guest.

Speaker Emeritus Brown introduced Jerry Gillam, whereupon he noted that as Staff Writer for the *Los Angeles Times* since 1960, Jerry Gillam covered the terms of five Governors, all of whom were re-elected, six Presidents pro Tempore of the Senate, and seven Speakers of the Assembly and has become renowned as an institution at the Capitol and in the Press Corps. Speaker Emeritus Brown was joined by Assembly Member Vasconcellos in presenting a resolution to Jerry Gillam commending his long and distinguished career in the field of journalism, and on behalf of all Members of the Assembly, extended best wishes for success in the future.

Speaker Emeritus Brown announced that a reception in honor of Jerry Gillam would be held in the Speaker's Conference Room upon adjournment of Floor session.

Jerry Gillam then addressed the assemblage.

REASSEMBLED

At 10:10 a.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. 1229 (Granlund)—An act to add and repeal Section 31701.8 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—62

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

NOES—1

Morrissey

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1314 (Sher)—An act to add Chapter 4.5 (commencing with Section 18944.30) to Part 2.5 of Division 13 of the Health and Safety Code, relating to buildings.

The question being: Shall 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—56

Alby	Bustamante	Hauser	Napolitano
Alpert	Caldera	House	Olberg
Archie-Hudson	Cannella	Isenberg	Rainey
Baca	Cortese	Knox	Richter
Bates	Cunneen	Kuehl	Setencich
Battin	Davis	Kuykendall	Sher
Boland	Ducheny	Lee	Speier
Bordonaro	Escutia	Machado	Sweeney
Bowen	Figueroa	Martinez	Takasugi
Bowler	Firestone	Mazzoni	Tucker
Brown, Valerie	Frusetta	McDonald	Vasconcellos
Brown, Willie	Gallegos	McPherson	Villaraigosa
Brulte	Goldsmith	Murray, Kevin	Woods
Burton	Hannigan	Murray, Willard	Mme. Speaker

NOES—15

Aguiar	Granlund	Knight	Rogan
Baldwin	Harvey	Margett	Thompson
Brewer	Hawkins	Miller	Weggeland
Conroy	Hoge	Morrow	

Above bill ordered enrolled.

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.

The question being: Shall 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	Conroy	Isenberg	Richter
Alby	Cortese	Kaloogian	Rogan
Alpert	Cunneen	Knight	Setencich
Baca	Davis	Knox	Sher
Baldwin	Ducheny	Kuykendall	Speier
Battin	Figueroa	Margett	Sweeney
Boland	Firestone	Mazzoni	Takasugi
Bordonaro	Frusetta	McPherson	Thompson
Bowler	Gallegos	Miller	Tucker
Brewer	Goldsmith	Morrissey	Vasconcellos
Brown, Valerie	Granlund	Morrow	Villaraigosa
Brown, Willie	Hannigan	Murray, Kevin	Weggeland
Brulte	Harvey	Murray, Willard	Woods
Burton	Hauser	Napolitano	Mme. Speaker
Bustamante	Hawkins	Olberg	
Caldera	Hoge	Poochigian	
Cannella	House	Rainey	

NOES—3

Bowen	Kuehl	Martinez

Vote Changes

By unanimous consent, the following change was permitted on concurrence in Senate amendments to Assembly Bill No. 1386: Assembly Member Kuehl, from "Aye" to "No".

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Rainey announced that the Committee on Local Government would meet today at 10:30 a.m. in the Tom Bane Rules Committee Room, to hear Assembly Bill No. 188.

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

ASSEMBLY BILL NO. 694 (Bustamante)—An act to add Section 6358.4 to 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—66

Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	House	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Speier
Boland	Figueroa	Lee	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Margett	Tucker
Bowler	Gallegos	Martinez	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	

NOES—4

Bates	Caldera	Isenberg	Sher

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1482 (Weggeland)—An act to amend Section 1798.24 of the Civil Code, to amend Sections 22, 116, 132, 142, 270, 271, 420, 550, 551, 561, 600.4, 1502, 1503, 1504, 1700, 1701, 1702, 1704, 1705, 1706, 1708, 1710, 1712, 1713, 1715, 1716, 1725, 1726, 1727, 1728, 1729, 1750, 1755, 1756, 1757, 1775, 1781, 1782, 1783, 1784, 1854, 1900, 1901, 1909, 1912, 1913, 1913.5, 1931, 1936, 1938, 3371, 4820, 4822, 4823, 4824, 4826, 4827, 4828, 4835, 4840, 4845, 4847, 4848, 4849, 4850, 4851, 4852, 4853, 4855, 4856, 4858, 4859, 4861, 4862, 4870, 4872, 4873, 4874, 4875, 4880, 4882, 4885, 4886, 4888, 4900, 4902, 4903, 4905, 4920, 4923, 4925, 4926, 4928, 4940, 4943, 4944, 4947, 4948, 4949, 4960, and 4963 of, to amend the heading of Article 5 (commencing with Section 420) of Chapter 3 of, and Chapter 13.5 (commencing with Section 1700) of, Division 1 of, Article 2 (commencing with Section 4845) and Article 3 (commencing with Section 4870) of Chapter 3 of, Article 1 (commencing with Section 4880) and Article 5 (commencing with Section 4900) of Chapter 4 of, and Article 1 (commencing with Section 4920), Article 2 (commencing with Section 4940), and Article 3 (commencing with Section 4960) of Chapter 5 of, Division 1.5 of, to amend and renumber Section 4836 of, to amend and renumber the heading of Article 1 (commencing with Section 500) of Chapter 4 of Division 1 of, and Article 5 (commencing with Section 4900) of Chapter 4 of Division 1.5 of, to add Sections 100.5, 126.5, 139.2, 139.3, 139.4, 139.5, 139.7, 139.9, 140.3, 146.3, 146.7, 216, 419, 512, 1700.3, 1700.5, 3392.5, 3824, 3825, 4803, 4820.5, 4821.5, 4826.5, 4827.3, 4827.7, 4828.3, 4828.7, 4830, 4831, 4832, 4833, 4834, 4836, 4837, 4838, 4843, 4871.5, 4901.5, 4902.5, 4961.5, 4962.5, and 4966 to, to add Article 1 (commencing with Section 490) to Chapter 4 of, Chapter 6.5 (commencing with Section 800), Chapter 21.5 (commencing with Section 3750), and Chapter 22 (commencing with Section 3800) to, Division 1 of, Article 2 (commencing with Section 4805.01) to Chapter 1 of, Article 4 (commencing with

Section 4877.01) and Article 5 (commencing with Section 4879.01) to Chapter 3 of, and Article 2 (commencing with Section 4895.01) to Chapter 4 of, Division 1.5 of, to add and repeal Section 3824, 3825, 18684, and 18685 of, to repeal Sections 114, 131, 133, 136, 138, 141, 143, 147, 149, 682, 1230, and 1709 of, to repeal Article 2 (commencing with Section 530) of Chapter 4 of, and Chapter 16 (commencing with Section 2050) and Chapter 21.5 (commencing with Section 3750) of, Division 1 of, and Article 2 (commencing with Section 4805) of Chapter 11 of Division 1.5 of, and to repeal and add Sections 137, 148, 503, 1935, 4825, 4842, 4846, 4871, 4881, 4901, 4921, 4941, and 4961 of, the Financial Code, and to amend Sections 6254.5, 16500.5, and 53630 of, and to add Section 53630.5 to, the Government Code, relating to financial institutions, 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—70

Aguiar	Cannella	House	Olberg
Alby	Conroy	Isenberg	Poochigian
Alpert	Cortese	Kaloogian	Rainey
Baca	Cunneen	Knight	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Escutia	Kuykendall	Speier
Boland	Figueroa	Machado	Sweeney
Bordonaro	Firestone	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	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—1

Archie-Hudson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1511 (Valerie Brown)—An act to amend Section 65852.3 of the Government Code, relating to land use.

The question being: Shall 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	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Rainey
Baca	Cunneen	Knox	Rogan
Baldwin	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Escutia	Lee	Speier
Boland	Figueroa	Machado	Sweeney
Bordonaro	Firestone	Margett	Takasugi
Bowen	Frusetta	Martinez	Tucker
Bowler	Gallegos	Mazzoni	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	

NOES—1

Hoge

Above bill ordered enrolled.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Bordonaro announced that the Conference Committee on Assembly Bill No. 1501 would meet today, at 4 p.m., in Room 126.

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

ASSEMBLY BILL NO. 1644 (Granlund)—An act to amend Sections 10249.1, 10249.3, 10249.9, 10249.91, 10249.92, 10261, 10264, 10265, and 11000 of, to add Sections 10238.45, 10249.8, and 10263.1 to, to add Article 8.5 (commencing with Section 10250) to Chapter 3 of Part 1 of Division 4 of, to repeal Sections 10249.11, 10249.2, 10249.4, 10249.6, and 10249.7 of, and to repeal and add Section 10249 of, the Business and Professions Code, relating to real estate.

The question being: Shall 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	Hoge	Olberg
Alby	Cannella	House	Poochigian
Alpert	Conroy	Isenberg	Rainey
Archie-Hudson	Cortese	Kaloogian	Richter
Baca	Cunneen	Knight	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Escutia	Lee	Speier
Boland	Figueroa	Machado	Sweeney
Bordonaro	Firestone	Margett	Takasugi
Bowen	Frusetta	Martinez	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—1

Kuehl

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1644: Assembly Member Kuehl, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 686 (Tucker)—An act to amend Section 22958 of, and to add Section 22960 to, the Business and Professions Code, relating to tobacco.

The question being: Shall 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	Bustamante	House	Poochigian
Alpert	Caldera	Kaloogian	Rainey
Archie-Hudson	Cannella	Knox	Sher
Baca	Cortese	Kuehl	Speier
Baldwin	Cunneen	Kuykendall	Sweeney
Bates	Davis	Lee	Takasugi
Battin	Ducheny	Machado	Tucker
Boland	Escutia	Margett	Vasconcellos
Bordonaro	Figueroa	Martinez	Villaraigosa
Bowler	Firestone	McPherson	Weggeland
Brewer	Frusetta	Miller	Woods
Brown, Valerie	Gallegos	Morrissey	Mme. Speaker
Brown, Willie	Goldsmith	Murray, Willard	
Brulte	Harvey	Napolitano	
Burton	Hauser	Olberg	

NOES—6

Bowen	Hoge	Murray, Kevin
Granlund	Morrow	Rogan

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—69

Aguiar	Cannella	House	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	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	Gallegos	Mazzoni	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	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1529 (Vasconcellos)—An act to amend Sections 11357 and 11358 of the Health and Safety Code, relating to controlled substances.

The question being: Shall 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, 10:31 a.m.

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

ASSEMBLY BILL NO. 1713 (McPherson)—An act to add Section 14311 to 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—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
Bates	Escutia	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McPherson	Tucker
Brown, Valerie	Harvey	Miller	Vasconcellos
Brown, Willie	Hauser	Morrissey	Villaraigosa
Brulte	Hawkins	Morrow	Weggeland
Burton	Hoge	Murray, Kevin	Woods
Caldera	House	Murray, Willard	Mme. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1785 (Brewer)—An act to amend Sections 10009.6, 10016, 12811.1, 12811.5, and 12822.6 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—55

Aguiar	Bustamante	Hawkins	Olberg
Alby	Cannella	Hoge	Poochigian
Alpert	Conroy	Kaloogian	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Escutia	Machado	Takasugi
Boland	Figueroa	Margett	Thompson
Bordonaro	Frusetta	McPherson	Vasconcellos
Bowen	Goldsmith	Miller	Villaraigosa
Bowler	Granlund	Morrissey	Weggeland
Brewer	Hannigan	Morrow	Woods
Brown, Valerie	Harvey	Murray, Kevin	Mme. Speaker
Brulte	Hauser	Napolitano	

NOES—12

Bates	Ducheny	Martinez	Sher
Brown, Willie	Isenberg	Mazzoni	Speier
Burton	Lee	Murray, Willard	Sweeney

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1804 (Goldsmith)—An act to add and repeal Chapter 3 (commencing with Section 9000) of Title 9 of Part 3 of the Penal Code, relating to electronic monitoring.

The question being: Shall 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	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1571 (Caldera)—An act to amend Section 607f of the Civil Code, and to amend Section 11105 of the Penal Code, relating to humane 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—64

Aguiar	Conroy	Isenberg	Murray, Kevin
Alby	Cortese	Katz	Murray, Willard
Alpert	Davis	Knight	Napolitano
Archie-Hudson	Escutia	Knowles	Olberg
Baca	Figueroa	Knox	Poochigian
Baldwin	Firestone	Kuehl	Rainey
Battin	Frusetta	Kuykendall	Richter
Boland	Gallegos	Lee	Rogan
Bordonaro	Goldsmith	Machado	Setencich
Bowler	Granlund	Margett	Speier
Brown, Willie	Hannigan	Martinez	Tucker
Brulte	Harvey	McDonald	Vasconcellos
Burton	Hauser	McPherson	Villaraigosa
Bustamante	Hawkins	Miller	Weggeland
Caldera	Hoge	Morrissey	Woods
Cannella	House	Morrow	Mme. Speaker

NOES—4

Bates	Cunneen	Mazzoni	Sher

Above bill ordered enrolled.

CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 791 (As proposed by the Conference Committee)—An act to amend Section 4420 of the Government Code, relating to public works.

Conference Committee Report presented by Assembly Member Cannella.

Report adopted by the following vote:

AYES—71

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

NOES—None

BILLS STRICKEN FROM FILE

By unanimous consent Assembly Bills Nos. 1806, 182, 710, and 1912 were stricken from file.

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

ASSEMBLY BILL NO. 413 (Kuehl)—An act to add Section 1567 to the Evidence Code, and to amend Sections 3664 and 3667 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—62

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

NOES—3

Hoge	Margett	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 457 (Ducheny)—An act to amend Section 38773.5 of the Government Code, to amend Section 17980.7 of the Health and Safety Code, and to amend Section 3691 of the Revenue and Taxation 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.

Call of the Assembly

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

Motion carried. Time, 10:53 a.m.

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

ASSEMBLY BILL NO. 1690 (Campbell)—An act to add Section 5442.7 to the Business and Professions Code, relating to outdoor advertising.

The question being: Shall 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	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	Firestone	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	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	

NOES—None

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Poochigian announced that the Committee on Appropriations would meet today, one-half hour after adjournment of Floor session, in Room 4202.

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety and the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services 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. 629, on request of Assembly Member Frusetta;

Senate Bill No. 1107, on request of Assembly Member Richter;

Senate Bill No. 36, on request of Assembly Member Alpert;

Senate Bill No. 729, on request of Assembly Member Alpert;

Senate Bill No. 217, on request of Assembly Member Brulte;

Senate Bill No. 1258, on request of Assembly Member Margett.

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. 763 be removed from the inactive file.

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

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.

Motion to Amend

Assembly Member Bustamante 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. 1120, on request of Assembly Member Bustamante.

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

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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-01 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

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.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Aguiar announced his intention to request that Senate Bills Nos. 1296 and 836 be removed from the inactive file.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the unfinished file:

Assembly Bills Nos. 668, 905, and **906**, on request of Assembly Member Aguiar;

Assembly Bill No. 1218, on request of Assembly Member Escutia.

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. 346 be removed from the inactive file.

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

SENATE BILL NO. 423 (Marks)—An act to amend Sections 1101, 1116, 1127, and 1201.6 of, to add Section 85.4 to, and to repeal and add Section 1126 of, the Harbors and Navigation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, 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. 958 (Watson)—An act to amend Section 49559 of the Education Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

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

SENATE BILL NO. 1230 (Solis)—An act to add Sections 11163.3, 11163.4, and 11163.5 to the Penal Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

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.

SENATE JOINT RESOLUTION NO. 30 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent to take up Senate Joint Resolution No. 30, without reference to committee or file.

SENATE JOINT RESOLUTION NO. 30 (Monteith)—Relative to Yosemite National Park.

Resolution read, and adopted by the following vote:

AYES—73

Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	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	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Thompson
Brewer	Granlund	McPherson	Vasconcellos
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

Resolution ordered transmitted to the Senate.

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

SENATE BILL NO. 1305 (Committee on Agriculture and Water Resources)—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, to amend Section 116 of, 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), and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 3

At 11:06 a.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 3 by the following vote:

AYES—63

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

NOES—2

Bowen	Isenberg

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 442

At 11:06 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. 442 by the following vote:

AYES—45

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

NOES—24

Aguiar	Brulte	Knowles	Poochigian
Alby	Granlund	Kuykendall	Pringle
Battin	Harvey	Margett	Rogan
Boland	Hoge	Miller	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Knight	Olberg	Weggeland

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 458

At 11:07 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 11:07 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. 1529

At 11:07 a.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. 1529 by the following vote:

AYES—44

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

NOES—28

Aguiar	Firestone	Knight	Poochigian
Alby	Granlund	Kuykendall	Pringle
Battin	Harvey	Margett	Richter
Boland	Hawkins	Miller	Takasugi
Bordonaro	Hoge	Morrissey	Thompson
Bowler	House	Morrow	Weggeland
Brulte	Kaloogian	Olberg	Woods

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 457

At 11:10 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 11:11 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. 712 (Committee on Revenue and Taxation)—An act to amend Sections 7073, 7073.9, 7102, and 7104 of the Government Code, and to amend Sections 17052.15, 17053.10, 17053.17, 17233, 17266, 17276.2, 23612.6, 23623.5, 23625, 24356.4, 24385, and 24416.2 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government finance, and making an appropriation therefor.

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.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 70 (Willard Murray)—An act to amend Sections 12027, 12070, 12076, 12077, 12078, and 12081 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 Thompson moved a call of the Assembly.

Motion carried. Time, 11:12 a.m.

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

ASSEMBLY BILL NO. 223 (Willard Murray)—An act to add Chapter 10 (commencing with Section 16020) to Division 8 of the Unemployment Insurance Code, relating to youth employment projects.

The question being: Shall 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

Bates	Murray, Willard	Villaraigosa
Figueroa	Tucker	

NOES—68

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

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 458

At 11:15 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 458 by the following vote:

AYES—44

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

NOES—28

Aguiar	Brulte	House	Olberg
Alby	Firestone	Kaloogian	Poochigian
Battin	Frusetta	Knight	Pringle
Boland	Goldsmith	Knowles	Richter
Bordonaro	Granlund	Margett	Takasugi
Bowler	Harvey	Miller	Thompson
Brewer	Hoge	Morrow	Weggeland

Motion to Reconsider Assembly Bill No. 458 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby concurrence in Senate amendments to Assembly Bill No. 458 was this day refused.

Assembly Bill No. 458 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 457

At 11:16 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 457 by the following vote:

AYES—39

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	Escutia	Lee	Sweeney
Brown, Willie	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	

NOES—36

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

Motion to Reconsider Assembly Bill No. 457 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby concurrence in Senate amendments to Assembly Bill No. 457 was this day refused.

Assembly Bill No. 457 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 70

At 11:17 a.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 70 by the following vote:

AYES—52

Aguiar	Conroy	Hoge	Olberg
Alby	Cortese	House	Poochigian
Archie-Hudson	Cunneen	Kaloogian	Pringle
Baca	Ducheny	Knight	Rainey
Baldwin	Figueroa	Kuykendall	Richter
Battin	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Goldsmith	McPherson	Takasugi
Bowler	Granlund	Miller	Thompson
Brewer	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Campbell	Hauser	Murray, Kevin	Woods
Cannella	Hawkins	Murray, Willard	Mme. Speaker

NOES—17

Alpert	Caldera	Kuehl	Speier
Bates	Davis	Lee	Sweeney
Bowen	Gallegos	Martinez	
Brown, Valerie	Isenberg	Mazzoni	
Burton	Katz	Sher	

Above bill ordered enrolled.

CAUCUS ANNOUNCEMENTS

Assembly Member Thompson announced that the Republican Caucus would meet upon recess of the Assembly, in the Assembly Lounge.

Majority Speaker pro Tempore Setencich announced that the Democratic Caucus would meet upon recess of the House, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:19 a.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.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 12, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 544.

JOHN VASCONCELLOS

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Education

September 12, 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.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 544

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: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 40

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Senate Resolution

SENATE JOINT RESOLUTION NO. 26 (Mello)—Relative to student aid.

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

Resolution ordered transmitted to the Senate.

ANNOUNCEMENTS

Majority Speaker pro Tempore Setencich announced that under the Rules, today is the last day to submit Conference Committee Reports to the Desk and that the Desk would remain open until Midnight to receive Conference Reports.

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

ASSEMBLY BILL NO. 1722 (Martinez)—An act to add Sections 44253.11 and 44670.8 to the Education Code, relating to teacher credentialing.

The question being: Shall 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 Martinez 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.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Villaraigosa announced his intention to request that Senate Bill No. 1055 be removed from the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 552, on request of Assembly Member House;

Assembly Bill No. 118, on request of Assembly Member Conroy.

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

ASSEMBLY BILL NO. 1127 (Friedman)—An act to add Section 16521.5 to the Welfare and Institutions Code, relating to foster youth.

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

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

Motion to Re-refer Assembly Bill No. 1127 to Committee

Assembly Member Bordonaro moved that Assembly Bill No. 1127 be re-referred to the Committee on Human Services.

Assembly Member Knowles seconded the motion.

Parliamentary Inquiry

Assembly Member Kaloogian arose to the following parliamentary inquiry:

Is the motion to re-refer Assembly Bill No. 1127 to committee still before the House?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Motion Withdrawn

Assembly Member Bordonaro, with the consent of the second to the motion, withdrew his motion to re-refer Assembly Bill No. 1127 to the Committee on Human Services.

Assembly Bill No. 1127 Passed Temporarily

By unanimous consent Assembly Bill No. 1127 was passed temporarily on file on file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
SENATE BILL NO. 833 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bowler was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 833 was refused passage; and that the bill be passed temporarily on file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Woods announced his intention to request that Senate Bill No. 1265 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER WAIVED BY UNANIMOUS CONSENT

By unanimous consent the motion to reconsider the vote whereby Set 94 amendments to Assembly Bill No. 111 were refused adoption was waived, and the bill was placed upon the inactive file.

SENATE BILL NO. 772 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Miller was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 772 was refused passage; and that the bill be passed on file, to retain its place on file.

ASSEMBLY BILL NO. 743 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Kuykendall was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 743 was refused passage; and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 1332 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Willard Murray was granted unanimous consent that the vote be reconsidered whereby his amendments to Senate Bill No. 1332 were refused adoption; and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 980 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Ducheny was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 980 was refused passage; and that the bill be placed upon the inactive file.

ASSEMBLY BILL NO. 580 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Machado was granted unanimous consent that the vote be reconsidered whereby concurrence in Senate amendments to Assembly Bill No. 580 was refused; and that the bill be passed temporarily on file.

SENATE BILL NO. 1076 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Brulte was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1076 was refused passage; and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 833 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bowler was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 833 was refused passage; and that the bill be passed temporarily on file.

SENATE BILL NO. 357 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Hauser was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 357 was refused passage; and that the bill be placed upon the inactive file.

SENATE BILL NO. 1313 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Conroy was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1313 was refused passage; and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 935 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Rainey was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 935 was refused passage; and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 325 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Valerie Brown was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 325 was refused passage; and that the bill be passed on file, to retain its place on file.

SENATE BILL NO. 163 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Woods was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 163 was refused passage; and that the bill be passed on file, to retain its place on file.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1759 (Knowles)—An act to amend Section 17273 of, and 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 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. 1759 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. 1759 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. 1759 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—28

Archie-Hudson	Escutia	Knox	Murray, Kevin
Baca	Figueroa	Kuehl	Murray, Willard
Bowen	Friedman	Lee	Napolitano
Burton	Gallegos	Machado	Sher
Bustamante	Hauser	Margett	Speier
Caldera	Isenberg	Mazzoni	Tucker
Cannella	Katz	McDonald	Vasconcellos

NOES—43

Aguiar	Davis	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Boland	Goldsmith	Martinez	Setencich
Bordonaro	Granlund	McPherson	Takasugi
Bowler	Hannigan	Miller	Thompson
Brewer	Harvey	Morrissey	Villaraigosa
Brown, Valerie	Hawkins	Morrow	Weggeland
Brulte	Hoge	Olberg	Woods
Conroy	House	Poochigian	Mme. Speaker
Cunneen	Kaloogian	Pringle	

At 2:26 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

Further Consideration of Assembly Bill No. 1759

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 Escutia 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.

FURTHER CONSIDERATION OF SENATE BILL NO. 833

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.

Motion to Amend by Assembly Member Speier as Presented by Assembly Member Katz

Assembly Member Katz 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

Assembly Bill No. 37—Passed on file.

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

ASSEMBLY BILL NO. 50 (Johnson)—An act to repeal Section 6357 of the Labor Code, relating to employment, 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.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Weggeland announced his intention to request that Senate Bill No. 1337 be removed from the inactive file.

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

ASSEMBLY BILL NO. 126 (Rainey)—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 third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

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

NOES—None

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 580

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, and the Assembly concurred in Senate amendments by the following vote:

AYES—58

Aguiar	Cortese	Isenberg	Rainey
Alpert	Cunneen	Katz	Richter
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Baldwin	Escutia	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Firestone	Martinez	Thompson
Brewer	Friedman	Mazzoni	Tucker
Brown, Valerie	Gallegos	McDonald	Vasconcellos
Burton	Granlund	McPherson	Villaraigosa
Bustamante	Hannigan	Morrissey	Weggeland
Caldera	Harvey	Murray, Kevin	Woods
Campbell	Hauser	Murray, Willard	Mme. Speaker
Cannella	Hoge	Napolitano	
Conroy	House	Poochigian	

NOES—13

Alby	Hawkins	Morrow	Takasugi
Bordonaro	Knowles	Olberg	
Bowler	Kuykendall	Pringle	
Brulte	Margett	Rogan	

Above bill ordered enrolled.

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

SENATE BILL NO. 689 (Rosenthal)—An act to amend Sections 1356 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, 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.

SENATE BILL NO. 714 (Committee on Revenue and Taxation)—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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to taxation and the state budget, 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.

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on September 13, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 531, 575, and 1069; and Senate Joint Resolution No. 17 for hearing.

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

SENATE BILL NO. 297 (Campbell)—An act to add Section 11019.6 to the Government Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

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. 1107 BY UNANIMOUS CONSENT

Assembly Member Richter was granted unanimous consent to take up Senate Bill No. 1107, without reference to file, for purpose of amendment.

SENATE BILL NO. 1107 (Leslie)—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 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.

MOTION TO SUSPEND JOINT RULE 28.1

Assembly Member McDonald moved that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee on Senate Bill No. 58.

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

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 58:

Knowles, Aguiar, and McDonald.

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

SENATE BILL NO. 478 (Thompson)—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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to health insurance and the state budget, 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.

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Woods moved to dispense with the Calls of the Assembly.

Assembly Member Morrissey seconded the motion.

Motion carried by the following vote:

AYES—48

Aguiar	Cunneen	Isenberg	Poochigian
Alby	Ducheny	Kaloogian	Rainey
Baldwin	Escutia	Knight	Richter
Bates	Firestone	Knowles	Rogan
Battin	Frusetta	Kuehl	Speier
Boland	Gallegos	Kuykendall	Sweeney
Bordonaro	Goldsmith	Margett	Takasugi
Bowler	Granlund	Martinez	Thompson
Brulte	Harvey	McPherson	Tucker
Cannella	Hauser	Miller	Villaraigosa
Conroy	Hawkins	Morrissey	Weggeland
Cortese	House	Olberg	Woods

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1722

At 3:12 p.m., further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1722 by the following vote:

AYES—44

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

NOES—27

Alby	Brulte	Knowles	Rainey
Baldwin	Conroy	Kuykendall	Richter
Battin	Hawkins	Margett	Rogan
Boland	Hoge	Miller	Thompson
Bordonaro	House	Morrow	Weggeland
Bowler	Kaloogian	Olberg	Woods
Brewer	Knight	Poochigian	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1759

At 3:13 p.m., further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1759 passed by the following vote:

AYES—48

Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Kuykendall	Richter
Battin	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowler	Granlund	McPherson	Takasugi
Brewer	Harvey	Miller	Thompson
Brulte	Hawkins	Morrissey	Weggeland
Campbell	Hoge	Morrow	Woods
Cannella	House	Olberg	Mme. Speaker

NOES—23

Alpert	Ducheny	Knox	Napolitano
Archie-Hudson	Escutia	Kuehl	Speier
Bates	Friedman	Lee	Tucker
Brown, Valerie	Hannigan	Martinez	Vasconcellos
Burton	Hauser	Murray, Kevin	Villaraigosa
Caldera	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

MOTION TO ADJOURN

At 3:13 p.m., Assembly Member Morrissey moved that the Assembly do now adjourn.

Motion carried by the following vote:

AYES—43

Archie-Hudson	Cunneen	Hauser	Morrissey
Baldwin	Davis	Hawkins	Napolitano
Battin	Ducheny	House	Olberg
Bordonaro	Escutia	Isenberg	Poochigian
Brewer	Firestone	Knowles	Rainey
Brown, Valerie	Friedman	Kuykendall	Richter
Burton	Frusetta	Lee	Sher
Caldera	Gallegos	Machado	Thompson
Campbell	Goldsmith	Margett	Villaraigosa
Conroy	Hannigan	Martinez	Woods
Cortese	Harvey	McDonald	

NOES—12

Bates	Cannella	Mazzoni	Morrow
Bowler	Granlund	McPherson	Speier
Brulte	Kuehl	Miller	Tucker

VOTE ADDS

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

Assembly Bill No. 46, Concurrence: Alby, Alpert, Archie-Hudson, Bates, Boland, Bowen, Bowler, Valerie Brown, Brulte, Cortese, Cunneen, Ducheny, Escutia, Granlund, Hoge, Knox, Machado, Martinez, Mazzoni, McPherson, Morrow, Kevin Murray, Willard Murray, Olberg, Rogan, Sher, Speier, Tucker, Vasconcellos, and Villaraigosa—Aye.

Assembly Bill No. 54, Concurrence: Alby, Alpert, Archie-Hudson, Bates, Boland, Valerie Brown, Brulte, Cortese, Cunneen, Ducheny, Escutia, Granlund, Hoge, Knox, Machado, Martinez, McPherson, Morrow, Kevin Murray, Willard Murray, Olberg, Sher, Speier, Sweeney, Tucker, Vasconcellos, and Villaraigosa—Aye.

Assembly Bill No. 82, Concurrence: Alby, Alpert, Archie-Hudson, Bates, Boland, Bowler, Valerie Brown, Brulte, Cortese, Cunneen, Escutia, Hoge, Machado, Martinez, Morrow, Kevin Murray, Willard Murray, Olberg, Rogan, Sher, Vasconcellos, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 104, Concurrence: Alby, Alpert, Archie-Hudson, Bates, Boland, Valerie Brown, Brulte, Cortese, Cunneen, Escutia, Hoge, Knox, Martinez, Morrow, Kevin Murray, Willard Murray, Olberg, Rogan, Sher, Takasugi, Tucker, Vasconcellos, and Villaraigosa—Aye.

Assembly Bill No. 170, Concurrence: Alby, Archie-Hudson, Bates, Boland, Valerie Brown, Brulte, Cortese, Escutia, Hoge, Knox, Martinez, Morrow, Kevin Murray, Willard Murray, Olberg, Sher, Tucker, Vasconcellos, and Villaraigosa—Aye.

Assembly Bill No. 264, Concurrence: Alby, Archie-Hudson, Bates, Boland, Bowler, Valerie Brown, Brulte, Cortese, Escutia, Granlund, Hoge, Knox, Lee, Martinez, Morrow, Kevin Murray, Willard Murray, Sher, Vasconcellos, and Villaraigosa—Aye.

Assembly Bill No. 706, Concurrence: Alby, Bates, Brulte, Cortese, Hoge, Machado, Martinez, Kevin Murray, Willard Murray, Rogan, Vasconcellos, and Villaraigosa—Aye; Archie-Hudson—No.

Assembly Bill No. 958, Concurrence: Alby, Bates, Brulte, Burton, Cortese, Hoge, Kuehl, Lee, Martinez, McPherson, Rogan, Vasconcellos, and Villaraigosa—Aye; Willard Murray—No.

Assembly Bill No. 981, Concurrence: Alby, Bates, Brulte, Burton, Cortese, Hoge, Kuehl, Martinez, Willard Murray, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 1150, Concurrence: Alby, Baca, Bates, Brulte, Cortese, Goldsmith, Hoge, Knox, Kuykendall, Martinez, Willard Murray, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 1229, Concurrence: Alby, Bates, Bowen, Brulte, Cortese, Hoge, Knox, Kuehl, Martinez, Morrow, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 1314, Concurrence: Alby, Bates, Battin, Bowen, Brulte, Cortese, Goldsmith, Knox, Martinez, Kevin Murray, Willard Murray, Olberg, and Villaraigosa—Aye; Hoge, Morrow, Rogan, and Weggeland—No.

Assembly Bill No. 1386, Concurrence: Alby, Cortese, Hoge, Knox, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye; Bowen and Martinez—No.

Assembly Bill No. 694, Concurrence: Alby, Archie-Hudson, Cortese, Firestone, Hoge, Knox, Martinez, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye; Bates and Sher—No.

Assembly Bill No. 1482, Concurrence: Alby, Bates, Cortese, Hoge, Kuehl, Martinez, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye; Archie-Hudson—No.

Assembly Bill No. 1511, Concurrence: Alby, Archie-Hudson, Bates, Cannella, Cortese, Cunneen, Martinez, McPherson, Kevin Murray, Willard Murray, Olberg, Rainey, Rogan, and Villaraigosa—Aye; Hoge—No.

Assembly Bill No. 1644, Concurrence: Alby, Archie-Hudson, Bates, Bowen, Cannella, Cortese, Cunneen, Hoge, Knox, Martinez, McPherson, Kevin Murray, Willard Murray, Napolitano, Olberg, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 686, Concurrence: Archie-Hudson, Bates, Cunneen, Harvey, Martinez, McPherson, Willard Murray, Olberg, and Villaraigosa—Aye; Hoge, Morrow, Kevin Murray, and Rogan—No.

Assembly Bill No. 752, Concurrence: Alby, Archie-Hudson, Cunneen, Hoge, Martinez, McPherson, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 1713, Concurrence: Alby, Archie-Hudson, Baca, Bates, Gallegos, Hoge, Knox, Kuehl, Martinez, Kevin Murray, Willard Murray, Olberg, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 1785, Concurrence: Alby, Archie-Hudson, Valerie Brown, Hoge, Kuehl, Machado, Kevin Murray, Rogan, and Villaraigosa—Aye; Bates, Burton, Lee, Martinez, Willard Murray, and Sweeney—No.

Assembly Bill No. 1804, Concurrence: Alby, Archie-Hudson, Bates, Valerie Brown, Brulte, Burton, Hoge, Knox, Kuehl, Martinez, Kevin Murray, Willard Murray, Olberg, and Villaraigosa—Aye.

Assembly Bill No. 1571, Concurrence: Alby, Goldsmith, Granlund, Hoge, Knox, Martinez, McPherson, Kevin Murray, Willard Murray, Napolitano, Rogan, and Villaraigosa—Aye; Bates, Cunneen, and Sher—No.

Assembly Bill No. 791, Conference Report: Alby, Bates, Battin, Granlund, Harvey, Hoge, Kuykendall, Martinez, Kevin Murray, Willard Murray, Napolitano, Rogan, and Villaraigosa—Aye.

Assembly Bill No. 413, Concurrence: Alby, Bates, Escutia, Goldsmith, Martinez, Kevin Murray, Willard Murray, Rogan, Villaraigosa, and Weggeland—Aye; Hoge—No.

Assembly Bill No. 1690, Concurrence: Bates, Cannella, Cortese, Goldsmith, Hoge, Martinez, Kevin Murray, Willard Murray, Rogan, Speier, Villaraigosa, and Weggeland—Aye.

Senate Joint Resolution No. 30: Aguiar, Bates, Bowen, Cunneen, Granlund, Hoge, Martinez, Rogan, and Speier—Aye.

Assembly Bill No. 3, Concurrence: Aguiar, Archie-Hudson, Cortese, Cunneen, Hoge, Knox, Machado, Martinez, Rogan, Speier, and Villaraigosa—Aye; Bowen—No.

Assembly Bill No. 442, Concurrence: Bates, Martinez, and Villaraigosa—Aye; Aguiar, Battin, Hoge, Margett, Poochigian, Rogan, and Weggeland—No.

Assembly Bill No. 1529, Concurrence: Bates, Martinez, and Rogan—Aye; Hoge—No.

Assembly Bill No. 223, Concurrence: Bates and Villaraigosa—Aye; Aguiar, Ducheny, Hoge, Martinez, and Speier—No.

Assembly Bill No. 458, Concurrence: Bates, Martinez, and Rogan—Aye; Hoge—No.

Assembly Bill No. 457, Concurrence: Bates and Martinez—Aye; Hoge and Rogan—No.

Assembly Bill No. 70, Concurrence: Aguiar, Hoge, Machado, Rogan, and Villaraigosa—Aye; Bates, Martinez, and Speier—No.

Assembly Bill No. 126 and Urgency: Cortese, Hawkins, Olberg, Villaraigosa, and Weggeland—Aye.

Assembly Bill No. 580, Concurrence: Aguiar, Cunneen, McPherson, and Rainey—Aye; Brulte—No.

Assembly Bill No. 1722, Concurrence: Harvey—Aye; Olberg—No.

Assembly Bill No. 1759: Baca—Aye.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Knowles announced that the Conference Committee on Earthquake Insurance would meet at this time, in Room 113.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:14 p.m., Minority Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 12, 1995

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

Assembly Bill No. 63
Assembly Bill No. 175
Assembly Bill No. 192
Assembly Bill No. 259
Assembly Bill No. 509
Assembly Bill No. 515
Assembly Bill No. 653
Assembly Bill No. 731
Assembly Bill No. 812
Assembly Bill No. 902
Assembly Bill No. 1039
Assembly Bill No. 1170
Assembly Bill No. 1177
Assembly Bill No. 1223
Assembly Bill No. 1337
Assembly Bill No. 1666
Assembly Bill No. 1692
Assembly Bill No. 1698
Assembly Bill No. 1708
Assembly Bill No. 1769

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 12, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 12, 1995

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

Assembly Bill No. 1878

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 12, 1995.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 31—McDonald. Relative to the Women's Legislative Summit.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1178

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 17

With amendments with the recommendation: Be adopted, as amended, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

AGUIAR, Alternate Chair

Above resolution ordered to second reading.

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Rules reports:

House Resolution No. 28

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 Chair

Above resolution ordered to second reading.

Committee on Appropriations

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 388

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 Monday, September 11, 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 the next legislative day:

SENATE BILL NO. 1178—An act to amend Sections 14510, 14518.5, 14537, 14538, 14539, 14549, 14549.6, 14550, 14553, 14560, 14571.8, 14572, 14573, 14573.5, 14575, 14580, 14581, 14585, and 14591.4 of, to add Sections 14515.5, 14518.4, 14528.1, 14536.1, 14580.5, and 14596 to, to repeal Sections 14509.2, 14514.5, 14541.5, 14563, and 14581.5 of, and to repeal and add Section 14575.1 of, the Public Resources Code, relating to beverage containers, 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 JOINT RESOLUTION NO. 17—Relative to immigration.

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

HOUSE RESOLUTION NO. 28—Relative to the Select Committee on High Technology.

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

AUTHOR'S AMENDMENTS
Committee on Rules

September 12, 1995

Mme. Speaker: The Chair of your Committee on Rules reports:

House Resolution No. 27

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

AGUIAR, Chairman

HOUSE RESOLUTION NO. 27—Relative to Rules of the Assembly.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

House Resolution No. 27, as Amended

Relative to Rules of the Assembly.

Resolved by the Assembly of the State of California, That the following Rule be adopted:

~~State Budget~~
State Budget

~~17.~~

18. 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.~~

Any bill that is approved by a committee on conference of the

Budget Bill shall not be considered or acted upon on the floor of the Assembly unless it does all of the following:

(1) Balances expenditures with anticipated ~~revenues, provides~~ *revenues.*

(2) 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~~ *year, or provides for a reserve of not less than 1 percent and a specific plan to phase in a reserve of at least 3 percent within three years.*

(3) 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.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

MESSAGES FROM THE SENATE

September 12, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 501 and Senate Bill 1147 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bills held at the Desk.

Senate Chamber, September 12, 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. 87
Senate Bill No. 338
Senate Bill No. 342
Senate Bill No. 445
Senate Bill No. 465
Senate Bill No. 537
Senate Bill No. 547
Senate Bill No. 709
Senate Bill No. 726
Senate Bill No. 735
Senate Bill No. 761
Senate Bill No. 778
Senate Bill No. 855
Senate Bill No. 860
Senate Bill No. 882
Senate Bill No. 887
Senate Bill No. 892
Senate Bill No. 910
Senate Bill No. 1088
Senate Bill No. 1228
Senate Bill No. 1247
Senate Concurrent Resolution No. 34

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

Senate Chamber, September 12, 1995

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

Senate Joint Resolution No. 29

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. 29—Relative to Korean War Veterans.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: September 12, 1995

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

Assembly Bill No. 1366, as amended in Senate July 19, 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:

HERSCHEL ROSENTHAL	DAVID KNOWLES
JOHN R. LEWIS	FRED AGUIAR
CHARLES M. CALDERON	JUANITA McDONALD
Senate Committee on Conference	Assembly Committee on Conference

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

Assembly Chamber, Received at Desk: September 12, 1995

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

Assembly Bill No. 13, as amended in Senate July 25, 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:

CHARLES M. CALDERON	JUANITA McDONALD
HERSCHEL ROSENTHAL	DAVID KNOWLES
JOHN R. LEWIS	FRED AGUIAR
Senate Committee on Conference	Assembly Committee on Conference

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

TWO HUNDRED EIGHTY-THIRD CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, Sacramento
Wednesday, September 13, 1995

In Assembly, 12:01 a.m.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 1276:

Allen, Katz, and Setencich.

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 863:

Allen, Katz, and Setencich.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: September 13, 1995

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

Assembly Bill No. 1664, as amended in Senate September 6, 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:

LUCY KILLEA	DORIS ALLEN
RICHARD POLANCO	RICHARD KATZ
----------	----------
Senate Committee on Conference	Assembly Committee on Conference

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

Assembly Chamber, September 13, 1995

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

Senate Bill No. 1276, as amended in Assembly on August 24, 1995, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

LUCY KILLEA	DORIS ALLEN
RICHARD POLANCO	RICHARD KATZ
----------	----------
Senate Committee on Conference	Assembly Committee on Conference

Assembly Chamber, September 13, 1995

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

Senate Bill No. 863, as amended in Assembly on July 12, 1995, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

LUCY KILLEA	DORIS ALLEN
RICHARD POLANCO	RICHARD KATZ
----------	----------
Senate Committee on Conference	Assembly Committee on Conference

INTRODUCTION OF GUESTS

Minority Speaker pro Tempore Baca introduced his wife Barbara Baca, and his brother-in-law and wife, Pat and Virginia Dominguez, of Barstow.

Assembly Member Conroy, of the 71st Assembly District, introduced Roger Nowell, candidate for the 27th Assembly District.

Assembly Member House, of the 25th Assembly District, introduced John Croll and Cedric Latreilbe, students from Merced Junior College.

Assembly Member Burton, of the 12th Assembly District, introduced former President pro Tempore of the Senate James R. Mills.

Assembly Member Kuykendall, of the 54th Assembly District, introduced the following guests from Long Beach City College: Dean, Dr. John Fypaa; Associated Students Advisor, Jeri Florence; SB President/Trustee, Cuong Tran; President Associated Women students; Cyndi Beekma; President Associated Mens Students, Nelson Sanchez; Representative Pacific Campus, Debra Williams; and Club President, David Clifford.

Assembly Member Thompson, of the 66th Assembly District, introduced his wife, Donna Thompson, and Donna Lauitzen.

ADJOURNMENT

At 12:35 a.m., the Assembly adjourned until 9 a.m., Wednesday, September 13, 1995, out of respect to the memory of Agnes Trumbo McCrary, on motion of Assembly Member McPherson.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 12, 1995

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

Assembly Bills
13 (Conf.)
50
781
1366 (Conf.)

House Resolutions
27
28

Senate Bills
297
388
423
478
689
712
714
833
958
1107
1121
1143
1178
1230
1291
1305

Senate Joint Resolution
17

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

Assembly Bill
1759

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 13, 1995

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

Assembly Bill

1664 (Conf.)

Senate Bills

863 (Conf.)
1276 (Conf.)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, September 13, 1995

ONE HUNDRED FORTY-SECOND SESSION DAY

TWO HUNDRED EIGHTY-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
Wednesday, September 13, 1995

The Assembly met at 9:28 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, and the following answered to their names—80:

Ackerman *	Campbell	House	Murray, Willard
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

(* NOTE: Assembly Member Ackerman took and subscribed to the Oath of Office on this day, at 9:59 a.m.)

QUORUM PRESENT

At 9:32 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

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 Master and Holy God, Who surpasses understanding, at Whose word light came forth out of darkness, who in Your mercy gave us rest through night-long sleep and raised us up to glorify Your goodness and offer our supplication to You: Now also in Your own tender love, O Lord, accept us who adore You and give thanks to You with all our heart. Grant us all our requests if they lead to salvation; make us all children of light and of the day, and heirs to Your eternal rewards.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Firestone 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 Lee, seconded by Assembly Member Knight.

COMMUNICATIONS

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

September 13, 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 Gary Miller to the Assembly Revenue and Taxation Committee to fill existing vacancies for the hearing on Wednesday, September 13, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 13, 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.

Assembly Chamber, September 13, 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.

Assembly Chamber, September 13, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
House Resolution No. 28
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, September 13, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
House Resolution No. 27
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, September 13, 1995

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

Assembly Bill No. 404

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., September 13, 1995.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 13, 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

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 236

With the recommendation: That the bill be re-referred to the Committee on Appropriations.

AGUIAR, Alternate Chair

Above bill re-referred to the Committee on Appropriations.

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 Dr. Earl Claiborne, physician and community leader from Los Angeles.

~~MOTION TO RE-REFER SENATE BILL NO. 714 TO COMMITTEE~~

~~Assembly Member Brulte moved that Senate Bill No. 714 be re-referred to the Committee on Revenue and Taxation.~~

~~Assembly Member Olberg seconded the motion.~~

(NOTE: Later this day, the action was rescinded whereby the above motion to re-refer Senate Bill No. 714 was made. See page 3805.)

Parliamentary Inquiry

Assembly Member Hannigan arose to the following parliamentary inquiry:

What is the vote required to re-refer a bill to committee?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that 41 votes are required to re-refer a bill to committee.

Demand for Previous Question

Assembly Members Morrissey, Thompson, Boland, Hannigan, and Hawkins demanded the previous question. Demand sustained.

The question being on the Brulte motion to re-refer Senate Bill No. 714 to the Committee on Revenue and Taxation.

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, 9:47 a.m.

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

PARLIAMENTARY INQUIRY

Assembly Member Burton arose to the following parliamentary inquiry:

What is the status of the Committee on Government Effectiveness and Accountability?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the committee was created and members appointed to the committee in the Second Extraordinary Session on July 17, 1995, as printed in the Assembly Journal for July 19, 1995, page 167.

COMMUNICATIONS

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

72nd ASSEMBLY DISTRICT SPECIAL GENERAL ELECTION

SEMI-OFFICIAL CANVASS
September 12, 1995

County	Dick Ackerman Rep	Shirley M. Hafner Dem
Orange	17,212	4,954
% by county	77.65%	22.35%
DISTRICT TOTAL	17,212	4,954
% by district	77.65%	22.3%

	PRECINCTS BY COUNTY	PRECINCTS REPORTING	REGISTERED VOTERS
Orange	154	154	179,278
% by county		100.00%	12.36%
DISTRICT TOTAL	154	154 100.00%	179,278 TOTAL VOTERS 22,166 VOTES CAST 12.36% %TURNOUT

09/12/95
10:09:31PM

APPOINTMENT OF SELECT COMMITTEE ON ESCORT FOR ASSEMBLY MEMBER-ELECT DICK ACKERMAN

Majority Speaker pro Tempore Setencich appointed Assembly Members Pringle, Goldsmith, Granlund, and Brewer as a Select Committee on Escort to escort Assembly Member-elect Dick Ackerman and his wife, Linda I. Ackerman, to the Rostrum.

CERTIFICATE OF ELECTION

The following Certificate of Election was presented, read by the Clerk, 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 12th day of September, 1995,

DICK ACKERMAN

was elected to the office of

MEMBER OF THE ASSEMBLY—DISTRICT 72

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 13th day of September, 1995.

[SEAL]

BILL JONES
Secretary of State

OATH OF OFFICE

The following Oath of Office was administered by the Chief Clerk of the Assembly, E. Dotson Wilson:

OATH

for the Office of Member of the Assembly
72nd Assembly District

I, Dick Ackerman, 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.

DICK ACKERMAN

Subscribed and sworn to before me,
this 13th day of September
A.D. 1995
E. DOTSON WILSON
Chief Clerk of the Assembly

PRESENTATION OF ASSEMBLY MEMBER DICK ACKERMAN

Majority Speaker pro Tempore Setencich presented Hon. Dick Ackerman, Assembly Member for the 72nd Assembly District, whereupon he addressed the assemblage.

ASSEMBLY MEMBER ACKERMAN ESCORTED TO DESK

The Select Committee on Escort then escorted newly-elected Assembly Member Dick Ackerman to his desk.

REQUEST TO RESCIND ACTION ON ASSEMBLY BILL NO. 1501

Assembly Member Bordonaro requested unanimous consent to rescind the action whereby the Assembly, on September 7, 1995 (Assembly Journal, page 3610), refused to concur in Senate amendments to Assembly Bill No. 1501.

Assembly Member Katz withheld unanimous consent.

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. 552, on request of Assembly Member House.

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. 1178 and **388**, ordered to third reading.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER SENATE BILL NO. 714 TO COMMITTEE

At 10:01 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 roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 10:01 a.m.

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

ORDERS OF THE DAY DEMANDED

Assembly Member Brulte demanded the Orders of the 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.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 151 (Baca)—An act to add Section 17921.9 to the Health and Safety Code, relating to buildings, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—70

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

NOES—4

Campbell	Lee	Mazzoni	Sweeney

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1127 (Friedman)—An act to add Section 16521.5 to the Welfare and Institutions Code, relating to foster youth.

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

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

Motion to Re-refer Assembly Bill No. 1127 to Committee

Assembly Member Bordonaro moved that Assembly Bill No. 1127 be re-referred to the Committee on Human Services.

Assembly Member Thompson seconded the motion.

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, 10:15 a.m.

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

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Unanimous consent was granted that the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety continued until the next legislative day; and that the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services be 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. 763, on request of Assembly Member Campbell;

Senate Bills Nos. 836 and **1296**, on request of Assembly Member Aguiar;

Senate Bill No. 346, on request of Assembly Member Rainey;

Senate Bill No. 1055, on request of Assembly Member Villaraigosa;

Senate Bill No. 1265, on request of Assembly Member Woods;

Senate Bill No. 1337, on request of Assembly Member Weggeland.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458 and 457 were continued until the next legislative day.

CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 756 (As proposed by the Conference Committee)—An act to add Section 97.41 to the Revenue and Taxation Code, relating to local government finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Campbell.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Cannella	Isenberg	Poochigian
Aguiar	Conroy	Kaloogian	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
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Campbell	Hoge	Olberg	

NOES—None

Report adopted by the following vote:

AYES—73

Ackerman	Cannella	Isenberg	Poochigian
Aguiar	Conroy	Kaloogian	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
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Campbell	Hoge	Olberg	

NOES—None

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Campbell was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

September 8, 1995

Mr. Rick Rollens, Secretary
California State Senate

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly

Dear Messrs. Rollens and Wilson: We, the undersigned, hereby submit this letter as a supplement to the SB 756 (Petris) proposed conference report to clarify the intent of our actions as members of the SB 756 conference committee.

The conference committee was convened to consider the subject matter of several bills relating to modifying the property tax shifts from certain local agencies to the Educational Revenue Augmentation Fund (ERAF). Subsequent to a staff briefing on the statutory history of the property tax shifts and an opportunity for a Department of Finance representative to comment on the various proposals, we deliberated over how each of the proposals ought to be considered.

Senator Leslie, who chaired the Conference Committee, suggested, with all of the other conferees concurring, that the subject matter of most of the ERAF-related bills be consolidated into six different Senate bills, since the Senate bills are already in the second house. These six bills, most representing bipartisan proposals, are as follows:

- SB 756 (Petris), the bill before the conference committee, will be amended to delete all of the existing provisions and require that the property tax shifts from certain county service areas that engage in police protection activities be reduced by $9 million over a three-year period commencing with the 1995–96 fiscal year. This proposal currently is the subject of AB 337 (Campbell).
- SB 124 (Leslie), which reduces Butte County's property tax shift to the ERAF by the total amount of its fire protection revenues, would now include provisions currently contained in SB 652 (O'Connell) which requires that 25% of San Luis Obispo County's property tax shift be from its state-assessed roll.
- SB 203 (Leslie) is a bill that limits the allocation of "excess" funds remaining in the Marin County ERAF to the county superintendent of schools for special education programs to $5 million in the 1995–96 fiscal year only. This bill also exempts Mono County from the allocation of "excess" revenues remaining in its ERAF to the county superintendent of schools for special education programs for the 1995–96 fiscal year only.
- SB 84 (Greene), which excludes certain one-time development fee revenue from the calculation of the 10% cap on the 1992–93 property tax loss for the Sunrise Recreation and Park District (Sacramento), would now

include similar provisions for Greater Vallejo Recreation District (Solano County) with respect to one-time development fee revenues and for the Monterey County Regional Park District with respect to one-time state grant revenues. These latter two provisions currently are contained in AB 351 (V. Brown) and AB 439 (McPherson), respectively.

- SB 6XX (Kelley), which exempts single-county transit districts from the 1992–93 property tax shift, would phase-in tax shift relief over three fiscal years.
- SB 830 (Craven) consolidates the property tax shifts of the City of Laguna Niguel and the Laguna Niguel Community Services District (CSD), and will phase-in tax relief over three years. The bill will additionally incorporate the tax shift reductions in SB 229 (Boatwright) for cities which shift an amount in excess of their AB 8 bailout, and SB 366 (Rogers) which reduces the 1992–93 property tax shift for CSDs that provide police protection and personal safety activities.

We unanimously agreed that all of these bills must contain a state General Fund appropriation to backfill the property tax revenue losses for the affected community college districts. However, this provision would not apply to SB 203.

Lastly, all of us emphasized the need and support continuing discussions on how to revise or reverse the property tax shifts to the ERAF and the inequities created by the shifts.

We hope this supplemental conference report clarifies the intent of the actions we took relative to the current ERAF-related proposals and future discussions concerning the property tax shifts.

Respectfully submitted,

SENATOR TIM LESLIE, CHAIRMAN SB 756 Conference Committee	ASSEMBLYMAN RICHARD KATZ
SENATOR DAVID G. KELLEY	ASSEMBLYMAN RICHARD RAINEY
SENATOR JACK O'CONNELL	ASSEMBLYMAN BERNIE RICHTER

RECESS

By unanimous consent, at 10:26 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Harvey introduced Pam Jones, president and Robyn Black, vice president, of "California Women for Agriculture" whereupon Pam Jones made a special presentation to Bill Hoge as outstanding legislator from an urban area and expressed thanks to Assembly Member Willard Murray for being an "adopted member" of C.W.A.

REASSEMBLED

At 10:30 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1446 (Baldwin)—An act to add Section 17053.65 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 Isenberg as Presented by Assembly Member Caldera

Assembly Member Caldera 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. 1446 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. 1446 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Caldera 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. 1446 are not germane, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—15

Archie-Hudson	Brown, Valerie	Gallegos	Machado
Baca	Burton	Hauser	McDonald
Bates	Bustamante	Kuehl	Napolitano
Bowen	Caldera	Lee	

NOES—49

Ackerman	Cortese	Knight	Richter
Aguiar	Davis	Knowles	Rogan
Alby	Escutia	Knox	Setencich
Baldwin	Firestone	Kuykendall	Speier
Battin	Friedman	Mazzoni	Takasugi
Boland	Frusetta	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Vasconcellos
Bowler	Granlund	Murray, Kevin	Weggeland
Brewer	Hannigan	Murray, Willard	Woods
Brown, Willie	Harvey	Olberg	Mme. Speaker
Brulte	Hoge	Poochigian	
Cannella	House	Pringle	
Conroy	Kaloogian	Rainey	

Demand for Previous Question

Assembly Members Burton, House, Tucker, Alpert, and Brewer 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 Poochigian moved a call of the Assembly.

Motion carried. Time, 10:52 a.m.

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

ASSEMBLY BILL NO. 546 (Davis)—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 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 Assembly Member Isenberg has offered substantially similar amendments to numerous bills on prior legislative days, and therefore, the motion to amend is dilatory.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken; that the Assembly has voted on substantially similar Isenberg amendments on previous legislative days.

Motion to Appeal from the 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 motion to amend by Assembly Member Isenberg is dilatory, be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—17

Bates	Escutia	Kuehl	Speier
Bowen	Gallegos	Lee	Tucker
Burton	Hauser	Machado	
Caldera	Isenberg	Napolitano	
Campbell	Knox	Sher	

NOES—45

Ackerman	Davis	Knowles	Rainey
Aguiar	Firestone	Kuykendall	Richter
Alby	Friedman	Margett	Rogan
Alpert	Frusetta	Martinez	Setencich
Archie-Hudson	Goldsmith	McDonald	Takasugi
Baldwin	Granlund	Miller	Thompson
Boland	Hannigan	Morrissey	Weggeland
Bordonaro	Harvey	Murray, Kevin	Woods
Bowler	Hawkins	Murray, Willard	Mme. Speaker
Brewer	Hoge	Olberg,	
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

Will all subsequent motions to offer substantially similar amendments relative to a balanced Budget be ruled dilatory?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that a ruling on substantially similar amendments would be made when a motion to amend is offered.

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 Pringle moved a call of the Assembly.

Motion carried. Time, 11:18 a.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER SENATE BILL NO. 714 TO COMMITTEE

At 11:19 a.m., 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. 714

Majority Speaker pro Tempore Setencich was granted unanimous consent that the record by expunged and the action rescinded whereby a roll call vote was taken on this day on the motion to re-refer Senate Bill No. 714 to committee.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Majority Speaker pro Tempore Setencich was granted unanimous consent that Senate Bill No. 714 be referred from the third reading file to the Committee on Revenue and Taxation.

Resolutions

The following resolution was offered without reference to Rules Committee:

Resolution to Suspend Joint Rules

By Assembly Member Friedman:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Revenue and Taxation to meet, consider, and report Senate Bill No. 714 for further action.

Resolution read, and adopted by the following vote:

AYES—73

Ackerman	Cannella	Isenberg	Poochigian
Aguiar	Conroy	Kaloogian	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
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Campbell	Hoge	Olberg	

NOES—None

SPECIAL COMMITTEE MEETINGS

By unanimous consent the Committee on Revenue and Taxation was permitted to hold a special meeting today, off the Floor, and Joint Rule 62(a) was waived for the purpose of setting Senate Bill No. 714 for hearing.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER ASSEMBLY BILL NO. 1127 TO COMMITTEE

At 11:22 a.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 Katz moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1446

At 11:24 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.

Assembly Bill No. 1446 passed by the following vote:

AYES—41

Ackerman	Cunneen	Knowles	Richter
Aguiar	Firestone	Kuykendall	Rogan
Alby	Frusetta	Margett	Setencich
Baldwin	Goldsmith	McPherson	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	

NOES—31

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 546

At 11:24 a.m., on motion of Assembly Member Davis, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 546 passed by the following vote:

AYES—50

Ackerman	Bustamante	Kaloogian	Poochigian
Aguiar	Cannella	Knight	Pringle
Alby	Conroy	Knowles	Rainey
Alpert	Cortese	Kuykendall	Rogan
Baca	Cunneen	Machado	Setencich
Baldwin	Davis	Margett	Sweeney
Battin	Firestone	Mazzoni	Takasugi
Boland	Frusetta	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Weggeland
Bowen	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mme. Speaker
Brewer	Hawkins	Murray, Willard	
Brulte	Hoge	Olberg	

NOES—21

Archie-Hudson	Escutia	Martinez	Speier
Bates	Figueroa	McDonald	Tucker
Brown, Valerie	Hannigan	Murray, Kevin	Villaraigosa
Brown, Willie	Hauser	Napolitano	
Caldera	Isenberg	Richter	
Campbell	Lee	Sher	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER ASSEMBLY BILL NO. 1127 TO COMMITTEE

At 11:24 a.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 re-refer Assembly Bill No. 1127 to the Committee on Human Services carried by the following vote:

AYES—41

Ackerman	Cunneen	Knowles	Richter
Aguiar	Firestone	Kuykendall	Rogan
Alby	Frusetta	Margett	Setencich
Baldwin	Goldsmith	McPherson	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	

NOES—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	Escutia	Machado	Vasconcellos
Brown, Willie	Figueroa	Martinez	Villaraigosa
Burton	Friedman	Mazzoni	
Bustamante	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	

REPORTS OF STANDING COMMITTEES

Committee on Rules

September 8, 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. 797

AGUIAR, Alternate Chair

RESOLUTIONS

The following resolution was offered:

Resolution 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 Assembly Bill No. 797 for further action.

Resolution read, and adopted by the following vote:

AYES—73

Ackerman	Cannella	Isenberg	Poochigian
Aguiar	Conroy	Kaloogian	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
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Granlund	Miller	Villaraigosa
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Murray, Kevin	Mme. Speaker
Burton	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Campbell	Hoge	Olberg	

NOES—None

COMMUNICATIONS

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

September 13, 1995

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

Dear Dotson: Please be advised that I will serve on the Assembly Revenue and Taxation Committee instead of Assemblymember Gary Miller to fill an existing vacancy for the hearing on Wednesday, September 13, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 13, 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 Thursday, September 14, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

September 13, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce Thompson to the Assembly Human Services Committee in place of Assemblymember Marilyn Brewer for the hearing on Thursday, September 14, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

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

September 13, 1995

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

Dear Dotson: Please be advised that Assemblymember Richard Katz will serve on the Assembly Revenue and Taxation Committee in place of Assemblymember Tom Hannigan for the hearing on Wednesday, September 13, 1995 only.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Poochigian announced that the Committee on Appropriations would meet today at 1:45 p.m. in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:26 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 2:23 p.m., Assembly Member Caldera announced that the Democratic Caucus would meet at this time, in the Tom Bane Rules Committee Room.

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. 478.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 32—Willie Brown. Relative to commending James Lee Witt.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 13, 1995

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

Assembly Concurrent Resolution No. 14
Assembly Concurrent Resolution No. 29
Assembly Joint Resolution No. 22
Assembly Joint Resolution No. 24
Assembly Joint Resolution No. 35

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of September, 1995, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Rules

September 13, 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.

AUTHOR'S AMENDMENTS
Committee on Transportation

September 13, 1995

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

Assembly Bill No. 669

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

KATZ, Chairman

ASSEMBLY BILL NO. 669—An act to add Section 5076 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.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 236
Senate Bill No. 249
Senate Bill No. 1180

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: September 13, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Joint Resolution No. 17

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

MESSAGES FROM THE SENATE

September 13, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 322 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

September 13, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 969 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

September 13, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 670 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, September 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. 53
Senate Bill No. 127
Senate Bill No. 136
Senate Bill No. 162
Senate Bill No. 203
Senate Bill No. 361
Senate Bill No. 372
Senate Bill No. 386
Senate Bill No. 585
Senate Bill No. 614
Senate Bill No. 640
Senate Bill No. 660
Senate Bill No. 750
Senate Bill No. 827
Senate Bill No. 845
Senate Bill No. 861
Senate Bill No. 866
Senate Bill No. 941
Senate Bill No. 946
Senate Bill No. 1020
Senate Bill No. 1054
Senate Bill No. 1098
Senate Bill No. 1248
Senate Bill No. 1284
Senate Bill No. 1359
Senate Joint Resolution No. 26

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

Senate Chamber, September 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. 33
Senate Bill No. 123
Senate Bill No. 159
Senate Bill No. 219
Senate Bill No. 227
Senate Bill No. 242
Senate Bill No. 243
Senate Bill No. 396
Senate Bill No. 443
Senate Bill No. 452
Senate Bill No. 454
Senate Bill No. 496
Senate Bill No. 520
Senate Bill No. 538
Senate Bill No. 687
Senate Bill No. 695
Senate Bill No. 732
Senate Bill No. 764
Senate Bill No. 791
Senate Bill No. 816
Senate Bill No. 851
Senate Bill No. 1011
Senate Bill No. 1089
Senate Bill No. 1108
Senate Bill No. 1172
Senate Bill No. 1308

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

Senate Chamber, September 13, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 756

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

Senate Chamber, September 13, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Lockyer, Campbell and Petris as a Committee on Conference concerning:

Senate Bill No. 1232.

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

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 84
Senate Bill No. 124
Senate Bill No. 564
Senate Bill No. 830

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

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 96
With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 268
With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: September 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 76
With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 797
With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: September 13, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 531
With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: September 11, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 724
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 Monday, September 11, 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 the next legislative day:

SENATE BILL NO. 84—An act to add Section 97.24 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 124—An act to add Section 97.313 to the Revenue and Taxation Code, relating to local government finance, 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. 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; 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. 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

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.

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. 268—An act to amend Section 1 of Chapter 1138 of the Statutes of 1994, relating to health services, 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. 76—An act to add Article 3.5 (commencing with Section 51230) to Chapter 2 of Part 28 of the Education Code, relating to education.

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

SENATE BILL NO. 531—An act to amend Section 6902.2 of, to add Section 6075 to, and to add and repeal Section 6902.3 of, the Revenue and Taxation Code, relating to taxation, 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. 724—An act to add Section 50026.5 to the Government Code, relating to taxation.

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

ASSEMBLY BILL NO. 797—An act to add Part 66 (commencing with Section 100000) to the Education Code, relating to the financing of educational technology infrastructure, through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, 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.

VOTE ADDS

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

Assembly Bill No. 151, Concurrence: Bowen, Cortese, and Rogan—Aye; Lee—No.

Senate Bill No. 756, Urgency and Conference Report: Cortese, Lee, Napolitano, and Rogan—Aye.

Assembly Bill No. 1446, Isenberg Appeal from Decision of the Chair: Bowen and Lee—Aye; Rogan—No.

Assembly Bill No. 546, Isenberg Appeal from Decision of the Chair: Lee—Aye; Granlund and Rogan—No.

Assembly Bill No. 1446: Lee—No.

Assembly Bill No. 546: Boland and Bowen—Aye; Lee—No.

Assembly Bill No. 1127, Motion to Re-refer to Committee: Lee—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:02 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Date of Hearing: September 13, 1995

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

Senate Bill No. 714

With the recommendation: Do pass.

McDONALD, Chairwoman

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Willard Murray, of the 52nd Assembly District, introduced his daughter Melinda Murray, Deputy District Attorney of Los Angeles County.

ADJOURNMENT

At 5:03 p.m., the Assembly adjourned until 9 a.m., Thursday, September 14, 1995, out of respect to the memory of Dr. Earl Claiborne, on motion of Assembly Member Archie-Hudson.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 13, 1995

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

Assembly Bills

669
797

Senate Bills

76
84
96
124
268
531
564
724
830

Senate Concurrent Resolution

1

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

Assembly Bills

546
1446

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 14, 1995

ONE HUNDRED FORTY-THIRD SESSION DAY

TWO HUNDRED EIGHTY-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
Thursday, September 14, 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 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.

CAUCUS ANNOUNCEMENTS

At 9:04 a.m., Assembly Member Bustamante announced that the Democratic Caucus would meet at this time in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 9:04 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 10:02 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

QUORUM PRESENT

At 10:02 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly presented.

The roll call was completed, and the following answered to their names—80:

Ackerman	Campbell	House	Murray, Willard
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

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, Remember all of us gathered here today to conduct the business of the California Assembly. As we serve this honorable institution, instill in us a sense of decency and respect for one another in all we do. Remove from us all human weakness and frailty and help us to remember that we honor You, Lord, when we honor each other. Fill our hearts, Holy Master, with love for You and for our neighbor.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Gallegos 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 Ackerman, seconded by Assembly Member Baca.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 14, 1995

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

Assembly Bill No. 797

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

MESSAGES FROM THE SENATE

Senate Chamber, September 8, 1995

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

Assembly Bill No. 1525

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

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Alby and Isenberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ellen Jean Torrey Parker, of Carmichael, former "First Lady" of Mather Air Force Base's 320th Bomb Wing.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 14, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 669
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 resolutions were referred to Committee:

Assembly Joint Resolution No.	*Committee*
47	Rls.

House Resolution No.	*Committee*
30	Rls.
31	Rls.

Senate Joint Resolution No.	*Committee*
29	Rls.

RECESS

By unanimous consent, at 10:03 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of a special guest.

Majority Speaker pro Tempore Setencich then appointed Assembly Members Katz, Baca, McPherson, Firestone, Bowler, and Valerie Brown as a Select Committee to Escort the guest of the Assembly to the Rostrum.

Assembly Speaker Emeritus Brown introduced James Lee Witt, Director of the Federal Emergency Management Agency (FEMA) and on behalf of Speaker Allen, Majority Speaker pro Tempore Setencich, Minority Speaker pro Tempore Baca, and Republican and Democratic Floor leadership, presented a resolution to him commending the leadership he has demonstrated while serving in his capacity as Director, and extending the appreciation and gratitude of the public for his dedicated service and aggressive approach he has taken in response to natural disasters in our state and making Mr. Witt an honorary Californian.

Assembly Member McPherson then made a special presentation to James Lee Witt, whereupon James Lee Witt addressed the assemblage.

REASSEMBLED

At 10:09 a.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

HOUSE RESOLUTION NO. 32 TAKEN UP BY UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent to take up House Resolution No. 32, without reference to committee or file.

HOUSE RESOLUTION NO. 32—Relative to commending James Lee Witt.

Resolution read.

Members Made Coauthors of House Resolution No. 32

Speaker Emeritus Brown was granted unanimous consent that all Assembly Members voting "Aye" be placed upon House Resolution No. 32 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alby, Allen, Alpert, Archie-Hudson, Baca, Bates, Boland, Bowen, Bowler, Valerie Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Cortese, Cunneen, Davis, Ducheny, Escutia, Figueroa, Friedman, Frusetta, Gallegos, Goldsmith, Hannigan, Harvey, Hauser, Isenberg, Katz, Knox, Kuehl, Lee, Machado, Martinez, Mazzoni, McDonald, McPherson, Miller, Kevin Murray, Willard Murray, Napolitano, Olberg, Rogan, Setencich, Speier, Sweeney, Takasugi, Vasconcellos, and Villaraigosa.

Request for Unanimous Consent

Speaker Emeritus Brown was granted unanimous consent to take up House Resolution No. 32, as amended, without reference to print or file.

Consideration of House Resolution No. 32, as Amended

HOUSE RESOLUTION NO. 32—Relative to commending James Lee Witt.

Resolution read, as amended, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Without objection, the following communication was printed in the Journal:

THE WHITE HOUSE
WASHINGTON

September 13, 1995

Warm greetings to all those gathered in Sacramento to honor an amazing man, James Lee Witt. You show tremendous wisdom in making James Lee an Honorary Citizen of the great State of California. I want to add my own words of appreciation for his remarkable achievements as Director of the Federal Emergency Management Agency.

Few public servants have been asked to bear the enormous responsibilities that James Lee has had to take on since assuming leadership of FEMA. Our nation—and California in particular—has suffered an unprecedented series of disasters in the last two-and-a-half years: overwhelming flooding throughout the

Midwest and California; deadly fires in California and elsewhere; the devastation of the Northridge earthquake; and the horror of the bombing in Oklahoma City. In every instance, James Lee has been at the disaster scene to lead the FEMA team in responding quickly, efficiently, and with great compassion to relieve the suffering and start the tough job of rebuilding.

Under James Lee's leadership, FEMA has become a true partner to state and local disaster agencies. He has cut red tape, reduced bureaucracy, and put people and resources where they are most needed. He has renewed and revitalized FEMA, making it a model of efficiency and responsiveness, an inspiration and example for other government agencies to follow.

It's obvious that James Lee learned early the values of perseverance, hard work, and caring for one's neighbors. James Lee Witt has brought these values and more to Washington, D.C., and has made life better for us all. He will be one of your finest "citizens," as he is one of the finest members of my Administration.

Congratulations to James Lee on a well-deserved honor, and best wishes to all for a wonderful celebration.

BILL CLINTON

CAUCUS ANNOUNCEMENTS

At 10:11 a.m., Assembly Member Bustamante was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

MESSAGES FROM THE SENATE

September 14, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 668 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

September 14, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bills 18, 644, and 745 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bills held at the Desk.

RECESS

By unanimous consent, at 10:12 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 11:53 a.m., Assembly Member Harvey announced that the Republican Caucus would meet in the Assembly Lounge.

REASSEMBLED

At 1:43 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Kaloogian and Conroy were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Assembly Member Morrissey's mother, Elizabeth Morrissey-Spreitzer, of Anaheim.

Moment of Silence Observed

Assembly Member Kaloogian was granted unanimous consent that the Assembly observe a moment of silence out of respect to the memory of Elizabeth Morrissey-Spreitzer.

MOTION TO ELECT SPEAKER

Speaker Allen moved that Assembly Member Brian Setencich be elected Speaker of the Assembly, whereupon she addressed the assemblage.

Assembly Member Katz seconded the motion.

At 1:45 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

Further Nomination for Speaker

Assembly Member Rogan nominated Assembly Member Curt Pringle for the Office of Speaker of the Assembly.

Assembly Member Brewer seconded the motion.

Members Address Assemblage

As second to the nomination of Assembly Member Curt Pringle, Assembly Member Brewer addressed the assemblage.

Assembly Member Katz yielded to Assembly Member Kevin Murray to speak to the nomination of Assembly Member Brian Setencich.

ELECTION OF SPEAKER OF THE ASSEMBLY

The roll was called, with the following result:

For Assembly Member Brian Setencich:

Assembly Members Alpert, Archie-Hudson, Baca, Bates, Bowen, Valerie Brown, Willie 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, Setencich, Sher, Speier, Sweeney, Tucker, Vasconcellos, Villaraigosa, and Speaker Allen—41.

For Assembly Member Curt Pringle:

Assembly Members Ackerman, Aguiar, Alby, Baldwin, Battin, Boland, Bordonaro, Bowler, Brewer, Brulte, Conroy, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, Harvey, Hawkins, Hoge, House, Kaloogian, Knight, Knowles, Kuykendall, Margett, McPherson, Miller, Morrissey, Morrow, Olberg, Poochigian, Pringle, Rainey, Richter, Rogan, Takasugi, Thompson, Weggeland, and Woods—39.

Whereupon Minority Speaker pro Tempore Baca announced the vote and declared Assembly Member Brian Setencich as the choice of the Assembly for the Office of Speaker.

OATH OF OFFICE ADMINISTERED

Speaker-elect Brian Setencich 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, 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.

Speaker Presiding

At 2:16 p.m., Hon. Brian Setencich, Speaker of the Assembly, presiding.

ADDRESS BY SPEAKER SETENCICH

Speaker Setencich then addressed the assemblage.

APPOINTMENT OF MAJORITY SPEAKER PRO TEMPORE

Speaker Setencich announced that he had appointed Assembly Member Doris Allen as Majority Speaker pro Tempore of the Assembly.

(NOTE: Assembly Member Allen did not take and subscribe to the Oath of Office for the Office of Speaker pro Tempore of the Assembly.)

COMMUNICATIONS

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

September 14, 1995

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

Dear Dotson: Please be advised that Speaker pro Tempore, Doris Allen, has requested me to vote her while she is in the "Chamber" but not on the Assembly floor.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

REQUEST TO RESCIND ACTION ON ADOPTION OF AMENDMENTS ON SPECIAL CONSENT CALENDAR OF SEPTEMBER 8, 1995

Assembly Member Katz requested unanimous consent to rescind the action whereby on September 8, 1995 (Assembly Journal, page 3669), measures on the Special Consent Calendar for Pending Amendments were read a third time, amendments adopted, and the bills ordered reprinted.

Unanimous consent was withheld.

Motion to Rescind Action

Assembly Member Katz moved that the action be rescinded whereby Senate Bills Nos. 198, 31, 994, 45, 1354, 1358, 524, 1262, 713, 474, 671, 1221, 130, 275, 534, 1302, 990, 1327, 716, 140, 1277, 535, 701, 29, 1135, 950, 1066, 1094, 437, 788, 112, 962, 672, 428, 1028, 394, 325, 163, 1265, and 398 were read a third time on September 8, 1995 (Assembly Journal pages 3669–3673), amendments to the bills read and adopted, and the bills ordered reprinted; and that the bills be returned to the third reading file for this legislative day.

Speaker Emeritus Willie Brown seconded the motion.

Motion carried by the following vote:

AYES—69

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

NOES—4

Hoge	Morrissey	Thompson	Weggeland

MOTION TO AMEND BILLS

Assembly Member Katz moved that Senate Bills Nos. 297, 1305, 508, 423, 523, 1191, 958, 1222, 678, 712, 1230, 1291, 431, and 689 be read a third time, amendments to the bills read and adopted, and that the bills be ordered reprinted and to be returned to the third reading file.

Motion carried by the following vote:

AYES—70

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

NOES—3

Hoge	Miller	Thompson

Third Reading and Adoption of Amendments

The following bills were read a third time, amendments to the bills read and adopted, and the bills ordered reprinted and returned to the third reading file:

SENATE BILL NO. 297 (Campbell)—An act to add Section 11019.6 to the Government Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

SENATE BILL NO. 1305 (Committee on Agriculture and Water Resources)—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, to amend Section 116 of, 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), and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-011-001 and Item 0120-001-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

SENATE BILL NO. 508 (Campbell)—An act to amend Sections 206 and 237 of the Code of Civil Procedure, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to juries and the state budget, and making an appropriation therefor.

SENATE BILL NO. 423 (Marks)—An act to amend Sections 1101, 1116, 1127, and 1201.6 of, and to add Section 85.4 to, the Harbors and Navigation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

SENATE BILL NO. 523 (Kopp)—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 3373 and 8054 of the Financial Code, to amend Sections 202 and 355 of the Fish and Game Code, to amend Sections 3541.3, 3563, 8541, 11018,

11125.7, 11340.5, 11342, 11346.2, 11349.5, 11349.9, 11350, 11370, 11370.3, 11370.5, 11371, 11500, 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, and 37624.2 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to amend, repeal, and add Sections 11501 and 68560.5 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, 11346.6, 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 and 14105.41 of, to amend and repeal Section 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

SENATE BILL NO. 1191 (Calderon)—An act to amend Sections 25110.10, 25117.6, 25117.9.1, 25121.3, 25143.2, 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, to amend and renumber Section 25110.4 of, and to add Sections 13143.10, 25122.9, and 25123.7 to, the Health and Safety Code, to amend Section 50108.1 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

SENATE BILL NO. 958 (Watson)—An act to amend Section 49559 of the Education Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

SENATE BILL NO. 1222 (Calderon)—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.1, 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, to amend Section 43151 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Items 0110-001-001 and 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

SENATE BILL NO. 712 (Committee on Revenue and Taxation)—An act to amend Sections 7073, 7073.7, 7073.9, 7102, and 7104 of the Government Code, and to amend Sections 17052.15, 17053.10, 17053.17, 17233, 17266, 17276.2, 23612.6, 23623.5, 23625, 24356.4, 24385, and 24416.2 of the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government finance, and making an appropriation therefor.

SENATE BILL NO. 1230 (Solis)—An act to add Sections 11163.3, 11163.4, and 11163.5 to the Penal Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

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, 25246, and 25250.1 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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

SENATE BILL NO. 431 (Rosenthal)—An act to repeal Section 19445 of, and to repeal and add Chapter 5 (commencing with Section 19800) of Division 8 of, the Business and Professions Code, to add Section 1822.60 to the Code of Civil Procedure, to amend Sections 12012 and 15001 of, and to add Sections 186.9 and 14161 of, and to add Section 337j to, the Penal Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to gambling and the state budget, and making an apprporiation therefor.

SENATE BILL NO. 689 (Rosenthal)—An act to amend Sections 1356, 1368, and 1380 of, and to add Sections 1368.01, 1368.02, 1368.03, and 1368.04 to, the Health and Safety Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to health coverage and the state budget, and making an appropriation therefor.

MOTION TO RESCIND ACTION

Assembly Member Katz moved that the action be rescinded whereby Senate Bills Nos. 322, 501, 969, 668, 18, 644, and 745 were passed by the Assembly, and transmitted to the Senate; and to take the bills up, without reference to file, for purpose of amendment.

Speaker Emeritus Brown seconded the motion.

Motion carried by the following vote:

AYES—70

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

NOES—3

Hoge	Miller	Thompson

Action Rescinded on Senate Bill No. 322

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3705), passed Senate Bill No. 322, and whereby the bill was ordered transmitted to the Senate.

Action Rescinded on Senate Bill No. 501

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3699), passed Senate Bill No. 501, and whereby the bill was ordered transmitted to the Senate.

Action Rescinded on Senate Bill No. 969

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3700), passed Senate Bill No. 969, and whereby the bill was ordered transmitted to the Senate.

Action Rescinded on Senate Bill No. 668

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3701), passed Senate Bill No. 668, and whereby the bill was ordered transmitted to the Senate.

Action Rescinded on Senate Bill No. 18

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3697), adopted the urgency clause and passed Senate Bill No. 18, and whereby the bill was ordered transmitted to the Senate.

Action Rescinded on Senate Bill No. 644

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3696), passed Senate Bill No. 644, and whereby the bill was ordered transmitted to the Senate.

Action Rescinded on Senate Bill No. 745

The action was rescinded whereby the Assembly, on September 11, 1995 (Assembly Journal, page 3702), passed Senate Bill No. 745, and whereby the bill was ordered transmitted to the Senate.

Consideration of Amendments

The following bills were taken up, for purpose of adoption of amendments:

SENATE BILL NO. 322 (Costa)—An act to amend Sections 1745.11, 10750.2, 10753, and 10755.3 of the Water Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state and local government, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 501 (Calderon)—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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 969 (Watson)—An act to amend Section 18358, 18358.05, 18358.10, 18358.23, 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, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to foster care and the state budget, and making and appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 668 (Polanco)—An act to amend Section 3042 of the Business and Professions Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to state government, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 18 (Committee on Appropriations)—An act to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to the payment of claims against the State of California and the state budget, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

SENATE BILL NO. 644 (Johnston)—An act to amend Sections 976.6, 1612, 10205, 10206, 10206.5, 10214.5, and 10218.5 of the Unemployment Insurance Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to employment training and the state budget, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 745 (Rogers)—An act to amend Section 6103 of the Government Code, to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 398 REMOVED FROM INACTIVE FILE AND ACTION RESCINDED

Pursuant to the motion by Assembly Member Katz (Assembly Journal, page 3825) Senate Bill No. 398 was withdrawn from the inactive file, and the action was rescinded whereby on September 8, 1995 (Assembly Journal, page 3672), the bill was read a third time, amendments adopted, and the bill ordered reprinted and returned to the third reading file.

Senate Bill No. 398 ordered returned to the inactive file.

RESOLUTIONS

The following resolution was offered without reference to Rules Committee.

Resolution to Suspend Joint Rules

By Assembly Member Vasconcellos:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Budget to meet, consider, and report Senate Bill No. 544 for further action.

Resolution read, and adopted by the following vote:

AYES—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Vasconcellos was granted unanimous consent that the Committee on Budget be permitted to hold a special meeting upon recess 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. 544 for hearing.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 1574, on request of Assembly Member Kevin Murray;

Senate Bill No. 1076, on request of Assembly Member Brulte;

Assembly Bill No. 482, on request of Assembly Member Goldsmith.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Goldsmith was granted unanimous consent that the following communication relative to Assembly Bill No. 482 be printed in the Journal:

September 14, 1995

The Honorable Brian Setencich
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: At our request, the Assembly today placed Assembly Bill No. 482 on the inactive file. This letter is to clarify our intent with regard to that action.

The decision to place AB 482 on the inactive file follows an agreement reached between the Council for Private Postsecondary and Vocational Education and Coleman College. The agreement is set forth as follows:

1) Coleman College indicates that on August 31, 1995, it filed with the Council an application for exemption pursuant to Section 94303 of the Education Code, and an application for approval to operate pursuant to Section 94310. The Council will consider Coleman College to be a candidate for approval, with legal authorization to operate, until completion and disposition of these applications.
2) Coleman College will cease conferral of certificates of completion, and exclusively confer associate, baccalaureate, and graduate degrees in order to satisfy the exemption standards of Section 94303.
3) Upon receipt of all necessary information and records from Coleman College, the Student Aid Commission will perform a recalculation simulation for the college's cohort default rates within a reasonable time period. The Council will use the recalculated rate in lieu of the rates previously reported by the United States Department of Education for the purpose of determining any eligibility for exemption pursuant to Section 94303.

With these actions, enactment of AB 482 as an urgency measure will become unnecessary. The policy proposed in the legislation will be considered next year by the Committee on Higher Education as it considers the comprehensive sunset review of the Private Postsecondary and Vocational Education Reform Act of 1989.

Sincerely,

JAN GOLDSMITH
Majority Floor Leader

MARGUERITE ARCHIE-HUDSON
Chair, Assembly Committee on Higher Education

BROOKS FIRESTONE
Vice Chair, Assembly Committee on Higher Education

RECESS

By unanimous consent, at 2:27 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 4:15 p.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 14, 1995

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

Assembly No. 73
Assembly No. 77
Assembly No. 168
Assembly No. 437
Assembly No. 526
Assembly No. 997
Assembly No. 1545
Assembly No. 1701
Assembly No. 1717

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., September 14, 1995.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolution

HOUSE RESOLUTION NO. 28 (Cunneen)—Relative to the Select Committee on High Technology.

Resolution 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, 4:18 p.m.

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

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. 797, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 236—An act relating to school districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 249—An act to amend Sections 17144, 24344, and 24411 of, and to add Sections 17859 and 18044 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. 1180—An act to amend Sections 21083.8 and 21151.1 of, and to add Section 21083.8.1 to, the Public Resources Code, relating to environmental quality.

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. 84, 124, 564, 830, 96, 268, and **76,** ordered to third reading.

SECOND READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 714—An act to add Chapter 12 (commencing with Section 30600) to Division 3 of Title 3 of the Government Code, to amend Sections 4703 and 4703.2 of, to add Section 95.31 to, and to add Article 1.5 (commencing with Section 30115) to Chapter 2 of Part 13 of Division 2 of, the Revenue and Taxation Code, to amend Section 2105 of the Streets and Highways Code, and to amend Sections 17000.6 and 17001.5 of the Welfare and Institutions Code, relating to taxation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES (RESUMED)

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

Senate Bills Nos. 724 and **531,** ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Speaker Setencich was granted unanimous consent that debate on bills on this day's file be limited to two proponents and two opponents.

COMMUNICATIONS

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

September 14, 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 Appropriations Committee to fill an existing vacancy for the hearing on Friday, September 15, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

REQUEST TO TAKE UP SENATE BILL NO. 1028 WITHOUT REFERENCE TO FILE

Speaker Emeritus Brown requested unanimous consent to take up Senate Bill No. 1028, without reference to file, for purpose of amendment.

Assembly Member Brulte withheld unanimous consent.

CONSIDERATION OF SENATE BILL NO. 76 BY UNANIMOUS CONSENT

Assembly Member Thompson was granted unanimous consent to take up Senate Bill No. 76, without reference to file, for purpose of amendment.

SENATE BILL NO. 76 (Haynes)—An act to add Article 3.5 (commencing with Section 51230) to Chapter 2 of Part 28 of, and to add and repeal Chapter 7 (commencing with Section 60700) to Part 33 of, the Education Code, relating to education.

Bill read third time.

Motion to Amend

Assembly Member Thompson 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. 1028 BY UNANIMOUS CONSENT

Speaker Emeritus Brown was granted unanimous consent to take up Senate Bill No. 1028, out of order.

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.

Motion to Amend

Speaker Emeritus Brown 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)
THIRD READING OF SENATE BILLS

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, 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, 4:30 p.m.

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

ANNOUNCEMENT

Speaker Setencich announced that questions asked during the course of debate would be counted as part of the debate limited to two proponents and two opponents as granted earlier this day.

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

SENATE BILL NO. 297 (Campbell)—An act to add Section 11019.6 to the Government Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to government, and making an appropriation therefor.

Bill read third time, 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, 4:32 p.m.

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

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 297. See page 3892.)

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 1358—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

BILLS PASSED ON FILE

Senate Bill No. 524—Passed on file.

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

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, and making an appropriation therefor.

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.

SENATE BILL NO. 713 (Committee on Revenue and Taxation)—An act to amend Section 441 of the Revenue and Taxation Code, relating to taxation.

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.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 671, on request of Assembly Member Rainey.

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

SENATE BILL NO. 1221 (Calderon)—An act to amend Section 2601 of the Penal Code, relating to prisoners.

Bill read third time.

Motion to Amend by Assembly Member Aguiar

Assembly Member Aguiar moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

Ackerman	Brulte	House	Olberg
Aguiar	Bustamante	Kaloogian	Poochigian
Alby	Conroy	Knight	Pringle
Allen	Cortese	Knowles	Rainey
Alpert	Cunneen	Kuykendall	Richter
Baldwin	Firestone	Machado	Rogan
Battin	Frusetta	Margett	Takasugi
Boland	Goldsmith	Martinez	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Bowler	Harvey	Miller	Woods
Brewer	Hawkins	Morrissey	Mr. Speaker
Brown, Valerie	Hoge	Morrow	

NOES—25

Archie-Hudson	Friedman	Lee	Speier
Bates	Gallegos	Mazzoni	Tucker
Burton	Hannigan	McDonald	Vasconcellos
Caldera	Hauser	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	
Ducheny	Knox	Napolitano	
Escutia	Kuehl	Sher	

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

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, and presented by Assembly Member Ducheny.

Bill passed by the following vote:

AYES—52

Ackerman	Brulte	Hauser	Morrissey
Aguiar	Bustamante	Hawkins	Morrow
Alby	Cannella	Hoge	Murray, Kevin
Allen	Conroy	House	Murray, Willard
Archie-Hudson	Cunneen	Isenberg	Poochigian
Baca	Davis	Kaloogian	Pringle
Baldwin	Ducheny	Kuykendall	Rainey
Battin	Frusetta	Machado	Richter
Boland	Gallegos	Margett	Rogan
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	McDonald	Tucker
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Mr. Speaker

NOES—11

Bates	Caldera	Lee	Sweeney
Brown, Valerie	Campbell	Sher	Villaraigosa
Burton	Kuehl	Speier	

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, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—66

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

NOES—3

Boland	Bordonaro	Caldera

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member McDonald.

Bill passed by the following vote:

AYES—78

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Allen	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Sher
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	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Campbell.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—46

Allen	Cannella	Knox	Poochigian
Alpert	Cortese	Kuehl	Rainey
Archie-Hudson	Davis	Lee	Speier
Baca	Ducheny	Machado	Sweeney
Bates	Escutia	Martinez	Tucker
Bordonaro	Figueroa	Mazzoni	Vasconcellos
Bowen	Friedman	McDonald	Villaraigosa
Brown, Valerie	Frusetta	McPherson	Weggeland
Burton	Gallegos	Morrow	Woods
Bustamante	Hannigan	Murray, Kevin	Mr. Speaker
Caldera	Hauser	Murray, Willard	
Campbell	Knight	Napolitano	

NOES—22

Ackerman	Bowler	Hoge	Pringle
Aguiar	Brulte	Isenberg	Richter
Alby	Goldsmith	Knowles	Rogan
Baldwin	Granlund	Margett	Thompson
Battin	Harvey	Miller	
Boland	Hawkins	Olberg	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 990: Assembly Member Harvey, from "Aye" to "No"; Assembly Member Cunneen, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 1327—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. 140 (Alquist)—An act to add Section 12025 to the Government Code, relating to the state budget.

Bill read third time.

Motion to Amend

Assembly Member Miller moved the adoption of amendments.

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

SENATE BILL NO. 1277 (Killea)—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 third time, and presented by Assembly Member Goldsmith.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—3

Bowen	Isenberg	Martinez

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—3

Bowen	Isenberg	Martinez

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Senate Bill No. 535—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

At 5:13 p.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

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

SENATE BILL NO. 1135 (Costa)—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 third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—74

Ackerman	Cannella	Isenberg	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Allen	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Archie-Hudson	Ducheny	Knox	Rogan
Baca	Escutia	Kuykendall	Sher
Baldwin	Firestone	Machado	Speier
Battin	Friedman	Margett	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	

NOES—3

Bates	Kuehl	Lee

Bill ordered transmitted to the Senate.

SENATE BILL NO. 950 (Killea)—An act to add Section 186.11 to the Penal Code, relating to crimes.

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

Bill passed by the following vote:

AYES—69

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

NOES—6

Bates	Isenberg	Thompson
Hoge	Morrissey	Woods

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Minority Speaker pro Tempore Baca announced that a reception in honor of Speaker Setencich would be held in the Speaker's Conference Room at 7 p.m.

ANNOUNCEMENT

Minority Speaker pro Tempore Baca announced that Assembly Members who do not have Senate Floor managers to Assembly bills on the Senate Floor should contact the Senate Desk immediately with the name of the Senator carrying the bills.

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

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, 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, 5:25 p.m.

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

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Martinez announced her intention to request that Senate Bill No. 691 be removed from the inactive file.

MESSAGES FROM THE SENATE

Senate Chamber, September 14, 1995

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

Assembly Bill No. 1168

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 14, 1995

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

Senate Bill No. 1353

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. 1353—An act relating to the Department of Industrial Relations, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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.

SENATE BILL NO. 962 (Russell)—An act to amend Sections 40510 and 40510.5 of the Health and Safety Code, relating to air pollution.

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.

SENATE BILL NO. 672 (Lewis)—An act to amend Section 11628 of, and to repeal Section 11627.5 of, the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 428 (Maddy)—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 third time.

Motion to Amend by Assembly Member Isenberg

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. 437 (Lewis)—An act to add Section 40929 to the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Knox moved the adoption of amendments.

Amendments read.

Motion to Table Knox Amendments to Senate Bill No. 437

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Knox to Senate Bill No. 437 be laid upon the table.

Assembly Member Morrissey seconded the motion.

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, 5:43 p.m.

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

SENATE BILL NO. 11 (Ayala)—An act to amend, repeal, and add Sections 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 third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate

SENATE BILL NO. 37 (Kelley)—An act to amend Section 43013 of the Health and Safety Code, relating to air pollution.

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

Bill passed by the following vote:

AYES—62

Ackerman	Burton	House	Olberg
Aguiar	Bustamante	Kaloogian	Poochigian
Alby	Campbell	Katz	Pringle
Allen	Cannella	Knight	Rainey
Alpert	Conroy	Knowles	Richter
Archie-Hudson	Cortese	Knox	Rogan
Baca	Cunneen	Kuykendall	Speier
Baldwin	Davis	Lee	Takasugi
Bates	Ducheny	Machado	Thompson
Battin	Frusetta	Margett	Tucker
Boland	Goldsmith	McPherson	Villaraigosa
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hauser	Morrow	Mr. Speaker
Brewer	Hawkins	Murray, Kevin	
Brulte	Hoge	Murray, Willard	

NOES—6

Caldera	Isenberg	Martinez
Gallegos	Kuehl	Mazzoni

Bill ordered transmitted to the Senate.

SENATE BILL NO. 182 (Ayala)—An act relating to the Foreign Prosecution Program, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 239 (Hurtt)—An act to amend Sections 667.5 and 1170.1 of the Penal Code, relating to sentencing.

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

Point of Order

Assembly Member Martinez arose to the following point of order:

That unanimous consent was granted earlier this day to limit debate to two proponents and two opponents and therefore, it is in order for her to be permitted to speak.

Ruling by Minority Speaker pro Tempore Baca

The Minority Speaker pro Tempore ruled the point of order not well-taken; that it was subsequently agreed that questions of Members during the course of debate would be counted as part of the four Members permitted to speak on any matter.

Motion to Appeal from the Decision of the Chair

Assembly Member Martinez moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that Assembly Member Martinez is not in order to speak be overruled?

Motion Withdrawn

Assembly Member Martinez withdrew her motion to appeal from the decision of the Chair.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—50

Ackerman	Brulte	Katz	Pringle
Aguiar	Conroy	Knight	Rainey
Alby	Cortese	Knowles	Richter
Allen	Cunneen	Kuykendall	Rogan
Alpert	Firestone	Machado	Speier
Baca	Frusetta	Margett	Sweeney
Baldwin	Goldsmith	Mazzoni	Takasugi
Battin	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowen	Hoge	Morrow	Mr. Speaker
Bowler	House	Olberg	
Brewer	Kaloogian	Poochigian	

NOES—21

Archie-Hudson	Gallegos	Lee	Sher
Bates	Hannigan	Martinez	Tucker
Burton	Hauser	McDonald	Villaraigosa
Bustamante	Isenberg	Murray, Kevin	
Campbell	Knox	Murray, Willard	
Ducheny	Kuehl	Napolitano	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 256 (Johnston)—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, and to add Section 19559 to the Revenue and Taxation Code, relating to state tourism.

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

Bill passed by the following vote:

AYES—68

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

NOES—2

Poochigian	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 419 (Hurtt)—An act to amend Section 11383 of the Health and Safety Code, relating to controlled substances.

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

Bill passed by the following vote:

AYES—72

Ackerman	Cannella	House	Murray, Willard
Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Allen	Cunneen	Katz	Poochigian
Alpert	Davis	Knight	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Figueroa	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
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
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker

NOES—3

Bates	Burton	Lee

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 701 BY UNANIMOUS CONSENT

Assembly Member Harvey was granted unanimous consent to take up Senate Bill No. 701, out of order.

SENATE BILL NO. 701 (Craven)—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 third time, and presented by Assembly Member Harvey.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 654 (Craven)—An act relating to beaches and vessel 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, 6:25 p.m.

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

SENATE BILL NO. 581 (Polanco)—An act to amend Section 2150 of, and to add Section 2168 to, the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Campbell	House	Murray, Willard
Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Allen	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
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	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Campbell	House	Murray, Willard
Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Allen	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Escutia	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
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	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 32 (Peace)—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read third time.

Motion to Amend

Assembly Member Burton moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—20

Alpert	Escutia	Kuehl	Speier
Bates	Hannigan	Martinez	Sweeney
Burton	Hauser	Mazzoni	Tucker
Bustamante	Isenberg	Napolitano	Vasconcellos
Campbell	Knox	Sher	Villaraigosa

NOES—40

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

Unanimous Consent Withheld

Assembly Member Brulte withheld unanimous consent on any requests for vote adds or changes to the roll call vote taken on this day on the Burton motion to amend Senate Bill No. 32.

Bill presented by Assembly Member Conroy.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Ackerman	Caldera	Hawkins	Morrow
Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	House	Napolitano
Allen	Cortese	Isenberg	Olberg
Baca	Cunneen	Kaloogian	Poochigian
Baldwin	Davis	Katz	Pringle
Battin	Ducheny	Knight	Rainey
Boland	Escutia	Knowles	Rogan
Bordonaro	Figueroa	Kuykendall	Sweeney
Bowen	Firestone	Machado	Takasugi
Bowler	Frusetta	Margett	Thompson
Brewer	Gallegos	Martinez	Weggeland
Brown, Valerie	Goldsmith	McPherson	Woods
Brulte	Granlund	Miller	Mr. Speaker
Bustamante	Harvey	Morrissey	

NOES—7

Archie-Hudson	Knox	Lee	Villaraigosa
Burton	Kuehl	Murray, Kevin	

Bill ordered transmitted to the Senate.

Unanimous Consent Withheld

Assembly Member Goldsmith withheld unanimous consent on any requests for vote adds or changes to the roll call vote taken on this day on Senate Bill No. 32.

OBJECTION TO VOTE ADDS

Assembly Member Burton announced that he would object to any vote adds or vote changes on roll call votes taken today.

(Note: Later this day, objection was withdrawn.)

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

SENATE BILL NO. 9 (Ayala)—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read third time.

Motion to Amend by Assembly Member Burton

Assembly Member Burton moved the adoption of amendments.

Amendments read.

Motion to Table Burton Amendments to Senate Bill No. 9

Assembly Member Brulte moved that the amendments offered by Assembly Member Burton to Senate Bill No. 9 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—26

Archie-Hudson	Escutia	Kuehl	Sher
Bates	Friedman	Lee	Sweeney
Brown, Valerie	Gallegos	Martinez	Tucker
Burton	Hannigan	Mazzoni	Vasconcellos
Bustamante	Hauser	McDonald	Villaraigosa
Campbell	Isenberg	Murray, Kevin	
Ducheny	Knox	Napolitano	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

Ackerman	Bustamante	Harvey	Morrissey
Aguiar	Caldera	Hawkins	Morrow
Alby	Cannella	Hoge	Olberg
Allen	Conroy	House	Poochigian
Baca	Cortese	Kaloogian	Pringle
Baldwin	Cunneen	Katz	Rainey
Battin	Davis	Knight	Richter
Boland	Escutia	Knowles	Rogan
Bordonaro	Firestone	Kuykendall	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Margett	Thompson
Brewer	Goldsmith	Martinez	Woods
Brown, Valerie	Granlund	McPherson	Mr. Speaker
Brulte	Hannigan	Miller	

NOES—12

Archie-Hudson	Campbell	Lee	Napolitano
Bates	Isenberg	Murray, Kevin	Sher
Burton	Kuehl	Murray, Willard	Villaraigosa

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 657 (Maddy)—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.

Bill read third time.

Motion to Amend by Assembly Member Willie Brown as Presented by Assembly Member Speier

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Motion to Table Willie Brown Amendments to Senate Bill No. 657

Assembly Member Brewer moved that the amendments offered by Assembly Member Willie Brown to Senate Bill No. 657 be laid upon the table.

Assembly Member Morrissey seconded the motion.

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, 6:46 p.m.

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

SENATE BILL NO. 681 (Alquist)—An act to amend Sections 6377, 17053.49, and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Takasugi

Assembly Member Takasugi moved the adoption of amendments.

Amendments read.

Motion to Table Takasugi Amendments to Senate Bill No. 681

Assembly Member Hauser moved that the amendments offered by Assembly Member Takasugi to Senate Bill No. 681 be laid upon the table.

Assembly Member Kuehl seconded the motion.

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, 6:55 p.m.

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

SENATE BILL NO. 760 (Lockyer)—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 third time, and presented by Assembly Member Rainey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—2

Burton	Hoge

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—2

Burton	Hoge

Bill ordered transmitted to the Senate.

SENATE BILL NO. 793 (Hughes)—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 third time, and presented by Assembly Member Willard Murray.

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, 7:01 p.m.

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

SENATE BILL NO. 835 (Thompson)—An act to amend Sections 14016.5, 14088.05, 14088.22, 14089, 14301, 14304, and 14408 of, and to add Sections 14087.305, 14088.23, and 14464 to, the Welfare and Institutions Code, relating to Medi-Cal.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

At 7:01 p.m., Speaker Brian Setencich, 30th District, presiding

SENATE BILL NO. 857 (Thompson)—An act to add Section 13823.93 to the Penal Code, relating to evidentiary examinations.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 874—Passed on file.

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

SENATE BILL NO. 327 (Campbell)—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 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.

SENATE BILL NO. 889 (Leslie)—An act to add Section 305 to, the Health and Safety Code, relating to maternal and child health.

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.

SENATE BILL NO. 936 (Campbell)—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 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. 982 (Solis)—An act to add Section 755 to the Evidence Code, relating to evidence.

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.

SENATE BILL NO. 1143 (Mountjoy)—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 presented by Assembly Member Rogan.

Bill passed by the following vote:

AYES—70

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

NOES—1

Isenberg

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1322—Passed on file.

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

SENATE BILL NO. 620 (Polanco)—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 third time.

Motion to Amend

Assembly Member Figueroa moved the adoption of amendments.

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

SENATE BILL NO. 901 (Costa)—An act to amend Section 65302 of, and to add Section 65302.2 to, the Government Code, 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 third time, and presented by Assembly Member Cortese.

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 937 (Campbell)—An act to amend Sections 42247.4 and 48209.11 of the Education Code, relating to school finance.

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

Demand for Previous Question

Assembly Members Burton, Hannigan, Richter, Hawkins, and Martinez demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—52

Ackerman	Conroy	House	Poochigian
Aguiar	Cortese	Isenberg	Pringle
Alby	Cunneen	Kaloogian	Rainey
Allen	Figueroa	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Sher
Boland	Gallegos	Margett	Speier
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	McPherson	Takasugi
Bowler	Harvey	Miller	Thompson
Brewer	Hauser	Morrissey	Vasconcellos
Brulte	Hawkins	Morrow	Woods
Cannella	Hoge	Olberg	Mr. Speaker

NOES—19

Alpert	Ducheny	Lee	Murray, Willard
Archie-Hudson	Friedman	Machado	Napolitano
Baca	Hannigan	Martinez	Tucker
Bates	Knox	McDonald	Villaraigosa
Caldera	Kuehl	Murray, Kevin	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1162 (Leslie)—An act to amend Sections 13202.3, 14907, 23170, 23175, and 23190 of the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Brewer moved the adoption of amendments.

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

SENATE BILL NO. 1204 (Hughes)—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 third time.

Motion to Amend

Assembly Member Hoge moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—55

Aguiar	Caldera	Harvey	Murray, Kevin
Alby	Cannella	Hauser	Murray, Willard
Allen	Conroy	Hoge	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knox	Richter
Battin	Figueroa	Kuehl	Speier
Boland	Friedman	Lee	Takasugi
Bowen	Frusetta	Machado	Tucker
Bowler	Gallegos	Martinez	Vasconcellos
Brown, Valerie	Goldsmith	Mazzoni	Villaraigosa
Burton	Granlund	McDonald	Mr. Speaker
Bustamante	Hannigan	McPherson	

NOES—10

Ackerman	Isenberg	Margett	Thompson
Bordonaro	Knowles	Morrow	
Brewer	Kuykendall	Pringle	

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

SENATE BILL NO. 905 (Leslie)—An act to amend Section 1861.025 of the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1161 (Leslie)—An act to add Section 368.5 to the Penal Code, relating to crimes against the elderly and dependent adults.

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. 28 (Leslie)—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 third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Woods, House, Morrissey, Richter, and Martinez demanded the previous question. Demand sustained.

The question being on the Knowles motion to amend Senate Bill No. 28.

Motion carried by the following vote:

AYES—44

Ackerman	Brulte	Kaloogian	Olberg
Aguiar	Conroy	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Allen	Firestone	Kuykendall	Rainey
Baca	Frusetta	Machado	Richter
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Murray, Willard	Mr. Speaker

NOES—27

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

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

SENATE BILL NO. 30 (Watson)—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 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.

SENATE BILL NO. 290 (Killea)—An act to add and repeal Chapter 10.5 (commencing with Section 15399.44.5) 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 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.

At 7:35 p.m., Hon. Fred Aguiar, 61st District, presiding

SENATE BILL NO. 431 (Rosenthal)—An act to repeal Section 19445 of, and to repeal and add Chapter 5 (commencing with Section 19800) of Division 8 of, the Business and Professions Code, to add Section 1822.60 to the Code of Civil Procedure, to amend Sections 12012 and 15001 of, and to add Sections 15001.1 and 15001.2 to, the Government Code, and to amend Sections 186.9 and 14161 of, and to add Section 337j to, the Penal Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 0110-001-001 and Item 0120-011-001 of Section 2.00 thereof, relating to gambling and the state budget, and making an appropriation therefor.

Bill read third time.

Consideration of Further Amendments

Assembly Member Isenberg moved the adoption of amendments.

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

(NOTE: Earlier this day, Senate Bill No. 431 was read a third time, and on motion of Assembly Member Katz, amendments to the bill were read and adopted. See page 3828.)

SENATE BILL NO. 267 (Rosenthal)—An act to add Sections 771.01 and 771.02 to the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 29 (Leslie)—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 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.

SENATE BILL NO. 1029 (Calderon)—An act to add Section 1375 to the Civil Code, relating to civil 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.

SENATE BILL NO. 1062 (Marks)—An act to add Section 92208 to the Education Code, relating to postsecondary education.

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

Bill passed by the following vote:

AYES—72

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

NOES—2

Hoge	Knowles

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1325 (Polanco)—An act to amend Section 12927 of 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—78

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Bustamante.

Bill passed by the following vote:

AYES—78

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 356 (Campbell)—An act to amend Section 11280 of, to amend, repeal, and add Section 11501 of, to add Sections 11451.8 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 third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 449 (Haynes)—An act relating to education funding.

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

Bill passed by the following vote:

AYES—78

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 765 (Costa)—An act to amend Sections 46146, 46201, 46202, and 48802 of the Education Code, relating to school finance.

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

Bill passed by the following vote:

AYES—75

Ackerman	Caldera	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Allen	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
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	Villaraigosa
Brown, Valerie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	House	Murray, Kevin	

NOES—1

Hoge

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1107 (Leslie)—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 third time, and presented by Assembly Member Richter.

Urgency Clause

Urgency clause read.

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, 7:51 p.m.

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

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.

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, 7:54 p.m.

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

SENATE BILL NO. 217 (Beverly)—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 third time, and presented by Assembly Member Kaloogian.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Conroy	Kaloogian	Olberg
Aguiar	Cortese	Katz	Poochigian
Alby	Gunnoon	Knight	Pringle
Allen	Davis	Knowles	Rainey
Alpert	Duchony	Knox	Richter
Archie-Hudson	Escutia	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Sher
Baldwin	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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Conroy	Kaloogian	Olberg
Aguiar	Cortese	Katz	Poochigian
Alby	Gunnoon	Knight	Pringle
Allen	Davis	Knowles	Rainey
Alpert	Duchony	Knox	Richter
Archie-Hudson	Escutia	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Sher
Baldwin	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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On August 22, 1996, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 217 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8490.)

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

SENATE CONCURRENT RESOLUTION NO. 40 (Monteith)—Relative to the Mormon Battalion.

Resolution read, and presented by Assembly Member House.

Members Made Coauthors of Senate Concurrent Resolution No. 40

Assembly Member House was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 40 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Boland, Bordonaro, Cunneen, Frusetta, Goldsmith, Granlund, Hoge, House, Kaloogian, Knowles, Kuykendall, McPherson, Morrow, Olberg, Poochigian, Pringle, Richter, Rogan, Takasugi, and Woods.

Request for Unanimous Consent

Assembly Member House was granted unanimous consent to take up Senate Concurrent Resolution No. 40, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 40, as Amended

SENATE CONCURRENT RESOLUTION NO. 40—Relative to the Mormon Battalion.

Resolution read, as amended, and adopted by the following vote:

AYES—42

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

NOES—9

Bustamante	Lee	Murray, Kevin
Ducheny	Martinez	Murray, Willard
Escutia	Mazzoni	Villaraigosa

Point of Order

Assembly Member Martinez arose to the following point of order:

That she had moved a call of the Assembly on Senate Concurrent Resolution No. 40.

Ruling by Acting Speaker Aguiar

The Acting Speaker ruled that a call of the Assembly is not in order as the vote on Senate Concurrent Resolution No. 40 had been announced.

Resolution ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Assembly Member Martinez arose to the following parliamentary inquiry:

Who is recording Speaker Setencich's vote while he is absent from the Floor?

Reply by Acting Speaker Aguiar

The Acting Speaker replied that Speaker Setencich is in his office off the Floor, and that pursuant to the rules has requested that Assembly Member Hawkins record his vote.

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

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 Escutia moved a call of the Assembly.

Motion carried. Time, 8:18 p.m.

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

SENATE BILL NO. 729 (Johnston)—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 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. 629 (Hughes)—An act relating to schools.

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 re-referred to the Committee on Water, Parks and Wildlife.

SENATE BILL NO. 1094 (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 Rogan as Presented by Assembly Member Hoge

Assembly Member Hoge moved the adoption of amendments.

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

ACTION RESCINDED ON SENATE BILL NO. 619

Assembly Member Knowles was granted unanimous consent to rescind the action whereby the Assembly, on September 1, 1995 (Assembly Journal, page 3456), passed Senate Bill No. 619, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 619 by Unanimous Consent

Assembly Member Knowles was granted unanimous consent to take up Senate Bill No. 619, without reference to file, for purpose of amendment.

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.

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.

Request to Take Up Without Reference to File

Assembly Member Knowles requested unanimous consent to take up Senate Bill No. 619, as amended, without reference to file, for purpose of consideration at this time.

Assembly Member Hannigan withheld unanimous consent.

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

SENATE BILL NO. 833 (Kopp)—An act to amend Sections 14602.6, 14604, 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 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, 8:34 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. 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 Caldera moved a call of the Assembly.

Motion carried. Time, 8:41 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 Hoge was granted unanimous consent that the following communication be printed in the Journal:

September 14, 1995

From the Los Angeles County Republican Delegation

The Honorable Brian Setencich
Speaker of the Assembly
State Capitol, Room 2158
Sacramento, California

SUPPORT FOR THE MEN AND WOMEN OF THE LOS ANGELES POLICE DEPARTMENT

Every day, at all hours of the day, the men and women of the Los Angeles Police Department are faced with violence, gangs and danger on the streets of our city. They put their lives on the line every time they leave the station to patrol or respond to citizen complaints and emergencies. These dedicated men and women have taken an oath to protect and to serve the City of Los Angeles and its residents from anarchy and injustice. They perform a thankless job and need the support of the community, civic leaders and elected officials at all levels to encourage them to strive to make our city a better place to live and work. They do a remarkable job despite the fact that the ratio of officers to the population is disproportionate to that of other cites of similar size which have larger departments.

Instead, the L.A.P.D. is faced with accusations of racism, sexism and misconduct, and sadly, the political posturing of individuals who choose to jump on the bandwagon in trashing the L.A.P.D. Officers are reported to be fleeing the department in droves to look for opportunities in communities where the dangerous work of law enforcement is appreciated and supported by the community. People lament the "morale problem" with the L.A.P.D., but choose to do nothing to help the department and its personnel. Critics of law and order, and especially those critics in the State Legislature, take every opportunity, as we have seen with the Simpson Trial, to paint the entire department with a broad stroke and characterize the actions of one officer as representative of the entire department.

We salute the men and women of the L.A.P.D. and the members of the community who have supported the department. We stand in firm support of the men and women of the Los Angeles Police

Department, and call out to others who feel likewise, to let the L.A.P.D. know that they support the department. The foes of the L.A.P.D., including the media and liberal special interest groups, are on the attack and will continue to demoralize and condemn the department.

BILL HOGE
Assemblyman, 44th District

JIM ROGAN
Assemblyman, 43rd District

PAULA BOLAND
Assemblywoman, 38th District

PHIL HAWKINS
Assemblyman, 56th District

STEVE KUYKENDALL
Assemblyman, 54th District

PETE KNIGHT
Assemblyman, 36th District

BOB MARGETT
Assemblyman, 59th District

GARY MILLER
Assemblyman, 60th District

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

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, 8:46 p.m.

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

OBJECTION WITHDRAWN

Assembly Member Burton withdrew his objection to requests for vote adds and changes to all roll call votes taken on this day.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member McDonald was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

September 8, 1995

The Honorable Brian Setencich
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I am submitting this as a letter of intent with regard to Assembly Bill 1273 (AB 1273). The provisions of AB 1273 are not intended to apply to any future school district that may be formed within the City of Carson, but simply to the current school district boundary division of the City of Carson between the Los Angeles Unified School District and the Compton Unified School District.

Sincerely,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

ACTION RESCINDED ON SENATE BILL NO. 670

Assembly Member Rainey was granted unanimous consent to rescind the action whereby the Assembly, on September 7, 1995 (Assembly Journal, page 3647), passed Senate Bill No. 670, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 670 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 670, without reference to file, for purpose of amendment.

SENATE BILL NO. 670 (Lewis)—An act to amend Section 12076 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend by Assembly Member Rainey—Set 1

Assembly Member Rainey moved the adoption of amendments.

Amendments read and adopted.

Motion to Amend by Assembly Member Caldera—Set 2

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Senate Bill No. 670

Assembly Member Woods moved that the amendments offered by Assembly Member Caldera to Senate Bill No. 670 be laid upon the table.

Assembly Member Boland seconded the motion.

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, 8:54 p.m.

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

At 8:55 p.m., Minority Speaker pro Tempore Baca, 62nd District, presiding

ACTION RESCINDED ON SENATE BILL NO. 1147

Assembly Member Tucker was granted unanimous consent to rescind the action whereby the Assembly, on August 31, 1995 (Assembly Journal, page 3391), adopted the urgency clause and passed Senate Bill No. 1147, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 716 BY UNANIMOUS CONSENT

Assembly Member Friedman 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 amend Sections 3912 and 3913 of 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 Friedman moved the adoption of amendments.

Amendments read.

Motion to Table Friedman Amendments to Senate Bill No. 716

Assembly Member Granlund moved that the amendments offered by Assembly Member Friedman to Senate Bill No. 716 be laid upon the table.

Assembly Member Olberg seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:05 p.m.

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

REPORTS OF STANDING COMMITTEES

Committee on Budget

Date of Hearing: September 14, 1995

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 544

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

VASCONCELLOS, Chairman

Above bill ordered to second reading.

SENATE BILL NO. 544 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Vasconcellos was granted unanimous consent to take up Senate Bill No. 544 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. 544—An act to amend Section 1094.5 of the Code of Civil Procedure, to amend Sections 3517.6, 18670, 18903, 19141, 19142, 19173, 19175, 19574, 19781, 19786, 19798, 19816.2, 19818.20, 19826, 19828, 19829, 19832, 19834, 19835, 19836, 19841, 19854, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4, 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, 19997.13, and 22754 of, to add Sections 19576.1, 19582.51, 19583.51, 19815.41, and 19853.1 to, and to add Article 2.1 (commencing with Section 19817) to Chapter 1 of Part 2.6 of Division 5 of Title 2 of, the Government Code, relating to state employees, 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.

MESSAGES FROM THE SENATE

Senate Chamber, September 14, 1995

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

Assembly Joint Resolution No. 37

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

Above resolution ordered enrolled.

At 9:10 p.m., Speaker Brian Setencich, 30th District, presiding

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

SENATE BILL NO. 45 (Peace)—An act to amend Section 800 of the Business and Professions Code, to add Section 3424 to the Civil Code, to amend Sections 425.11, 425.12, 527, 580, 585, 586, 587, 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 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. 163 (Johannessen)—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 third time, and presented by Assembly Member Woods.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:14 p.m.

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

SENATE BILL NO. 1178 (O'Connell)—An act to amend Sections 14510, 14513.2, 14513.4, 14518.5, 14526.6, 14529.5, 14537, 14538, 14539, 14549, 14549.6, 14550, 14553, 14560, 14571.8, 14572, 14573, 14573.5, 14575, 14580, 14581, 14585, and 14591.4 of, to add Sections 14515.5, 14518.4, 14528.1, 14536.1, 14580.5, and 14596 to, to repeal Sections 14509.2, 14541.5, 14563, and 14581.5 of, and to repeal and add Section 14575.1 of, the Public Resources Code, relating to beverage containers, making an appropriation therefor.

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

Bill passed by the following vote:

AYES—74

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

NOES—2

Baldwin	Hoge

Bill ordered transmitted to the Senate.

SENATE BILL NO. 763 (Greene)—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 17749 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 third time.

Motion to Amend

Assembly Member Campbell moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be placed upon the inactive file.

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 Aguiar moved the adoption of amendments.

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

SENATE BILL NO. 346 (Campbell)—An act to add Section 5030 to the Penal Code, relating to prisoners.

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

Bill passed by the following vote:

AYES—70

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

NOES—None

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 346: Assembly Members Aguiar and Poochigian, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1265 (Peace)—An act to amend Sections 15373.71, 15711, 15712, 15713, 15714, 15721, 63010, 63021, 63022.5, 63023, 63025.1, 63030, 63031, 63032, 63035, 63041, 63052, 63060, 63062, 63063, 63065, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, to add Section 63021.5 to, and to repeal Section 63020 of, the Government Code, relating to economic development, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

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

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.

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.

SENATE JOINT RESOLUTION NO. 17 (Peace)—Relative to immigration.

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

AYES—68

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

NOES—None

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 544 BY UNANIMOUS CONSENT

Assembly Member Vasconcellos was granted unanimous consent to take up Senate Bill No. 544, without reference to file, for purpose of consideration.

SENATE BILL NO. 544 (Dills)—An act to amend Section 1094.5 of the Code of Civil Procedure, to amend Sections 3517.6, 18670, 18903, 19141, 19142, 19173, 19175, 19574, 19781, 19786, 19798, 19816.2, 19818.20, 19826, 19828, 19829, 19832, 19834, 19835, 19836, 19841, 19854, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4, 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, 19997.13, and 22754 of, to add Sections 19576.1, 19582.51, 19583.51, 19815.41, and 19853.1 to, and to add Article 2.1 (commencing with Section 19817) to Chapter 1 of Part 2.6 of Division 5 of Title 2 of, the Government Code, relating to state employees, 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—75

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Allen	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
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
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker
Caldera	Hawkins	Morrow	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Allen	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Pringle
Baca	Ducheny	Knox	Rainey
Bates	Escutia	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
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
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker
Caldera	Hawkins	Morrow	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 544: Assembly Member Battin, from "No" to "Aye".

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 394 (Polanco)—An act to amend Sections 6041, 6201, 6202, 6203, and 6204 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:30 p.m.

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

SENATE BILL NO. 954 (Maddy)—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 third time, and presented by Assembly Member Bordonaro.

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, 9:35 p.m.

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

SENATE BILL NO. 966 (Johnston)—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 Section 1982.3 to, to add Article 3.5 (commencing with Section 32225) to Chapter 2 of Part 19 of, and to repeal Section 48915.7 of, the Education Code, relating to pupils.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate immediately.

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 and adopted.

Motion to Table Willard Murray Amendments to Senate Bill No. 1332

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Willard Murray to Senate Bill No. 1332 be laid upon the table.

Point of Order

Assembly Member Burton arose to the following point of order:

That the amendments offered by Assembly Member Willard Murray to Senate Bill No. 1332 had been read and adopted by the House.

Ruling by Speaker

The Speaker ruled the point of order well-taken.

Motion to Amend by Assembly Member Goldsmith

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read.

Motion to Table Goldsmith Amendments to Senate Bill No. 1332

Assembly Member Machado moved that the amendments offered by Assembly Member Goldsmith to Senate Bill No. 1332 be laid upon the table.

Assembly Member Kuehl seconded the motion.

Motion lost by the following vote:

AYES—35

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

NOES—40

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

The question being on the Goldsmith motion to amend Senate Bill No. 1332.

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, 9:50 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, September 14, 1995

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

Assembly Bill No. 6
Assembly Bill No. 76
Assembly Bill No. 144
Assembly Bill No. 161
Assembly Bill No. 174
Assembly Bill No. 203
Assembly Bill No. 231
Assembly Bill No. 257
Assembly Bill No. 304
Assembly Bill No. 371
Assembly Bill No. 376
Assembly Bill No. 389
Assembly Bill No. 399
Assembly Bill No. 414
Assembly Bill No. 438
Assembly Bill No. 443
Assembly Bill No. 481
Assembly Bill No. 488
Assembly Bill No. 575
Assembly Bill No. 585
Assembly Bill No. 625
Assembly Bill No. 666
Assembly Bill No. 733
Assembly Bill No. 739
Assembly Bill No. 767
Assembly Bill No. 816
Assembly Bill No. 839
Assembly Bill No. 855
Assembly Bill No. 888
Assembly Bill No. 940
Assembly Bill No. 976
Assembly Bill No. 1040
Assembly Bill No. 1102
Assembly Bill No. 1136
Assembly Bill No. 1274
Assembly Bill No. 1287
Assembly Bill No. 1334
Assembly Bill No. 1336
Assembly Bill No. 1355
Assembly Bill No. 1361

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 14, 1995

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

Assembly Bill No. 1374
Assembly Bill No. 1549
Assembly Bill No. 1753
Assembly Bill No. 1830
Assembly Bill No. 1906

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 14, 1995

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

Assembly Bill No. 397

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.

September 14, 1995

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

Dear Dotson: By direction of the Senate I am returning Assembly Bill 1509 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill ordered to unfinished business.

September 8, 1995

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

Dear Dotson: By direction of the Senate I am returning Assembly Bill 1828 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill ordered to unfinished business.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1501

Assembly Member Bordonaro was granted unanimous consent to rescind the action whereby the Assembly, on September 7, 1995 (Assembly Journal, page 3610), refused to concur in Senate amendments to Assembly Bill No. 1501.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 527 and **920**, on request of Assembly Member Takasugi;

Senate Bill No. 836, on request of Assembly Member Aguiar.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 14, 1995

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 478.

BRETT GRANLUND

Above request ordered transmitted to the Committee on Rules.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:52 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, 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. 474 (Mello)—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 third time.

Motion to Amend

Assembly Member Sweeney 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)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 450 (Solis)—An act to add Section 71027 to the Education Code, relating to postsecondary education.

Bill read third time.

Motion to Amend

Assembly Member Cannella moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—40

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

NOES—31

Ackerman	Brewer	Harvey	Olberg
Aguiar	Brulte	Hoge	Pringle
Alby	Conroy	Knight	Rainey
Baldwin	Cunneen	Knowles	Rogan
Battin	Firestone	Kuykendall	Takasugi
Boland	Frusetta	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Vasconcellos
Bowler	Granlund	Morrow	

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

September 14, 1995

Mr. 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. 478

AGUIAR, Alternate Chair

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

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 Bill No. 478 for further action.

Resolution read, and adopted by the following vote:

AYES—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Poochigian was granted unanimous consent that Senate Bill No. 478 be withdrawn from the Committee on Appropriations and re-referred to the Committee on Health.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 322, on request of Assembly Member Bustamante.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Cannella was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 389

September 14, 1995

The Honorable Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California

Dear Mr. Wilson: This letter serves to confirm that the amendment to Section 1784 of Chapter 718 (Sacramento-San Joaquin Valley Wetlands Mitigation Bank Act of 1993), contained in my AB 389, deleting the words "acreage and" was inadvertent. This amendment was intended only to apply to ricelands. However, Section 1784 applies to all wetlands.

It is my intention to ensure that legislation is introduced next year to correct this error.

Please ensure that this letter is printed in the Journal of the Assembly.

Sincerely,

SAL CANNELLA, Assembly Member
Twenty-sixth District

CONSIDERATION OF SPECIAL CONSENT CALENDAR

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

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 1677 (Takasugi)—An act to amend Section 77918 of the Food and Agricultural Code, relating to agriculture, 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. 935 (Speier)—An act to amend Section 6345 of, and to add Section 240.5 to, 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. 1021 (Tucker)—An act to amend Sections 31452.5, 31452.6, 31452.65, 31588, 31589, 31590, 31595.1, 31596, 31597, 31597.1, 31599, and 31628 of, and to add Sections 31485.6 and 31597.2 to, the Government Code, relating to county retirement systems.

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. 1836 (Figueroa)—An act to amend Section 15630 of the Welfare and Institutions Code, relating to abuse.

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

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

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

CONSIDERATION OF SENATE BILL NO. 714 BY UNANIMOUS CONSENT

Assembly Member Granlund was granted unanimous consent to take up Senate Bill No. 714, without reference to file, for purpose of amendment.

SENATE BILL NO. 714 (Watson)—An act to add Chapter 12 (commencing with Section 30600) to Division 3 of Title 3 of the Government Code, to amend Sections 4703 and 4703.2 of, to add Section 95.31 to, and to add Article 1.5 (commencing with Section 30115) to Chapter 2 of Part 13 of Division 2 of, the Revenue and Taxation Code, to amend Section 2105 of the Streets and Highways Code, and to amend Sections 17000.6 and 17001.5 of the Welfare and Institutions Code, relating to taxation, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly Continued

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

CALL OF THE ASSEMBLY DISPENSED WITH ON THE CONSENT CALENDAR

At 10:19 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 following items on the Consent Calendar were read:

HOUSE RESOLUTION NO. 28 (Cunneen)—Relative to the Select Committee on High Technology.

Resolution read, adopted.

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

Consent Calendar—Senate Bill

SENATE BILL NO. 800 (Monteith)—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 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—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 198

At 10:20 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, 10:20 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. 297

At 10:20 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 Senate Bill No. 297

Assembly Member Goldsmith 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. 297, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1066

At 10:21 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 Rainey moved to continue the call of the Assembly.

Motion carried. Time, 10:21 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 KNOX AMENDMENTS TO SENATE BILL NO. 437

At 10:21 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 motion to table Knox amendments to Senate Bill No. 437 carried by the following vote:

AYES—40

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

NOES—37

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	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Further Consideration of Senate Bill No. 437

SENATE BILL NO. 437 (Lewis)—An act to add Section 40929 to the Health and Safety Code, relating to air pollution.

Bill presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—51

Ackerman	Brulte	Hawkins	Olberg
Aguiar	Cannella	Hoge	Poochigian
Alby	Conroy	House	Pringle
Allen	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Figueroa	Kuykendall	Takasugi
Battin	Firestone	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Goldsmith	McPherson	Weggeland
Bowen	Granlund	Miller	Woods
Bowler	Harvey	Morrissey	Mr. Speaker
Brewer	Hauser	Morrow	

NOES—21

Archie-Hudson	Friedman	Martinez	Sher
Bates	Gallegos	Mazzoni	Sweeney
Burton	Isenberg	McDonald	Villaraigosa
Caldera	Knox	Murray, Kevin	
Campbell	Kuehl	Murray, Willard	
Ducheny	Lee	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 654

At 10:30 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. 654 passed by the following vote:

AYES—67

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

NOES—10

Caldera	Hawkins	Napolitano	Villaraigosa
Friedman	Isenberg	Sweeney	
Gallegos	Kuykendall	Tucker	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE WILLIE BROWN AMENDMENTS TO SENATE BILL NO. 657

At 10:31 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.

The motion to table Willie Brown amendments to Senate Bill No. 657 carried by the following vote:

AYES—40

Ackerman	Conroy	Kaloogian	Poochigian
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	Mr. Speaker

NOES—35

Archie-Hudson	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	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa
Cannella	Isenberg	Murray, Kevin	

Further Consideration of Senate Bill No. 657

SENATE BILL NO. 657 (**Maddy**)—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.

Motion to Amend

Assembly Member Valerie Brown moved the adoption of amendments.

Amendments read.

Motion to Table Valerie Brown Amendments to Senate Bill No. 657

Assembly Member Brulte moved that the amendments offered by Assembly Member Valerie Brown to Senate Bill No. 657 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

NOES—38

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	
Campbell	Hauser	Murray, Kevin	

Motion to Take from the Table Valerie Brown Amendments to Senate Bill No. 657

Assembly Member Burton moved to take from the table the Valerie Brown amendments to Senate Bill No. 657.

Assembly Member Tucker seconded the motion.

Motion 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—38

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

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE TAKASUGI AMENDMENTS TO SENATE BILL NO. 681

At 10:35 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 Hauser motion to table Takasugi amendments to Senate Bill No. 681 lost by the following vote:

AYES—38

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	
Campbell	Hauser	Murray, Kevin	

NOES—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

Further Consideration of Senate Bill No. 681

The question being on the Takasugi motion to amend Senate Bill No. 681.

Point of Order

Assembly Member McDonald arose to the following point of order:

That an analysis of the proposed Takasugi amendments is not on the Members' desks.

Senate Bill No. 681 Passed Temporarily

By unanimous consent, further consideration of Takasugi amendments to Senate Bill No. 681 was passed temporarily on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 793

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.

Senate Bill No. 793 passed by the following vote:

AYES—44

Archie-Hudson	Cunneen	Hauser	McPherson
Baca	Davis	House	Murray, Kevin
Bates	Ducheny	Isenberg	Murray, Willard
Bowen	Escutia	Katz	Napolitano
Brown, Valerie	Figueroa	Knox	Poochigian
Burton	Firestone	Kuehl	Sher
Bustamante	Friedman	Lee	Speier
Caldera	Gallegos	Machado	Sweeney
Campbell	Granlund	Martinez	Tucker
Cannella	Hannigan	Mazzoni	Vasconcellos
Cortese	Harvey	McDonald	Villaraigosa

NOES—29

Ackerman	Brewer	Knowles	Rogan
Aguiar	Brulte	Margett	Takasugi
Alby	Conroy	Miller	Thompson
Baldwin	Goldsmith	Morrow	Weggeland
Battin	Hawkins	Olberg	Woods
Boland	Hoge	Pringle	
Bordonaro	Kaloogian	Rainey	
Bowler	Knight	Richter	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 793: Assembly Member Firestone, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 1107

At 10:40 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.

The urgency clause to Senate Bill No. 1107 adopted by the following vote:

AYES—54

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knowles	Rainey
Allen	Cunneen	Kuykendall	Richter
Archie-Hudson	Ducheny	Machado	Rogan
Baca	Firestone	Margett	Takasugi
Baldwin	Frusetta	McDonald	Thompson
Battin	Goldsmith	McPherson	Tucker
Boland	Granlund	Miller	Vasconcellos
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hauser	Morrow	Woods
Brewer	Hawkins	Murray, Willard	Mr. Speaker
Brulte	Hoge	Napolitano	
Bustamante	House	Olberg	

NOES—22

Bates	Escutia	Knox	Sher
Bowen	Figueroa	Kuehl	Speier
Brown, Valerie	Friedman	Lee	Sweeney
Burton	Hannigan	Martinez	Villaraigosa
Caldera	Isenberg	Mazzoni	
Campbell	Katz	Murray, Kevin	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knowles	Rainey
Allen	Cunneen	Kuykendall	Richter
Archie-Hudson	Ducheny	Machado	Rogan
Baca	Firestone	Margett	Takasugi
Baldwin	Frusetta	McDonald	Thompson
Battin	Goldsmith	McPherson	Tucker
Boland	Granlund	Miller	Vasconcellos
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hauser	Morrow	Woods
Brewer	Hawkins	Murray, Willard	Mr. Speaker
Brulte	Hoge	Napolitano	
Bustamante	House	Olberg	

NOES—22

Bates	Escutia	Knox	Sher
Bowen	Figueroa	Kuehl	Speier
Brown, Valerie	Friedman	Lee	Sweeney
Burton	Hannigan	Martinez	Villaraigosa
Caldera	Isenberg	Mazzoni	
Campbell	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1258

At 10:41 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.

Senate Bill No. 1258 passed by the following vote:

AYES—64

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

NOES—8

Archie-Hudson	Caldera	Kuehl	McDonald
Burton	Knox	Lee	Murray, Willard

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 772

At 10:41 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.

Senate Bill No. 772 passed by the following vote:

AYES—46

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Pringle
Alby	Cunneen	Knowles	Rainey
Baca	Firestone	Kuykendall	Richter
Baldwin	Frusetta	Machado	Rogan
Battin	Gallegos	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Murray, Willard	
Brulte	House	Olberg	

NOES—29

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 833

At 10:42 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. 833 passed by the following vote:

AYES—43

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Cortese	Katz	Murray, Willard
Baca	Cunneen	Knox	Napolitano
Bates	Davis	Kuehl	Rainey
Bowen	Escutia	Kuykendall	Sher
Bowler	Figueroa	Lee	Speier
Brown, Valerie	Friedman	Machado	Sweeney
Burton	Goldsmith	Martinez	Tucker
Bustamante	Granlund	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	Mr. Speaker
Campbell	House	McPherson	

NOES—30

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Conroy	Knight	Rogan
Alby	Ducheny	Knowles	Takasugi
Baldwin	Firestone	Margett	Thompson
Battin	Gallegos	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hauser	Morrow	
Brewer	Hawkins	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 833: Assembly Member Bustamante, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1313

At 10:42 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. 1313 passed by the following vote:

AYES—41

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

NOES—36

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 935

At 10:42 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—37

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

NOES—32

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

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE CALDERA AMENDMENTS TO SENATE BILL NO. 670

At 10:43 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 Woods motion to table Caldera amendments to Senate Bill No. 670 carried by the following vote:

AYES—40

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

NOES—36

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

Unanimous Consent Withheld

Assembly Member Caldera withheld unanimous consent on any requests for vote add or changes to the roll call vote taken on this day on the motion to table his amendments to Senate Bill No. 670.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE FRIEDMAN AMENDMENTS TO SENATE BILL NO. 716

At 10:43 p.m., on motion of Assembly Member Friedman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Granlund motion to table Friedman amendments to Senate Bill No. 716 carried by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

NOES—37

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	Vasconcellos
Brown, Valerie	Figueroa	Martinez	Villaraigosa
Burton	Friedman	Mazzoni	
Bustamante	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 163

At 10:43 p.m., on motion of Assembly Member Woods, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 163 passed by the following vote:

AYES—47

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

NOES—24

Alpert	Davis	Katz	McDonald
Archie-Hudson	Ducheny	Knox	Napolitano
Bates	Friedman	Kuehl	Sher
Bowen	Hannigan	Lee	Sweeney
Burton	Hauser	Martinez	Tucker
Caldera	Isenberg	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 394

At 10:43 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 394 refused adoption by the following vote:

AYES—44

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

NOES—22

Ackerman	Brulte	Knight	Rogan
Alby	Conroy	Knowles	Thompson
Baldwin	Granlund	Morrissey	Weggeland
Boland	Harvey	Morrow	Woods
Bordonaro	Hoge	Olberg	
Bowler	Kaloogian	Pringle	

Urgency Clause to Senate Bill No. 394 Reconsidered

Assembly Member Gallegos was granted unanimous consent that the vote be reconsidered whereby the urgency clause to Senate Bill No. 394 was this day refused adoption, for purpose of taking the bill up for consideration of amendments.

Senate Bill No. 394 Passed Temporarily

By unanimous consent, Senate Bill No. 394 was passed temporarily on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 954

At 10:47 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. 954 refused passage by the following vote:

AYES—48

Ackerman	Campbell	Hoge	Murray, Willard
Allen	Cannella	Kaloogian	Poochigian
Archie-Hudson	Conroy	Katz	Pringle
Baca	Cortese	Knight	Rainey
Bates	Cunneen	Knox	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Gallegos	Lee	Takasugi
Bordonaro	Goldsmith	Margett	Tucker
Bowen	Granlund	Mazzoni	Vasconcellos
Brewer	Harvey	McDonald	Weggeland
Burton	Hauser	McPherson	Woods
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker

NOES—20

Alby	Ducheny	Knowles	Olberg
Baldwin	Escutia	Kuehl	Sher
Bowler	Frusetta	Martinez	Sweeney
Brulte	Hannigan	Morrissey	Thompson
Caldera	Isenberg	Napolitano	Villaraigosa

Motion to Reconsider Senate Bill No. 954 on Next Legislative Day

Assembly Member Bordonaro moved to reconsider on the next legislative day the vote whereby Senate Bill No. 954 was this day refused passage.

Senate Bill No. 954 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON GOLDSMITH MOTION TO AMEND SENATE BILL NO. 1332

At 10:47 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 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, 10:47 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 GRANLUND MOTION TO AMEND SENATE BILL NO. 714

At 10:47 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 Senate Bill No. 714 carried by the following vote:

AYES—40

Ackerman	Conroy	Kaloogian	Poochigian
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	Mr. Speaker

NOES—38

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	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	

Motion to Reconsider Adoption of Granlund Amendments on Next Legislative Day

Assembly Member Friedman moved to reconsider on the next legislative day the vote whereby Granlund amendments to Senate Bill No. 714 were this day adopted.

Senate Bill No. 714 ordered to the unfinished business file.

(Note: Later this day the above motion to reconsider adoption of Granlund amendments to Senate Bill No. 714 was waived.)

MESSAGES FROM THE SENATE

Senate Chamber, September 14, 1995

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

Assembly Bill No. 909

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 Bowen was granted unanimous consent to take up Assembly Bill No. 909, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 909 (Bowen)—An act to add Sections 5002.6 and 5009.3 to the Public Resources Code, relating to public resources, 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

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

NOES—6

Cunneen	Kaloogian	Olberg
Hoge	McPherson	Thompson

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

AYES—68

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

NOES—6

Cunneen	Kaloogian	Olberg
Hoge	McPherson	Thompson

Above bill ordered enrolled.

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

SENATE BILL NO. 1055 (Solis)—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 third time.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Motion to Table Katz Amendments to Senate Bill No. 1055

Assembly Member Morrow moved that the amendments offered by Assembly Member Katz to Senate Bill No. 1055 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion lost by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

NOES—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

The question being on the Katz motion to amend Senate Bill No. 1055.

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.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Harvey announced that the Committee on Health would meet upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

COMMUNICATIONS

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

September 14, 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 Health Committee to fill an existing vacancy for the hearing on Thursday, September 14, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, September 14, 1995

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

Assembly Bill No. 59
Assembly Bill No. 319
Assembly Bill No. 378
Assembly Bill No. 536
Assembly Bill No. 590
Assembly Bill No. 704
Assembly Bill No. 922
Assembly Bill No. 1024
Assembly Bill No. 1101

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 14, 1995

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

Assembly Bill No. 265
Assembly Bill No. 547
Assembly Bill No. 1215
Assembly Bill No. 1317
Assembly Bill No. 1451
Assembly Bill No. 1520
Assembly Bill No. 1841

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 14, 1995

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

Assembly Joint Resolution No. 45

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.

SPECIAL COMMITTEE MEETINGS

Assembly Member Conroy was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting today, for the purpose of setting Assembly Bills Nos. 855 and 1451 for hearing.

COMMUNICATIONS

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

September 14, 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 Friday, September 15, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

MOTION TO TAKE UP MOTION TO RECONSIDER VOTE

Assembly Member Granlund moved to take up on this day the Friedman motion to reconsider the vote whereby his amendments to Senate Bill No. 714 were adopted.

Assembly Member Morrow seconded the motion.

Point of Order

Assembly Member Burton arose to the following point of order:

That the House is not on Motions and Resolutions at this time and therefore, the motion to take up a motion to reconsider immediately is not in order.

Ruling by Speaker Setencich

The Speaker ruled that Assembly Member Granlund's motion to take up a motion to reconsider immediately is in order and would carry with a majority of the Members present and voting.

CAUCUS ANNOUNCEMENTS

At 11:14 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 11:15 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

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

Hon. Brian Setencich, Speaker of the Assembly, presiding.

MOTION TO RECONSIDER ADOPTION OF GRANLUND AMENDMENTS TO SENATE BILL NO. 714 WAIVED

On behalf of Assembly Member Friedman, Assembly Member Katz waived the motion to reconsider the vote whereby Granlund amendments to Senate Bill No. 714 were this day adopted.

Granlund Motion Withdrawn

Assembly Member Granlund, with the consent of the second to the motion, withdrew his motion to take up the Friedman motion to reconsider immediately.

Senate Bill No. 714 ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Assembly Bill No. 906, out of order 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 95.31 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, 11:40 p.m.

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

CAUCUS ANNOUNCEMENTS

At 11:41 p.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 11:41 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 11:49 p.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 14, 1995

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 29

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 14, 1995

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 31

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.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent to take up Assembly Bill No. 905, out of order 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.)

Demand for Previous Question

Assembly Members Sher, Kuykendall, Aguiar, Isenberg, and Escutia 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, 11:50 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. 727 (Hayden)—An act to add Sections 130051.21 and 130243 to the Public Utilities Code, relating to transportation.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

Ackerman	Cannella	Isenberg	Murray, Willard
Allen	Conroy	Katz	Napolitano
Alpert	Cortese	Knight	Olberg
Archie-Hudson	Ducheny	Knowles	Poochigian
Baca	Escutia	Knox	Pringle
Bates	Figueroa	Kuehl	Rainey
Bowen	Firestone	Lee	Rogan
Brewer	Friedman	Martinez	Sweeney
Brown, Valerie	Gallegos	McPherson	Vasconcellos
Burton	Goldsmith	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Mr. Speaker
Campbell	Hoge	Murray, Kevin	

NOES—5

Aguiar	Kuykendall	Thompson
Bordonaro	Morrow	

Vote Changes

By unanimous consent, the following vote changes were permitted on the amendments offered by Assembly Member Escutia to Senate Bill No. 727: Assembly Member Aguiar, from "Aye" to "No"; Assembly Member Sher, from "Aye" to "Not Voting".

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

REQUEST TO TAKE UP WITHOUT REFERENCE TO FILE

Assembly Member Gallegos requested unanimous consent to take up Senate Bill No. 394, without reference to file.

Assembly Member Brulte withheld unanimous consent.

MOTION TO ADJOURN

Assembly Member Martinez moved that the Assembly adjourn.

Motion Ruled Out of Order

Speaker Setencich ruled the motion to adjourn out of order as there is a Call upon the Assembly and the House cannot adjourn while under Call.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 14, 1995

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

Assembly Bill No. 909

And reports the same correctly enrolled, and presented to the Governor at 11:55 p.m., September 14, 1995.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF SENATE BILL NO. 1354 BY UNANIMOUS CONSENT

Assembly Member Villaraigosa was granted unanimous consent to take up Senate Bill No. 1354, out of order.

SENATE BILL NO. 1354 (Committee on Budget and Fiscal Review)—An act relating to state mandates, 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.

Motion to Table Villaraigosa Amendments to Senate Bill No. 1354

Assembly Member Knowles moved that the amendments offered by Assembly Member Villaraigosa to Senate Bill No. 1354 be laid upon the table.

Assembly Member Brewer 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, 11:59 p.m.

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

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Martinez moved that the Calls of the Assembly be dispensed with.

Assembly Member Sher seconded the motion.

Motion lost by the following vote:

AYES—21

Allen	Cannella	Knox	Tucker
Archie-Hudson	Ducheny	Martinez	Vasconcellos
Baca	Escutia	Mazzoni	Mr. Speaker
Bowen	Gallegos	Murray, Willard	
Burton	Isenberg	Napolitano	
Bustamante	Katz	Sher	

NOES—46

Ackerman	Campbell	Knight	Olberg
Aguiar	Conroy	Knowles	Poochigian
Alby	Cunneen	Kuehl	Pringle
Alpert	Davis	Kuykendall	Rainey
Baldwin	Firestone	Lee	Rogan
Bates	Goldsmith	Machado	Takasugi
Battin	Granlund	Margett	Thompson
Boland	Harvey	McDonald	Villaraigosa
Bordonaro	Hawkins	McPherson	Weggeland
Bowler	Hoge	Miller	Woods
Brewer	House	Morrissey	
Brulte	Kaloogian	Morrow	

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 47—Harvey and Setencich (Senators Costa and Maddy, coauthors). Relative to the All America City Highway.

TWO HUNDRED EIGHTY-FIFTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, Sacramento
Friday, September 15, 1995

In Assembly, at 12:01 a.m.
Hon. Brian Setencich, Speaker of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 198

At 12:01 a.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 Bill No. 198 passed by the following vote:

AYES—55

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

NOES—12

Ackerman	Conroy	Knowles	Olberg
Boland	Hoge	Morrissey	Richter
Bowler	House	Morrow	Thompson

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1066

At 12:05 a.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. 1066 refused passage by the following vote:

AYES—32

Ackerman	Bowler	House	Pringle
Aguiar	Brewer	Kaloogian	Rainey
Alby	Brulte	Knight	Richter
Allen	Conroy	Miller	Rogan
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Weggeland
Boland	Harvey	Olberg	Woods
Bordonaro	Hoge	Poochigian	Mr. Speaker

NOES—36

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

Motion to Reconsider Senate Bill No. 1066 on Next Legislative Day

Assembly Member Rainey moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1066 was this day refused passage.

Senate Bill No. 1066 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON GOLDSMITH AMENDMENTS TO SENATE BILL NO. 1332

At 12:06 a.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 Goldsmith motion to amend Senate Bill No. 1332 carried by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

NOES—38

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	
Campbell	Hauser	Murray, Kevin	

Senate Bill No. 1332 ordered reprinted, and to be returned to the third reading file.

CALL OF THE ASSEMBLY DISPENSED WITH ON KATZ MOTION TO AMEND SENATE BILL NO. 1055

At 12:06 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 Katz motion to amend Senate Bill No. 1055 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—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

Senate Bill No. 1055 ordered reprinted, and to be returned to the third reading file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 906

At 12:06 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—43

Ackerman	Brewer	Hoge	Olberg
Aguiar	Brown, Valerie	Isenberg	Poochigian
Alby	Brulte	Kaloogian	Pringle
Allen	Conroy	Knight	Rainey
Alpert	Cunneen	Knowles	Richter
Baldwin	Davis	Kuykendall	Rogan
Battin	Firestone	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	

NOES—22

Archie-Hudson	Cannella	Mazzoni	Tucker
Baca	Ducheny	McDonald	Vasconcellos
Bates	Escutia	Murray, Kevin	Villaraigosa
Burton	Knox	Murray, Willard	Mr. Speaker
Bustamante	Kuehl	Napolitano	
Campbell	Lee	Sher	

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 905

At 12:07 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—41

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

NOES—31

Alpert	Caldera	Katz	Murray, Kevin
Archie-Hudson	Campbell	Knox	Murray, Willard
Baca	Cannella	Kuehl	Napolitano
Bates	Davis	Lee	Sher
Bowen	Ducheny	Machado	Tucker
Brown, Valerie	Escutia	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE VILLARAIGOSA AMENDMENTS TO SENATE BILL NO. 1354

At 12:07 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 Knowles motion to table Villaraigosa amendments to Senate Bill No. 1354 lost by the following vote:

AYES—36

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

NOES—36

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

Further Consideration of Senate Bill No. 1354

The question being on the Villaraigosa motion to amend Senate Bill No. 1354.

Motion carried by the following vote:

AYES—37

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

NOES—29

Ackerman	Conroy	Knight	Rainey
Aguiar	Firestone	Knowles	Takasugi
Alby	Goldsmith	Miller	Thompson
Baldwin	Granlund	Morrissey	Weggeland
Battin	Harvey	Morrow	Woods
Bordonaro	Hoge	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Pringle	

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

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on September 15, 1995, at 9:30 a.m.

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. 458 and 457 were continued until the next legislative day.

MOTIONS TO WITHDRAW BILLS 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; and that the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services be continued until the next legislative day.

VOTE ADDS

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

Katz Motion to Rescind Action: Ackerman—Aye; Hoge—No.

House Resolution No. 32: Burton, Cunneen, and Rogan—Aye.

Senate Bill No. 1221: Allen, Alpert, Bustamante, Cortese, Machado, Martinez, Morrow, and Rogan—Aye; Burton—No.

Senate Bill No. 130: Aguiar, Battin, Bowen, Gallegos, Granlund, Hoge, Isenberg, Martinez, Poochigian, and Rogan—Aye; Burton—No.

Senate Bill No. 275: Alpert, Battin, Bowen, Bustamante, Cunneen, Ducheny, Gallegos, Hoge, Knox, Miller, Napolitano, Rogan, Speier, and Takasugi—Aye; Bordonaro—No.

Senate Bill No. 534: Bowler, Bustamante, Gallegos, Knox, Kuykendall, Morrow, and Rogan—Aye.

Senate Bill No. 1302: Bordonaro, Bowen, Isenberg, Katz, Kuehl, Martinez, Morrow, Rogan, and Takasugi—Aye.

Senate Bill No. 990: Bowen, Frusetta, Knox, and Speier—Aye; Baldwin and Rogan—No.

Senate Bill No. 1277 and Urgency: Machado, Morrow, Olberg, and Rogan—Aye.

Senate Bill No. 1135: Granlund and Rogan—Aye; Lee—No.

Senate Bill No. 950: Goldsmith, Granlund, Harvey, McPherson, Morrow, Olberg, and Rogan—Aye.

Senate Bill No. 672: Ackerman, Goldsmith, Granlund, Morrow, Napolitano, Rogan, Sher, and Speier—Aye.

Senate Bill No. 11: Ackerman, Bowler, Speier, and Takasugi—Aye.

Senate Bill No. 37: Ackerman, Archie-Hudson, Bustamante, and Speier—Aye; Gallegos—No.

Senate Bill No. 182: Ackerman, Bustamante, and Gallegos—Aye.

Senate Bill No. 239: Ackerman, Bowen, Cortese, Goldsmith, Granlund, Katz, Machado, and Speier—Aye.

Senate Bill No. 256: Ackerman, Boland, Bustamante, Gallegos, Kuehl, Morrow, and Speier—Aye.

Senate Bill No. 419: Ackerman, Frusetta, Speier, and Takasugi—Aye; Lee—No.

Senate Bill No. 701: Ackerman, Poochigian, Sher, and Speier—Aye.

Senate Bill No. 581 and Urgency: Bowen, Cortese, and Granlund—Aye.

Senate Bill No. 9, Motion to Table Burton Amendments: Bowen, Davis, and Machado—Aye; Sher—No.

Senate Bill No. 9: Sher—No.

Senate Bill No. 760 and Urgency: Frusetta, Gallegos, and Takasugi—Aye.

Senate Bill No. 857: Frusetta—Aye.

Senate Bill No. 1143: Alpert, Bustamante, and Cortese—Aye.

Senate Bill No. 901: Bustamante, Katz, McDonald, and Napolitano—Aye.

Senate Bill No. 937: Frusetta, Gallegos, and Harvey—Aye.

Senate Bill No. 1204, Motion to Amend by Hoge: Frusetta and Harvey—Aye; Bordonaro—No.

Senate Bill No. 905: Archie-Hudson, Harvey, McDonald, and Kevin Murray—Aye.

Senate Bill No. 28, Motion to Amend by Knowles: Lee—No.

Senate Bill No. 267: Kuykendall—Aye.

Senate Bill No. 1325 and Urgency: Kevin Murray—Aye.

Senate Bill No. 765: Frusetta and Takasugi—Aye.

Senate Bill No. 217 and Urgency: Frusetta—Aye.

Senate Concurrent Resolution No. 40, Coauthors: Aguiar, Frusetta, and Goldsmith—Aye.

Senate Concurrent Resolution No. 40: Bowen—Aye; Bustamante—No.

Senate Bill No. 1178: Bordonaro, Bowen, Katz, and Kevin Murray—Aye.

Senate Bill No. 346: Baldwin—Aye.

Senate Joint Resolution No. 17: Allen, Ducheny, Escutia, Lee, Machado, Napolitano, and Sher—Aye.

Senate Bill No. 966: Woods—Aye.

Senate Bill No. 1332, Motion to Table Goldsmith Amendments: Bordonaro—No.

Senate Bill No. 450: Aguiar and Boland—No.

Senate Bill No. 297: Alpert and Davis—Aye.

Senate Bill No. 437: Sher—No.

Senate Bill No. 654: Bowen—Aye.

Senate Bill No. 1258: Baca—Aye; Knox and Lee—No.

Senate Bill No. 833: Cunneen—Aye.

Senate Bill No. 1313: Knox—No.

Assembly Bill No. 909, Urgency and Concurrence: Cunneen, McPherson, and Olberg—No.

Senate Bill No. 727, Motion to Amend by Escutia: Kuykendall—No.

Senate Bill No. 198: Battin—Aye.

MOTION TO ADJOURN

At 12:09 a.m., Assembly Member Martinez moved that the Assembly do now adjourn.

Assembly Member Sher seconded the motion.

Motion carried.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 481, 739, 1509, 1828, 319, and 547; and Assembly Joint Resolution No. 45.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 14, 1995

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 27
House 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 resolutions be placed on the Consent Calendar.

AGUIAR, Alternate Chair

Above resolutions ordered on file.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted Monday, September 11, 1995, the following measures were taken up, without reference to file, for purpose of second reading and adoption of committee amendments and the measures ordered returned to the second reading file for Friday, September 15, 1995.

House Resolution No. 27, as Amended

Relative to Rules of the Assembly

Resolved by the Assembly of the State of California, That the following Rule be adopted:

State Budget

18. 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.

~~Any bill that is approved by a committee on conference of the Budget Bill shall not~~

No Budget Bill shall be considered or acted upon on the floor of the Assembly unless it does all of the following:

(1) Balances expenditures with anticipated revenues.

(2) 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, or provides for a reserve of not less than 1 percent and a specific plan to phase in a reserve of at least 3 percent within three years.

(3) 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.

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

HOUSE RESOLUTION NO. 30—Relative to the Greater Los Angeles Basin Region.

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

INTRODUCTION OF GUESTS

Assembly Member Ackerman, of the 72nd Assembly District, introduced the following friends and constituents from Fullerton: Jan and Steve Agosta, Judy Miller, Roberta Cox, Chuck and Jolene Munson, Robert and Judy Bruechert, William and Karen Halsy, Mel and Susan Shaw, John and Judy Matiasevich, Dennis and Janice Creager, Jim and Janice Duncan, Robert and Sandy Johnson, Mike Noce, Wendy Lee, Pat Shuff, Linda LeQuire, Robert McNutt, Don Bankhead, Jennifer Cowen, Jeff Gibson, James Blake, Buck Johns, John Carvelli, Dave and Sue Abbott, John Ramirez, Buzz Weisenfeld, Chris Lowe, Jerry Conrey, Jim and Sally Williams, David Fondots, and Paul and Constance Lax.

ADJOURNMENT

At 12:10 a.m., the Assembly adjourned until 10:30 a.m., Friday, September 15, 1995, out of respect to the memory of Elizabeth Morrissey-Spreitzer, on motion of Assembly Members Kaloogian and Conroy; and out of respect to the memory of Ellen Jean Torrey Parker, on motion of Assembly Members Alby and Isenberg.

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 14, 1995

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

House Resolutions
27
30

Senate Bills
18
28
29
30
45
76
140
290
297
322
327
423
428
431
450
474
501
508
523
544
619
620
629
644
668
670
678
689
712
714
727
729
745
763
788
889
936
958
962
969
982
1028
1029
1055
1094
1161
1162
1191
1204
1221
1222
1230
1262
1265
1291
1296
1305
1332
1337
1354

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

Senate Bills
9 (Bates amendments, laid upon the table)
32
437 (Knox amendments, laid upon the table)
657 (Willie Brown amendments, laid upon the table)
657 (Valerie Brown amendments, laid upon the table)
670 (Caldera amendments—Set 2, laid upon the table)
716 (Friedman amendments, laid upon the table)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 15, 1995

ONE HUNDRED FORTY-FOURTH SESSION DAY

TWO 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
Friday, September 15, 1995

The Assembly met at 10:30 a.m.

Hon. Joe Baca, Minority 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, 10:31 a.m.

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

PRAYER

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

Lord, Be mindful of us who are vigilant and who struggle daily to keep Your commandments. As this session of the California Assembly moves toward adjournment we ask that You remember us who pray to You. Be our help and our defense. Grant, dear Father in heaven, that not one of us be lost; but surround us instead with Your love.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

RECESS

At 10:35 a.m., Minority Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 11:17 a.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

QUORUM PRESENT

At 11:18 a.m., Speaker Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

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 Harvey.

COMMUNICATIONS

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

September 15, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Paula Boland to the Assembly Public Safety Committee to fill an existing vacancy. She will also serve as Chairwoman of this Committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

September 15, 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 Health Committee to fill an existing vacancy for the hearing on Friday, September 15, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

September 15, 1995

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

Dear Dotson: Please be advised that Assemblymember Doris Allen will serve on the Assembly Appropriations Committee to fill an existing vacancy instead of Assemblymember Steve Baldwin for the hearing on Friday, September 15, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

September 15, 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, September 15, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

95117
September 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 response to specific questions related to the commitments of the Los Angeles County Metropolitan Transportation Authority (MTA). This report concludes that the MTA's long-term outstanding debt was approximately $2.9 billion at June 30, 1995, and annual debt service requirements were approximately 19 percent of the MTA's operating expenses. According to its treasurer, the MTA plans to issue approximately $140 million in new long-term debt during fiscal year 1995–96. In addition, the MTA has pledged fare box revenues to finance the workers' compensation funding program and a new 26-story headquarters building. Finally, according to the treasurer, the MTA used approximately $282 million of certain debt issues totaling $1.5 billion for the construction of the Metro Red Line.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

California State Auditor

93031
August 22, 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 Section 19640.5 of the California Welfare and Institutions Code, the Bureau of State Audits presents its audit report concerning the fiscal audit of the Department of Rehabilitation's Business Enterprise Program for the Blind (program) for the year ended June 30, 1994. This report concludes that the financial condition of the program is sound. However, we noted certain weaknesses in the department's internal control structure and in its compliance with certain laws and regulations which we describe in the Appendix of the report.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Human Services.

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

September 15, 1995

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

Dear Dotson: I am replacing for today only, Tom Bates on the Appropriations Committee with Debra Bowen.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

September 15, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Mike Machado to the Assembly Veterans' Affairs Committee to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

September 15, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Marguerite Archie-Hudson to the Assembly Health Committee in place of Assemblymember Barbara Lee for the hearing on Friday, September 15, 1995 only.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

The following communication was 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 official returns of the September 12, 1995, 72nd 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 13th day of September, 1995.

[SEAL]

BILL JONES
Secretary of State

SPECIAL ELECTION RESULTS

Member of the State Assembly, 72nd Assembly District * [1]
County of Orange
Special General Election, September 12, 1995

OFFICIAL CANVASS

Precinct Votes Cast	10,411	Total Registration	179,278
Absentee Votes Cast	12,355	Number of Precincts	154
Total Votes Cast	22,766	Percent Turnout	12.70%

County Name	Registered Voters	Dick Ackerman * [2] Rep	Shirley M. Hafner Dem
Orange	179,278		
Precinct Vote		8,129	2,210
Absentee Vote		9,374	2,810
Total County Vote		17,503	5,020
Percent		77.71%	22.29%

* [1] Vacancy resulting from Assemblyman Ross Johnson's election to Senate
* [2] Elected

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 on Preferential Treatment by Public Agencies. Initiative Constitutional Amendment. (Revised)

Referred by the Speaker to the Committee on Judiciary.

Campaign Contributions and Spending Limits. Disclosure. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

The following communication was presented by the Chief Clerk from:

Wesley M. Franklin, Acting Executive Director, Public Utilities Commission, San Francisco, dated September 1, 1995, relative to delay in submitting the Women, Minority and Disabled Veterans Business Enterprise Program Report to the Legislature. Referred by the Speaker to the Committee on Utilities and Commerce.

REPORTS

The following reports were presented by the Chief Clerk:

1994 Annual Report, Progress Through Partnership (Pursuant to Public Resources Code Section 40507)

Above transmitted report, together with letter of transmittal from Daniel G. Pennington, Chairman, Integrated Waste Management Board, Sacramento, dated September 11, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Report to the Legislature on Administration of the Safe Drinking Water Bond Law Program (Pursuant to Water Code Section 14014)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated August 31, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

A Report to the Legislature and the California Museum of Science and Industry Department of Public Safety on Peace Officer Feasibility Study (Pursuant to Penal Code Sections 13540–42)

Above transmitted report, together with letter of transmittal from Norman C. Boehm, Executive Director, Commission on Peace Officer Standards and Training, Sacramento, dated August 30, 1995, referred by the Speaker to the Committee on Public Safety.

Report to the Legislature Regarding Tule Elk (Pursuant to Fish and Game Code Section 3951)

Above transmitted report, together with letter of transmittal from C.F. Raysbrook, Interim Director, Department of Fish and Game, Sacramento, dated August 21, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

State Historical Resources Committee, 1994 Activities and 1995 Goals (Pursuant to Public Resources Code Section 5024.2–4)

Above transmitted report, together with letter of transmittal from Donald W. Murphy, Director, Department of Parks and Recreation, Sacramento, dated August 24, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Security Review and Audit of California State Lottery (Pursuant to Government Code Section 8880.46)

Above transmitted report, together with letter of transmittal from Dennis C. Lloyd, Chief, Internal Audits Office, California Lottery, Sacramento, dated August 29, 1995, referred by the Speaker to the Committee on Governmental Organization.

California Constitution Revision Commission, Summary of Preliminary Recommendations (Pursuant to Chapter 1243 of the Statutes of 1993)

Above transmitted report, together with letter of transmittal from William Hauck, Chairman, California Constitution Revision Commission, Sacramento, dated August 17, 1995, referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Proof of Legal Presence, Supplemental Budget Report (Pursuant to Senate Bill 976, Chapter 820, Statutes of 1993)

Above transmitted report, together with letter of transmittal from Frank S. Zolin, Director, Department of Motor Vehicles, Sacramento, dated August 11, 1995, referred by the Speaker to the Committee on Transportation.

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 August 22, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

State Teachers' Retirement System, Quarterly Report of System Assets as of June 30, 1995 (Pursuant to Education Code Section 22358)

Above transmitted report, together with letter of transmittal from James D. Mosman, Chief Executive Officer, State Teachers' Retirement System, Sacramento, dated September 15, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

Report to the California State Legislature on Funding Sources of California's Air Pollution Control Districts with Budgets Exceeding One Million Dollars (Pursuant to Health and Safety Code Section 42311.1)

Above transmitted report, together with letter of transmittal from James D. Boyd, Executive Officer, Air Resources Board, Sacramento, dated September 15, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

September 15, 1995

Mr. 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 amending subdivision (a) of Section 9 of Article II thereof, and by repealing Section 35 of, and by repealing and adding Sections 26, 27, 28, and 34 of, Article XIII thereof, relating to taxation, and making an appropriation therefor.

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 Transportation

September 15, 1995

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

Senate Bill No. 349

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

KATZ, Chairman

SENATE BILL NO. 349—An act to amend Section 163 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.

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. 547, on request of Assembly Member Boland.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Hawkins was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 966

September 14, 1995

Mr. E. Dotson Wilson, Chief Clerk
State Capitol
Sacramento, California

Dear Mr. Wilson, This is a statement to clarify the Legislative Intent on Senate Bill 966 to be printed in the Assembly Journal record:

It is the intent of the author that the "referral" referenced in Section 48915 (3) (d) to an alternative instruction program required for pupils expelled for the "zero-tolerance" offenses is a list of alternative instruction programs available to that pupil [refer to Section 48918 (i) (3)]. The bill is not intended to require that pupils be served in any alternative program. Numerous Committee

analyses confirm this intent: Assembly Appropriations Committee (8-23-95), Assembly Education Committee (7-12-95), Senate Rules Committee (5-31-95), Senate Education Committee (4-5-95).

Thank you for your consideration in this matter. If you have any questions, please feel free to call me.

Sincerely,

PHIL HAWKINS, Assembly Member
Fifty-sixth District

SPECIAL RECOGNITION

Assembly Member Alpert extended special recognition to the following members of the Suspended Rules Softball Team: Rodney "Einstien" Smith, Evan "Leo" Goldberg, Mike "Barney" Robson, Paul "Blackout" Riches, Paul "Groper" Smith, Gavin "Flyboy" Payne, Matt "Maad Max" Rexroad, Jonas "Lefty" Austin, Mark "The Born Again Amish One or TBAAO" Galli, Brad "Socks" Strong, John "The Pope" Young, Rex "T-Rex" Frasier, Jack "Hammer" O'Connell, Johnnie "Fonzi" Carter, and Sonya Valverde, coach.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Granlund was granted unanimous consent that Assembly Bill No. 1841 be referred from the unfinished business file to the Committee on Health.

SPECIAL COMMITTEE MEETINGS

Assembly Member Granlund was granted unanimous consent that the Committee on Health be permitted to hold a special meeting today, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1841 for hearing.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 13 (As proposed by the Conference Committee)—An act to add Chapter 8.6 (commencing with Section 10089.5) to Part 1 of Division 2 of the Insurance Code, relating to earthquake insurance, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member McDonald.

Report adopted by the following vote:

AYES—65

Ackerman	Conroy	Kaloogian	Napolitano
Aguiar	Cortese	Katz	Olberg
Alby	Cunneen	Knight	Poochigian
Allen	Davis	Knowles	Pringle
Alpert	Ducheny	Knox	Rainey
Baca	Figueroa	Kuehl	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Lee	Takasugi
Bordonaro	Gallegos	Machado	Thompson
Bowen	Goldsmith	Margett	Tucker
Bowler	Granlund	Mazzoni	Vasconcellos
Brown, Valerie	Hannigan	McDonald	Weggeland
Brown, Willie	Harvey	McPherson	Woods
Brulte	Hauser	Miller	Mr. Speaker
Bustamante	Hawkins	Morrissey	
Campbell	Hoge	Morrow	
Cannella	House	Murray, Willard	

NOES—12

Bates	Caldera	Martinez	Speier
Boland	Escutia	Murray, Kevin	Sweeney
Burton	Isenberg	Sher	Villaraigosa

SENATE CONCURRENT RESOLUTION NO. 38 WITHDRAWN FROM COMMITTEE

Assembly Member Conroy was granted unanimous consent that Senate Concurrent Resolution No. 38 be withdrawn from the Committee on Rules for the purpose of consideration at this time, without reference to file.

SENATE CONCURRENT RESOLUTION NO. 38—Relative to commending the United States Marine Corps on the occasion of its 220th anniversary.

Resolution read.

(NOTE: Later this day the action was rescinded and the record expunged whereby a roll call vote was taken to add coauthors to Senate Concurrent Resolution No. 38 and whereby the resolution was taken up.)

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Speaker 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)
CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 1366 (As proposed by the Conference Committee)—An act to amend Sections 10082, 10083, 10086, 10089, and 10091 of, and to repeal Section 10089.1 of, the Insurance Code, relating to earthquake insurance.

Conference Committee Report presented by Assembly Member Knowles.

Demand for Previous Question

Assembly Members Burton, Tucker, Hauser, Kuehl, and Thompson demanded the previous question. Demand sustained.

The question being on the adoption of the Conference Report.

Report adopted by the following vote:

AYES—75

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knowles	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	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	Mr. Speaker
Campbell	House	Murray, Willard	

NOES—3

Boland	Caldera	Martinez

ASSEMBLY BILL NO. 1509 REMOVED FROM SPECIAL CONSENT CALENDAR AND RETURNED TO THE SENATE

Assembly Member Hawkins was granted unanimous consent that Assembly Bill No. 1509 be removed from the Special Consent Calendar and returned to the Senate for further action.

CAUCUS ANNOUNCEMENTS

At 12:03 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 12:04 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 12:26 p.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Speaker Setencich was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE CONCURRENT RESOLUTION NO. 38

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 coauthors on Senate Concurrent Resolution No. 38.

Further Consideration of Senate Concurrent Resolution No. 38 by Unanimous Consent

SENATE CONCURRENT RESOLUTION NO. 38—Relative to commending the United States Marine Corps on the occasion of its 220th anniversary.

Resolution read.

Motion to Amend

Assembly Member Conroy moved the adoption of amendments.

Amendments read and adopted.

Members Made Coauthors of Senate Concurrent Resolution No. 38

Assembly Member Conroy was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 38 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors.

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

Request for Unanimous Consent

Assembly Member Conroy was granted unanimous consent to take up Senate Concurrent Resolution No. 38, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 38, as Amended

SENATE CONCURRENT RESOLUTION NO. 38—Relative to commending the United States Marine Corps on the occasion of its 220th anniversary.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

SPECIAL PRESENTATION TO ASSEMBLY MEMBER SPEIER

Speaker Emeritus Brown made a special presentation to Assembly Member Jackie Speier.

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

SENATE BILL NO. 31 (Leslie)—An act to amend Sections 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 third time, and presented by Assembly Member Morrow.

Demand for Previous Question

Assembly Members Morrissey, Kaloogian, Thompson, Margett, and Brewer 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 Archie-Hudson moved a call of the Assembly.

Motion carried. Time, 1:06 p.m.

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

SPECIAL ACKNOWLEDGMENT TO SPEAKER EMERITUS BROWN

Speaker Setencich was joined by the Members of the Assembly in offering special recognition to Speaker Emeritus Brown, whereupon he invited Speaker Emeritus Brown to the Rostrum and asked him to preside on this final day of the 1995 legislative session.

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

SENATE BILL NO. 994 (Haynes)—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 third time, and presented by Assembly Member Morrow.

Demand for Previous Question

Assembly Members Brulte, Speier, Baca, Setencich, and Napolitano 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 Morrow moved a call of the Assembly.

Motion carried. Time, 1:34 p.m.

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

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Martinez was granted unanimous consent that Assembly Bills Nos. 855 and 1451 be referred from the unfinished business file to the Committee on Utilities and Commerce.

SPECIAL COMMITTEE MEETINGS

Assembly Member Martinez was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting upon recess, of Floor session, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 855 and 1451 for hearing.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 15, 1995

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

Assembly Bill No. 3
Assembly Bill No. 46
Assembly Bill No. 54
Assembly Bill No. 82
Assembly Bill No. 104
Assembly Bill No. 151
Assembly Bill No. 170
Assembly Bill No. 264
Assembly Bill No. 413
Assembly Bill No. 580
Assembly Bill No. 686
Assembly Bill No. 694
Assembly Bill No. 752
Assembly Bill No. 981
Assembly Bill No. 1150
Assembly Bill No. 1229
Assembly Bill No. 1386
Assembly Bill No. 1511
Assembly Bill No. 1529
Assembly Bill No. 1644

And reports the same correctly enrolled, and presented to the Governor at 1:30 p.m., September 15, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 1995

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

House Resolution No. 30

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, September 15, 1995

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

House Resolution No. 27

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

RECESS

By unanimous consent, at 1:35 p.m., Speaker Emeritus Brown declared the Assembly recessed.

REASSEMBLED

At 3:40 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Assembly Member, 61st District, presiding.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, September 15, 1995

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 474 and 611.

CHARLES POOCHIGIAN

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Utilities and Commerce

Date of Hearing: September 15, 1995

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 855
Assembly Bill No. 1451

With the recommendation: That the Senate amendments be concurred in.

MARTINEZ, Chairwoman

Above bills ordered to unfinished business.

MESSAGES FROM THE SENATE

September 15, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 217 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

Above bill held at the Desk.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 579 and **Assembly Bill No. 341**, on request of Assembly Member Knowles.

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

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, and presented by Assembly Member Vasconcellos.

Bill passed by the following vote:

AYES—61

Ackerman	Cannella	Isenberg	Napolitano
Allen	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knox	Rogan
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Tucker
Bowen	Frusetta	Martinez	Vasconcellos
Brown, Valerie	Gallegos	Mazzoni	Villaraigosa
Brown, Willie	Goldsmith	McDonald	Weggeland
Burton	Granlund	McPherson	Woods
Bustamante	Hannigan	Miller	
Caldera	Hauser	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—9

Aguiar	Harvey	Knowles
Baldwin	Hoge	Morrow
Conroy	Kaloogian	Thompson

Bill ordered transmitted to the Senate.

Communications

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 1262

September 15, 1995

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

Dear Mr. Wilson: I would like to request that an explanation of vote be printed in the Assembly Daily Journal.

Senate Bill 1262 was on Assembly Third Reading Friday, September 15, 1995 and I inadvertently cast a "no" vote. I turned in the necessary paperwork for a vote change, but failed to announce my vote change on the floor prior to adjournment. Therefore, I would appreciate your cooperation in printing this letter in the journal to clarify my intent to vote "aye" on SB 1262.

Thank you for your attention to this matter.

Sincerely,

TRICE HARVEY, Assembly Member
Thirty-second District

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

SENATE BILL NO. 474 (Mello)—An act to amend Sections 6590, 53315, 53325.3, 53328.5, 53340, 53341, 53356, 53359, and 76000 of, and to add Sections 53340.8, 53356.03, and 53356.65, the Government Code, to amend Sections 4186 and 4218 of the Revenue and Taxation Code, and to add Section 8836.5 to the Streets and Highways Code, relating to local government finance.

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

Bill passed by the following vote:

AYES—77

Ackerman	Campbell	House	Napolitano
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	Sher
Bates	Figueroa	Kuykendall	Speier
Battin	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 423 (Marks)—An act to amend Sections 1101, 1116, 1127, and 1201.6 of, and to add Section 85.4 to, the Harbors and Navigation Code, relating to harbors and navigation, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—79

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1191 (Calderon)—An act to amend Sections 25110.10, 25117.6, 25117.9.1, 25121.3, 25143.2, 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, to amend and renumber Section 25110.4 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 third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—74

Ackerman	Caldera	House	Murray, Willard
Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Allen	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Pringle
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Sher
Battin	Firestone	Machado	Speier
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	
Bustamante	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 140 (Alquist)—An act 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 add a heading to Article 1 (commencing with Section 8750) of Chapter 9 of Division 1 of Title 2 of, to add Article 2 (commencing with Section 8757) to Chapter 9 of Division 1 of Title 2 of, the Government Code, to amend Section 13108 of, to amend Section 1148 of, and to add Section 1160.31 to, the Labor Code, and to amend Section 19272 of the Revenue and Taxation Code, relating to state and local finance, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—78

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Allen	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Escutia	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 29 (Leslie)—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 third time, and presented by Assembly Member Richter.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

Ackerman	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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—79

Ackerman	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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 958 (Watson)— An act to amend Section 49559 of the Education Code, relating to schools.

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

Bill passed by the following vote:

AYES—53

Alpert	Cortese	Hawkins	Murray, Willard
Archie-Hudson	Cunneen	Isenberg	Napolitano
Baca	Davis	Katz	Rainey
Bates	Ducheny	Knox	Rogan
Bowen	Escutia	Kuehl	Sher
Brown, Valerie	Figueroa	Kuykendall	Speier
Brown, Willie	Friedman	Lee	Sweeney
Brulte	Frusetta	Machado	Takasugi
Burton	Gallegos	Margett	Tucker
Bustamante	Goldsmith	Martinez	Vasconcellos
Caldera	Granlund	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	
Cannella	Harvey	McPherson	
Conroy	Hauser	Murray, Kevin	

NOES—22

Ackerman	Bordonaro	Knight	Pringle
Alby	Bowler	Knowles	Richter
Allen	Firestone	Miller	Thompson
Baldwin	Hoge	Morrissey	Weggeland
Battin	House	Morrow	
Boland	Kaloogian	Olberg	

Bill ordered transmitted to the Senate

SENATE BILL NO. 508 (Campbell)—An act to amend Sections 206 and 237 of the Code of Civil Procedure, relating to juries.

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

Bill passed by the following vote:

AYES—63

Ackerman	Burton	Hawkins	Morrow
Aguiar	Bustamante	House	Olberg
Alby	Campbell	Isenberg	Poochigian
Allen	Cannella	Kaloogian	Pringle
Alpert	Conroy	Katz	Rainey
Baca	Cortese	Knight	Rogan
Baldwin	Cunneen	Knowles	Sher
Bates	Davis	Knox	Speier
Battin	Escutia	Kuykendall	Sweeney
Boland	Figueroa	Machado	Takasugi
Bordonaro	Firestone	Margett	Thompson
Bowen	Frusetta	Martinez	Vasconcellos
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McPherson	Woods
Brown, Valerie	Granlund	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	

NOES—6

Ducheny	Hoge	Murray, Willard
Hannigan	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1222 (Calderon)—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.1, 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 third time, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—75

Ackerman	Caldera	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Allen	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Sher
Boland	Firestone	Machado	Speier
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	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

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 placed upon the inactive file.

SENATE BILL NO. 1230 (Solis)—An act to add Sections 11163.3, 11163.4, and 11163.5 to the Penal Code, relating to domestic violence.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 428 (Maddy)—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 third time.

Motion to Amend by Assembly Member Machado

Assembly Member Machado moved the adoption of amendments.

Amendments read.

Motion to Table Machado Amendments to Senate Bill No. 428

Assembly Member Hauser moved that the amendments offered by Assembly Member Machado to Senate Bill No. 428 be laid upon the table.

Assembly Member Willard Murray seconded the motion.

Motion carried by the following vote:

AYES—52

Ackerman	Cunneen	Hoge	Murray, Kevin
Aguiar	Davis	Knight	Murray, Willard
Alby	Ducheny	Knox	Poochigian
Allen	Escutia	Kuykendall	Pringle
Archie-Hudson	Firestone	Lee	Richter
Baca	Friedman	Margett	Rogan
Battin	Frusetta	Martinez	Speier
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McDonald	Tucker
Bowler	Granlund	McPherson	Villaraigosa
Campbell	Harvey	Miller	Weggeland
Cannella	Hauser	Morrissey	Woods
Conroy	Hawkins	Morrow	Mr. Speaker

NOES—17

Alpert	Bustamante	Isenberg	Olberg
Baldwin	Caldera	Kaloogian	Sweeney
Bowen	Figueroa	Kuehl	
Brulte	Hannigan	Machado	
Burton	House	Napolitano	

Bill presented by Assembly Member Campbell.

Bill passed by the following vote:

AYES—63

Ackerman	Brulte	Hauser	Morrow
Aguiar	Bustamante	Hoge	Murray, Kevin
Alby	Campbell	Kaloogian	Murray, Willard
Allen	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knox	Poochigian
Baca	Cunneen	Kuykendall	Pringle
Baldwin	Davis	Lee	Rainey
Battin	Ducheny	Machado	Richter
Boland	Firestone	Margett	Rogan
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	

NOES—10

Bates	Isenberg	Sher	Woods
Burton	Knowles	Speier	
Caldera	Kuehl	Thompson	

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 Speaker Emeritus Brown.

Bill passed by the following vote:

AYES—63

Ackerman	Caldera	Hauser	Morrow
Allen	Campbell	Hawkins	Murray, Kevin
Alpert	Cannella	Kaloogian	Murray, Willard
Archie-Hudson	Conroy	Katz	Napolitano
Baca	Cortese	Knight	Poochigian
Baldwin	Cunneen	Knox	Rainey
Bates	Davis	Kuehl	Richter
Battin	Ducheny	Kuykendall	Rogan
Boland	Escutia	Lee	Sweeney
Bordonaro	Figueroa	Machado	Takasugi
Brewer	Firestone	Margett	Tucker
Brown, Valerie	Friedman	Mazzoni	Vasconcellos
Brown, Willie	Gallegos	McDonald	Villaraigosa
Brulte	Granlund	McPherson	Weggeland
Burton	Hannigan	Miller	Woods
Bustamante	Harvey	Morrissey	

NOES—16

Aguiar	Frusetta	Isenberg	Pringle
Alby	Goldsmith	Knowles	Sher
Bowen	Hoge	Martinez	Speier
Bowler	House	Olberg	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 394 (Polanco)—An act to amend Sections 6041, 6201, 6202, 6203, and 6204 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:16 p.m.

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

SENATE BILL NO. 657 (Maddy)—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.

Bill read third time.

Motion to Take from the Table Willie Brown Amendments to Senate Bill No. 657

Assembly Member McDonald moved to take from the table Willie Brown amendments to Senate Bill No. 657 which were laid upon the table on September 14, 1995 (Assembly Journal, page 3894).

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, 4:22 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. 874, by unanimous consent.

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

SENATE BILL NO. 936 (Campbell)—An act to amend Sections 65582, 65583.1, 65584.5, and 65588 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

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

Bill passed by the following vote:

AYES—63

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Allen	Cortese	Knight	Napolitano
Alpert	Cunneen	Knowles	Poochigian
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Escutia	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Battin	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Tucker
Brown, Valerie	Goldsmith	Mazzoni	Vasconcellos
Brulte	Granlund	McDonald	Villaraigosa
Burton	Hannigan	McPherson	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	

NOES—9

Alby	Harvey	Miller
Boland	Hoge	Olberg
Bowler	Kaloogian	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 936: Assembly Member Brulte, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 982 (Solis)—An act to add Section 755 to the Evidence Code, relating to evidence.

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

Bill passed by the following vote:

AYES—47

Alpert	Conroy	Isenberg	Murray, Kevin
Archie-Hudson	Cortese	Katz	Murray, Willard
Baca	Cunneen	Knox	Napolitano
Bates	Davis	Kuehl	Rogan
Bowen	Ducheny	Kuykendall	Sher
Brown, Valerie	Escutia	Lee	Speier
Brown, Willie	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Takasugi
Bustamante	Frusetta	Mazzoni	Tucker
Caldera	Gallegos	McDonald	Vasconcellos
Campbell	Hannigan	McPherson	Villaraigosa
Cannella	Hauser	Morrissey	

NOES—28

Ackerman	Bordonaro	Harvey	Miller
Aguiar	Bowler	Hawkins	Morrow
Alby	Brewer	Hoge	Olberg
Allen	Brulte	House	Poochigian
Baldwin	Firestone	Kaloogian	Pringle
Battin	Goldsmith	Knight	Thompson
Boland	Granlund	Knowles	Weggeland

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1187, on request of Assembly Member Bordonaro.

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

SENATE BILL NO. 1204 (Hughes)—An act to amend Section 4108 of the Food and Agricultural Code, and to amend Section 830.3 of the Penal Code, relating to security services.

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

Bill passed by the following vote:

AYES—74

Ackerman	Caldera	Hoge	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Allen	Conroy	Kaloogian	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
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	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—1

House

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1161 (Leslie)—An act to amend Section 288 of the Penal Code, relating to crimes against the elderly and dependent adults.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 28 (Leslie)—An act to amend Sections 2786, 2787, 4800, 4801, and 4806 of, and to add Section 4801.5 to, the Fish and Game Code, and to amend Section 8 of the California Wildlife Protection Act of 1990, relating to wildlife.

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

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, 4:42 p.m.

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

SENATE BILL NO. 727 (Polanco)—An act to add Chapter 12 (commencing with Section 30600) to Division 3 of Title 3 of, to add and repeal Section 29530.3 of, the Government Code, to add and repeal Section 99310.55 of the Public Utilities Code, and to add Section 2106.4 to, and to add and repeal Section 188.95 of, the Streets and Highways Code, relating to transportation, and making and appropriation therefor.

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

Bill passed by the following vote:

AYES—64

Ackerman	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Kaloogian	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Bates	Ducheny	Knox	Pringle
Battin	Escutia	Kuehl	Rainey
Bordonaro	Figueroa	Kuykendall	Richter
Bowen	Firestone	Lee	Sher
Brewer	Friedman	Machado	Speier
Brown, Valerie	Frusetta	Margett	Sweeney
Brown, Willie	Gallegos	Martinez	Takasugi
Burton	Granlund	McDonald	Tucker
Bustamante	Hannigan	Miller	Vasconcellos
Caldera	Harvey	Morrissey	Villaraigosa
Campbell	Hauser	Morrow	Woods
Cannella	Hawkins	Murray, Kevin	Mr. Speaker

NOES—11

Boland	Goldsmith	Mazzoni	Thompson
Bowler	Hoge	McPherson	Weggeland
Brulte	House	Rogan	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 727: Assembly Member Boland, from "Aye" to "No"; Assembly Member Morrow, from "No" to "Aye"; Assembly Member Aguiar, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 1029 (Calderon)—An act to add Section 1375 to the Civil Code, relating to civil law.

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

Bill passed by the following vote:

AYES—59

Ackerman	Burton	Hauser	Murray, Willard
Aguiar	Bustamante	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Rogan
Baca	Davis	Knox	Speier
Baldwin	Ducheny	Kuehl	Sweeney
Battin	Escutia	Kuykendall	Takasugi
Boland	Figueroa	Lee	Tucker
Bordonaro	Friedman	Martinez	Vasconcellos
Bowen	Frusetta	McDonald	Villaraigosa
Bowler	Gallegos	Miller	Weggeland
Brewer	Granlund	Morrissey	Woods
Brown, Valerie	Hannigan	Morrow	Mr. Speaker
Brown, Willie	Harvey	Murray, Kevin	

NOES—9

Brulte	Hoge	Mazzoni
Caldera	Machado	Poochigian
Goldsmith	Margett	Richter

Bill ordered transmitted to the Senate.

At 4:45 p.m., Speaker Emeritus Willie L. Brown, Jr., 13th District, presiding

RECESS

By unanimous consent, at 4:50 p.m., Speaker Emeritus Brown declared the Assembly recessed.

REASSEMBLED

At 4:52 p.m., the Assembly reconvened.

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

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 1664 (As proposed by the Conference Committee)—An act to amend Sections 25350.55 and 25350.6 of, to add Sections 25350.7, 25350.8, 25350.9, 25350.10, and 25350.11 to, and to add and repeal Section 29350.5 of the Government Code, relating to local government finance.

Conference Committee Report presented by Majority Speaker pro Tempore Allen.

Report adopted by the following vote:

AYES—46

Ackerman	Conroy	Hoge	Pringle
Allen	Cortese	Isenberg	Richter
Alpert	Davis	Katz	Rogan
Archie-Hudson	Ducheny	Knox	Sweeney
Baca	Escutia	Kuehl	Takasugi
Baldwin	Figueroa	Lee	Tucker
Bowen	Firestone	Margett	Vasconcellos
Brewer	Friedman	Martinez	Villaraigosa
Brown, Willie	Frusetta	Morrissey	Woods
Bustamante	Gallegos	Morrow	Mr. Speaker
Caldera	Hauser	Murray, Kevin	
Campbell	Hawkins	Napolitano	

NOES—26

Aguiar	Burton	Knight	Rainey
Bates	Cannella	Knowles	Sher
Battin	Cunneen	Kuykendall	Speier
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Brown, Valerie	Harvey	Murray, Willard	
Brulte	Kaloogian	Olberg	

At 5:05 p.m., Hon. Fred Aguiar, 61st District, presiding

SENATE BILL NO. 863 (As proposed by the Conference Committee)—An act to add Section 29141.1 to the Government Code, to add Section 33670.9 to the Health and Safety Code, to add Section 96.16 to the Revenue and Taxation Code, and to amend the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by amending Item 6110-230-001 of Section 2.00 thereof, relating to local government, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Brewer.

Report adopted by the following vote:

AYES—51

Ackerman	Bustamante	Granlund	Morrow
Allen	Caldera	Hannigan	Murray, Kevin
Alpert	Campbell	Isenberg	Napolitano
Archie-Hudson	Cannella	Kaloogian	Olberg
Baca	Conroy	Katz	Pringle
Baldwin	Cortese	Knight	Rainey
Bates	Davis	Knowles	Rogan
Boland	Ducheny	Knox	Sweeney
Bowen	Escutia	Kuehl	Takasugi
Brewer	Firestone	Lee	Vasconcellos
Brown, Willie	Friedman	Margett	Villaraigosa
Brulte	Frusetta	Martinez	Mr. Speaker
Burton	Gallegos	Morrissey	

NOES—13

Aguiar	Harvey	McPherson	Woods
Bordonaro	Hawkins	Murray, Willard	
Cunneen	Hoge	Speier	
Goldsmith	Kuykendall	Weggeland	

Bill ordered transmitted to the Senate.

Communications

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 863

September 15, 1995

Dotson Wilson, Chief Clerk
California State Assembly
State Capitol
Sacramento, California

Dear Dotson: I would like the record to properly reflect my true voting intentions on SB 863, File Item 74, which occurred on Friday, September 15.

It was my design to vote "no" on SB 863, however, due to the preponderance of celeritous activity on the Assembly Floor, I inadvertently voted "aye", rather than "no".

Therefore, my appreciation is extended to you if you would please engender this accurate change for the Assembly record.

Sincerely,

BRETT J. GRANLUND, Assembly Member
Sixty-fifth District

CAUCUS ANNOUNCEMENTS

At 5:10 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 5:11 p.m., Acting Speaker Aguiar declared the Assembly recessed.

REASSEMBLED

At 5:33 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Assembly Member, 61st District, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 28

At 5:35 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. 28 passed by the following vote:

AYES—44

Ackerman	Cannella	Knight	Poochigian
Aguiar	Conroy	Knowles	Pringle
Alby	Firestone	Kuykendall	Rainey
Allen	Frusetta	Machado	Richter
Baca	Goldsmith	Margett	Rogan
Baldwin	Granlund	Miller	Takasugi
Boland	Harvey	Morrissey	Thompson
Bordonaro	Hawkins	Morrow	Tucker
Bowler	Hoge	Murray, Kevin	Weggeland
Brewer	House	Murray, Willard	Woods
Brulte	Kaloogian	Olberg	Mr. Speaker

NOES—30

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 28: Assembly Member Battin, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

Unanimous Consent Withheld

Assembly Member Burton withheld unanimous consent on any request for vote adds or changes to the roll call vote taken on this day on Senate Bill No. 28.

(NOTE: Later this day, the above objection was withdrawn.)

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 1276 (As proposed by the Conference Committee)—An act to add Chapter 10 (commencing with Section 30400) to Division 3 of Title 3 of the Government Code, and to add and repeal Section 2128 of the Streets and Highways Code, relating to local government finance, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Pringle.

Report adopted by the following vote:

AYES—49

Ackerman	Caldera	Hannigan	Murray, Kevin
Allen	Campbell	Hauser	Napolitano
Alpert	Cannella	Isenberg	Pringle
Archie-Hudson	Conroy	Kaloogian	Richter
Baca	Cortese	Katz	Rogan
Baldwin	Davis	Knox	Takasugi
Bates	Ducheny	Kuehl	Tucker
Bowen	Escutia	Lee	Vasconcellos
Brewer	Figueroa	Margett	Villaraigosa
Brown, Valerie	Friedman	Martinez	Woods
Brown, Willie	Frusetta	McDonald	
Burton	Gallegos	Morrissey	
Bustamante	Goldsmith	Morrow	

NOES—20

Aguiar	Cunneen	Kuykendall	Rainey
Battin	Granlund	Mazzoni	Sher
Boland	Harvey	McPherson	Speier
Bordonaro	Hawkins	Murray, Willard	Thompson
Brulte	Hoge	Olberg	Weggeland

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 729 (Johnston)—An act to amend Sections 51225.3, 51226, 52300, 52302.5, 52335.4, 52335.5, and 52372.1 of, to add Sections 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 third time, and presented by Assembly Member Alpert.

Bill passed by the following vote:

AYES—46

Aguiar	Cannella	Hauser	McPherson
Alpert	Conroy	Hawkins	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown, Valerie	Figueroa	Kuykendall	Sweeney
Brown, Willie	Friedman	Lee	Takasugi
Burton	Frusetta	Machado	Tucker
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Goldsmith	Mazzoni	
Campbell	Hannigan	McDonald	

NOES—26

Ackerman	Bowler	Knight	Richter
Alby	Brewer	Margett	Rogan
Allen	Brulte	Miller	Thompson
Baldwin	Granlund	Morrow	Weggeland
Battin	Hoge	Olberg	Woods
Boland	House	Poochigian	
Bordonaro	Kaloogian	Rainey	

Bill ordered transmitted to the Senate.

OBJECTION WITHDRAWN

Assembly Member Burton withdrew his objection to vote adds or changes to the roll call vote taken on this day on Senate Bill No. 28.

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

SENATE BILL NO. 325 (Russell)—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—48

Ackerman	Cannella	Hawkins	Murray, Kevin
Allen	Conroy	House	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Cunneen	Knox	Rainey
Bates	Escutia	Kuykendall	Speier
Boland	Friedman	Lee	Sweeney
Bowler	Frusetta	Machado	Takasugi
Brown, Valerie	Gallegos	Margett	Tucker
Brown, Willie	Granlund	Martinez	Villaraigosa
Brulte	Hannigan	McDonald	Weggeland
Bustamante	Harvey	McPherson	Woods
Campbell	Hauser	Morrissey	Mr. Speaker

NOES—22

Aguiar	Bowen	Isenberg	Olberg
Alby	Caldera	Kaloogian	Poochigian
Alpert	Davis	Knight	Richter
Baldwin	Ducheny	Kuehl	Thompson
Battin	Goldsmith	Miller	
Bordonaro	Hoge	Morrow	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1265 (Peace)—An act to amend Sections 15373.71, 15711, 15712, 15713, 15714, 15721, 63010, 63021, 63022.5, 63023, 63025.1, 63030, 63031, 63032, 63035, 63041, 63052, 63060, 63062, 63063, 63065, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, to add Section 63021.5 to, and to repeal Section 63020 of, the Government Code, relating to economic development and making an appropriation therefor.

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

~~Bill passed by the following vote:~~

~~AYES—69~~

~~Ackerman~~	~~Cannella~~	~~Isenberg~~	~~Napolitano~~
~~Allen~~	~~Conroy~~	~~Katz~~	~~Olberg~~
~~Alpert~~	~~Cortese~~	~~Knight~~	~~Poochigian~~
~~Archie-Hudson~~	~~Cunneen~~	~~Knox~~	~~Pringle~~
~~Baca~~	~~Davis~~	~~Kuehl~~	~~Rainey~~
~~Baldwin~~	~~Ducheny~~	~~Kuykendall~~	~~Richter~~
~~Bates~~	~~Escutia~~	~~Lee~~	~~Rogan~~
~~Battin~~	~~Figueroa~~	~~Machado~~	~~Sher~~
~~Bordonaro~~	~~Firestone~~	~~Margett~~	~~Speier~~
~~Bowen~~	~~Friedman~~	~~Martinez~~	~~Takasugi~~
~~Bowler~~	~~Frusetta~~	~~Mazzoni~~	~~Tucker~~
~~Brown, Valerie~~	~~Gallegos~~	~~McDonald~~	~~Vasconcellos~~
~~Brown, Willie~~	~~Goldsmith~~	~~McPherson~~	~~Villaraigosa~~
~~Brulte~~	~~Granlund~~	~~Miller~~	~~Weggeland~~
~~Burton~~	~~Harvey~~	~~Morrissey~~	~~Woods~~
~~Bustamante~~	~~Hauser~~	~~Morrow~~	
~~Caldera~~	~~Hawkins~~	~~Murray, Kevin~~	
~~Campbell~~	~~House~~	~~Murray, Willard~~	

~~NOES—5~~

~~Alby~~	~~Hoge~~	~~Thompson~~
~~Boland~~	~~Kaloogian~~	

~~Bill ordered transmitted to the Senate.~~

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1265 was passed and whereby the bill was ordered transmitted to the Senate. See page 4011.)

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 36, on request of Assembly Member Alpert.

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

SENATE BILL NO. 1337 (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, and presented by Assembly Member Weggeland.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 236 (Lewis)—An act relating to school districts, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—3

Brown, Valerie	Isenberg	Sher

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—3

Brown, Valerie	Isenberg	Sher

Bill ordered transmitted to the Senate.

SENATE BILL NO. 84 (Greene)—An act to add Sections 97.24, 97.25, and 97.26 to 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 Valerie Brown.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

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

NOES—10

Brulte	Miller	Pringle	Weggeland
Hoge	Olberg	Rainey	
Kaloogian	Poochigian	Thompson	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

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

NOES—10

Brulte	Miller	Pringle	Weggeland
Hoge	Olberg	Rainey	
Kaloogian	Poochigian	Thompson	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 124 (Leslie)—An act to add Sections 97.313 and 97.44 to the Revenue and Taxation Code, relating to local government finance, making an appropriation therefor, 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—64

Ackerman	Campbell	Hauser	Morrow
Aguiar	Cannella	Hawkins	Murray, Kevin
Allen	Conroy	House	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knox	Pringle
Bates	Ducheny	Kuehl	Rainey
Battin	Escutia	Kuykendall	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Tucker
Brulte	Gallegos	McDonald	Vasconcellos
Burton	Goldsmith	McPherson	Villaraigosa
Bustamante	Granlund	Miller	Weggeland
Caldera	Harvey	Morrissey	Woods

NOES—5

Hoge	Kaloogian	Thompson
Isenberg	Olberg	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Ackerman	Campbell	Hauser	Morrow
Aguiar	Cannella	Hawkins	Murray, Kevin
Allen	Conroy	House	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knox	Pringle
Bates	Ducheny	Kuehl	Rainey
Battin	Escutia	Kuykendall	Richter
Boland	Figueroa	Lee	Rogan
Bordonaro	Firestone	Machado	Speier
Bowen	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Tucker
Brulte	Gallegos	McDonald	Vasconcellos
Burton	Goldsmith	McPherson	Villaraigosa
Bustamante	Granlund	Miller	Weggeland
Caldera	Harvey	Morrissey	Woods

NOES—5

Hoge	Kaloogian	Thompson
Isenberg	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1180 (Calderon)—An act to amend Sections 21083.8 and 21151.1 of, and to add Section 21083.8.1 to, the Public Resources Code, relating to environmental quality.

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

Bill passed by the following vote:

AYES—65

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

NOES—6

Bates	Escutia	Sweeney
Bowen	Isenberg	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 564 (Johnston)—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 third time, and presented by Assembly Member Campbell.

Bill passed by the following vote:

AYES—75

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Poochigian
Allen	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Sher
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
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 830 (Craven)—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 third time, and presented by Assembly Member Rainey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—2

Bowen	Kaloogian

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—2

Bowen	Kaloogian

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 714, on request of Assembly Member Friedman.

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, and presented by Assembly Member Rainey.

Bill passed by the following vote:

AYES—55

Ackerman	Burton	Hoge	Murray, Willard
Aguiar	Bustamante	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Allen	Conroy	Knight	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Ducheny	Kuykendall	Richter
Baldwin	Figueroa	Machado	Rogan
Battin	Firestone	Margett	Takasugi
Boland	Frusetta	McDonald	Thompson
Bordonaro	Goldsmith	McPherson	Tucker
Bowler	Granlund	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods
Brown, Valerie	Hauser	Morrow	Mr. Speaker
Brulte	Hawkins	Murray, Kevin	

NOES—19

Alpert	Davis	Kuehl	Sher
Bates	Escutia	Lee	Speier
Bowen	Friedman	Martinez	Sweeney
Caldera	Isenberg	Mazzoni	Villaraigosa
Campbell	Katz	Napolitano	

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 Sections 3201.5 and 3217 of the Labor Code, relating to workers' compensation.

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

Bill passed by the following vote:

AYES—74

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

NOES—1

Murray, Willard

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 486 (Goldsmith)—An act to add Section 43008 to the Government Code, relating to local agencies.

The question being: Shall 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

Ackerman	Brulte	Hawkins	Pringle
Aguiar	Bustamante	Hoge	Rainey
Alby	Cannella	House	Rogan
Allen	Conroy	Kaloogian	Sher
Alpert	Cortese	Knight	Takasugi
Archie-Hudson	Cunneen	Knox	Thompson
Baldwin	Davis	Kuykendall	Tucker
Battin	Ducheny	Machado	Villaraigosa
Boland	Firestone	Margett	Weggeland
Bordonaro	Frusetta	McPherson	Woods
Bowen	Goldsmith	Miller	Mr. Speaker
Bowler	Granlund	Morrissey	
Brewer	Harvey	Morrow	
Brown, Valerie	Hauser	Poochigian	

NOES—16

Baca	Escutia	Kuehl	Murray, Willard
Bates	Friedman	Lee	Napolitano
Burton	Gallegos	Martinez	Speier
Caldera	Isenberg	Murray, Kevin	Sweeney

Above bill ordered enrolled.

Communications

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 486

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

Dear Dotson: I inadvertently voted "no" on AB 486 by Assemblyman Jan Goldsmith. It was my intention to vote "aye". However, in the confusion of the last night of session, I did not request the appropriate consent of the house to change my vote. Therefore, I would like the record to reflect that it was my intention to vote aye on AB 486.

Sincerely,

JOE BACA, Speaker pro Tempore

ASSEMBLY BILL NO. 1252 (Caldera)—An act to add Section 1641.2 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.

Call of the Assembly

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

Motion carried. Time, 6:21 p.m.

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

ASSEMBLY BILL NO. 1381 (Speier)—An act to amend Section 1793.25 of, to add Sections 1793.23 and 1793.24 to, and to repeal Section 1795.8 of, the Civil Code, and to amend Section 4453 of, and to add Section 11713.12 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 concurred in Senate amendments by the following vote:

AYES—63

Ackerman	Burton	Isenberg	Murray, Kevin
Aguiar	Bustamante	Kaloogian	Murray, Willard
Allen	Caldera	Katz	Napolitano
Alpert	Cannella	Knight	Poochigian
Archie-Hudson	Conroy	Knox	Rainey
Baca	Cortese	Kuehl	Rogan
Baldwin	Cunneen	Kuykendall	Sher
Bates	Davis	Lee	Speier
Battin	Ducheny	Machado	Sweeney
Boland	Escutia	Margett	Tucker
Bordonaro	Firestone	Martinez	Vasconcellos
Bowen	Gallegos	Mazzoni	Villaraigosa
Bowler	Harvey	McDonald	Weggeland
Brewer	Hauser	McPherson	Woods
Brown, Valerie	Hawkins	Miller	Mr. Speaker
Brulte	House	Morrissey	

NOES—10

Alby	Granlund	Pringle	Thompson
Frusetta	Hoge	Richter	
Goldsmith	Morrow	Takasugi	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1381: Assembly Member Conroy, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1204 (Gallegos)—An act to amend Section 2034 of the Code of Civil Procedure, relating to expert witnesses.

The question being: Shall 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	Burton	Hawkins	Morrissey
Alby	Bustamante	Hoge	Murray, Kevin
Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Kaloogian	Napolitano
Baca	Cortese	Knox	Poochigian
Baldwin	Cunneen	Kuehl	Rogan
Bates	Davis	Kuykendall	Sher
Battin	Ducheny	Lee	Sweeney
Boland	Figueroa	Machado	Tucker
Bordonaro	Firestone	Martinez	Villaraigosa
Bowen	Frusetta	Mazzoni	Mr. Speaker
Bowler	Gallegos	McDonald	
Brown, Valerie	Goldsmith	McPherson	

NOES—16

Ackerman	Hauser	Morrow	Takasugi
Brulte	House	Rainey	Thompson
Granlund	Knight	Richter	Weggeland
Harvey	Miller	Speier	Woods

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 650, on request of Assembly Member Speier.

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

ASSEMBLY BILL NO. 483 (Alpert)—An act to add Sections 25143.11, 25200.14.1, and 25201.14 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—56

Ackerman	Campbell	Hoge	Murray, Willard
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knox	Pringle
Baca	Davis	Kuykendall	Rainey
Bates	Ducheny	Lee	Richter
Battin	Escutia	Machado	Rogan
Boland	Frusetta	McDonald	Takasugi
Bordonaro	Gallegos	McPherson	Thompson
Bowler	Goldsmith	Miller	Tucker
Brewer	Granlund	Morrissey	Vasconcellos
Brulte	Harvey	Morrow	Weggeland
Bustamante	Hauser	Murray, Kevin	Woods

NOES—10

Baldwin	Kaloogian	Sher	Villaraigosa
Bowen	Martinez	Speier	
Burton	Mazzoni	Sweeney	

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1218, on request of Assembly Member Escutia.

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

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.)

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, 6:49 p.m.

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

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 concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Conroy	Kaloogian	Napolitano
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
Battin	Friedman	Machado	Sher
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Takasugi
Brewer	Granlund	McDonald	Thompson
Brown, Valerie	Harvey	McPherson	Tucker
Brulte	Hauser	Miller	Vasconcellos
Burton	Hawkins	Morrissey	Villaraigosa
Bustamante	Hoge	Morrow	Weggeland
Caldera	House	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1501: Assembly Member Miller, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 6 (Cannella)—An act to add and repeal Article 1.5 (commencing with Section 55620) of Chapter 4 of Division 2 of Title 5 of the Government Code, relating to local government 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.)

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

AYES—75

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Pringle
Baca	Davis	Knox	Rainey
Baldwin	Ducheny	Kuehl	Richter
Bates	Escutia	Kuykendall	Rogan
Battin	Figueroa	Lee	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
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	

NOES—1

Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 76 (Morrow)—An act to amend Sections 8111, 8112, 8114, 8250.5, 8284, 8392, and 9006 of, to add Section 9001.5 to, to add and repeal Sections 9001.6 and 9001.7 of, to repeal Section 8153 of, and to repeal and add Sections 8113 and 8152 of, the Fish and Game Code, relating to fish, 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—51

Ackerman	Ducheny	Kuykendall	Poochigian
Aguiar	Figueroa	Machado	Pringle
Baldwin	Firestone	Margett	Rainey
Boland	Frusetta	Martinez	Richter
Bordonaro	Goldsmith	Mazzoni	Rogan
Brown, Valerie	Harvey	McDonald	Sher
Burton	Hauser	McPherson	Sweeney
Bustamante	Hawkins	Miller	Takasugi
Cannella	House	Morrissey	Thompson
Conroy	Isenberg	Morrow	Tucker
Cortese	Kaloogian	Murray, Kevin	Villaraigosa
Cunneen	Knox	Murray, Willard	Woods
Davis	Kuehl	Olberg	

NOES—14

Alby	Brulte	Hoge	Speier
Baca	Campbell	Knight	Weggeland
Bowen	Escutia	Lee	
Bowler	Granlund	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 76: Assembly Member Speier, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 144 (Willard Murray)—An act to amend Sections 1203.06, 12101, and 12323 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—73

Ackerman	Campbell	Kaloogian	Olberg
Aguiar	Cannella	Katz	Poochigian
Alby	Conroy	Knight	Pringle
Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Rogan
Baldwin	Ducheny	Lee	Sher
Bates	Escutia	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	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Burton	Hawkins	Murray, Kevin	
Bustamante	House	Murray, Willard	
Caldera	Isenberg	Napolitano	

NOES—2

Granlund Hoge

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Valerie Brown was granted unanimous consent that the following communication be printed in the Journal:

September 13, 1995

We, the undersigned, are opposed to any effort that would replace state pre-emption of taxes over alcoholic beverages by granting counties the power to levy a consumer tax or "tippler" tax.

We believe that an additional tax on the consumption of on-premise beverages would place an unfair and economically shortsighted burden on California businesses that manufacture and sell wine, beer and spirits as well as our state's entire hospitality industry.

Alcoholic beverages are already taxed at a rate far exceeding other commodities in California. In 1991, federal taxes were doubled on beer and California's state beer tax was increased 500% from 4 cents to 20 cents per gallon. Federal taxes on wine were increased from 17 cents to $1.07 per gallon and our state's wine tax was increased 2,000% from 1 cent to 20 cents per gallon.

The results of these increases have led to a 10% decline in sales and the forced layoffs of industry workers. A 10% tippler tax at this time

is estimated to depress sales an additional 5%, resulting in a sales loss in excess of $600 million statewide. That would represent a loss of approximately 2.4 million cases of beer sold and nearly 2 million bottles of wine. The economic ripple effect to other businesses would be unavoidable.

We believe that a tippler tax approach to budget management would represent one of the most unfair tax policies because it would hit hardest the lower- and middle-income consumers who are least able to shoulder the public burden. California beer consumers already pay state, federal and local taxes that add up to 30 cents per 12 oz. serving in an on-premise establishment. A 10% tippler tax would add an additional 25 cents, raising the total tax on a glass of beer to 55 cents.

We are also concerned over the additional levels of bureaucracy needed for the management and enforcement of patchwork tippler tax. The duplication, confusion and costs that have accompanied similar bureaucracies in other states that have experimented with local option taxes have proven to problematic.

California voters have already rejected efforts to unfairly raise beverage taxes. In 1990, voters soundly defeated two ballot initiatives proposing higher taxes on wine, beer and spirits.

For these and other reasons, we strongly oppose placing an economically-ill-conceived and punitive burden on California consumers and targeted businesses through the form of a tippler tax.

Sincerely,

Valerie Brown
Mike Machado
Sal Cannella
Jim Cunneen
Tom J. Bordonaro, Jr.
Jim Battin
Keith Olberg
James Rogan
Charles Poochigian
Peter Frusetta
Steven Kuykendall
Phil Hawkins
Bill Hoge
Nao Takasugi
Jim Morrissey
Bill Morrow
Brett Granlund
Dan Hauser
Bruce McPherson
Kerry Mazzoni
Brooks Firestone
Trice Harvey
Dominic L. Cortese
Curt Pringle
Fred Aguiar
Ted Weggeland
George House
Jan Goldsmith
Marilyn C. Brewer
Bob Margett
Bernie Richter
Tom Woods
Doris Allen

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

ASSEMBLY BILL NO. 161 (Napolitano)—An act to amend Section 1798.24 of the Civil Code, to amend Sections 10000, 10001.1, 10030, 10040, 10061, 10063, 10065, 10131, 10360, 10361, 10575.2, 10576, 10578, 10579, 10605.1, 10605.2, 10608, 10610.1, 10612, 10613, 10614, 10615, 10616, 10617, 10618, 10619, and 10676 of, to add Sections 10001.2, 10125.6, 10206, 10439.1, and 10605.3 to, to repeal Sections 10067, 10068, 10068.1, 10126, 10127, 10128, 10129, 10581, 10582, 10585, 10586, 10650, 10651, 10652, and 10653 of, and to repeal and add Sections 10066 and 10575 of, the Health and Safety Code, relating to vital statistics.

The question being: Shall 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

Ackerman	Cortese	Knox	Napolitano
Alpert	Davis	Kuehl	Rainey
Archie-Hudson	Ducheny	Kuykendall	Richter
Baca	Escutia	Lee	Sher
Bates	Figueroa	Machado	Speier
Brown, Valerie	Firestone	Margett	Sweeney
Burton	Friedman	Martinez	Takasugi
Bustamante	Frusetta	Mazzoni	Tucker
Caldera	Gallegos	McDonald	Vasconcellos
Campbell	Harvey	McPherson	Villaraigosa
Cannella	Isenberg	Murray, Kevin	
Conroy	Knight	Murray, Willard	

NOES—24

Aguiar	Bowler	Hoge	Olberg
Alby	Brewer	Kaloogian	Poochigian
Baldwin	Brulte	Knowles	Rogan
Boland	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Woggeland
Bowen	Hauser	Morrow	Woods

Above bill ordered enrolled.

(NOTE: Later this day, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 161 and whereby the bill was ordered enrolled. See page 3987.)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 523 (Kopp)—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 3373 and 8054 of the Financial Code, to amend Sections 202 and 355 of the Fish and Game Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11340.5, 11342, 11346.2, 11349.5, 11349.9, 11350, 11370, 11370.3, 11370.5, 11371, 11500, 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, and 37624.2 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to amend, repeal, and add Sections 11501 and 68560.5 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, 11346.6, 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 and 14105.41 of, to amend and repeal Section 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

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

Bill passed by the following vote:

AYES—57

Ackerman	Cannella	Knight	Pringle
Aguiar	Cortese	Knox	Rainey
Alby	Cunneen	Kuehl	Richter
Alpert	Davis	Kuykendall	Rogan
Archie-Hudson	Ducheny	Machado	Takasugi
Baca	Escutia	Margett	Thompson
Battin	Figueroa	McDonald	Tucker
Boland	Firestone	McPherson	Vasconcellos
Bowen	Gallegos	Miller	Villaraigosa
Bowler	Goldsmith	Morrissey	Weggeland
Brewer	Granlund	Morrow	Woods
Brown, Valerie	Harvey	Murray, Kevin	Mr. Speaker
Brulte	Hauser	Murray, Willard	
Bustamante	Hawkins	Napolitano	
Caldera	Hoge	Poochigian	

NOES—7

Bordonaro	Isenberg	Katz	Sher
Burton	Kaloogian	Martinez	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1305 (Committee on Agriculture and Water Resources)—An act to add Section 43009 to the Government Code, to amend Sections 1745.11 and 10755.3 of, 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, to amend Section 29 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), 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), to add Section 19.2 to the Storm Water District Act of 1909 (Chapter 222 of the Statutes of 1909), and to amend Section 2 of Chapter 820 of the Statutes of 1987, relating to water.

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

Bill passed by the following vote:

AYES—75

Ackerman	Cannella	Isenberg	Murray, Willard
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	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	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mr. Speaker
Campbell	House	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 712 (Committee on Revenue and Taxation)—An act to amend Sections 7073, 7073.7, 7073.9, 7102, and 7104 of the Government Code, and to amend Sections 17052.15, 17053.10, 17053.17, 17233, 17266, 17276.2, 23612.6, 23623.5, 23625, 24356.4, 24385, and 24416.2 of the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

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, 25246, and 25250.1 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, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—76

Ackerman	Campbell	Isenberg	Murray, Willard
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	Escutia	Kuykendall	Rogan
Battin	Figueroa	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Brown, Valerie	Harvey	McPherson	Vasconcellos
Brulte	Hauser	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 689 (Rosenthal)—An act to amend Sections 1356, 1368, 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, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—46

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

NOES—30

Ackerman	Brewer	Knight	Richter
Aguiar	Brulte	Knowles	Rogan
Alby	Goldsmith	Margett	Takasugi
Baldwin	Granlund	Miller	Thompson
Battin	Hawkins	Morrow	Weggeland
Boland	Hoge	Olberg	Mr. Speaker
Bordonaro	House	Poochigian	
Bowler	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 969 (Watson)—An act to amend Section 18358, 18358.05, 18358.10, 18358.23, 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 third time, and presented by Assembly Member Brewer.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 644 (Johnston)—An act to amend Sections 976.6, 1612, 10205, 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, and presented by Assembly Member Ducheny.

Bill passed by the following vote:

AYES—78

Ackerman	Cannella	Isenberg	Napolitano
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	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
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 13
Assembly Bill No. 791
Assembly Bill No. 1366
Assembly Bill No. 1664

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

Above bills ordered enrolled.

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

SENATE BILL NO. 1221 (Calderon)—An act to repeal Section 3371 of, and to repeal and add Section 3370 of, the Labor Code, to amend Sections 2601 and 5069 of the Penal Code, relating to prisoners.

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

Bill passed by the following vote:

AYES—50

Ackerman	Cannella	Katz	Napolitano
Aguiar	Conroy	Knight	Olberg
Alby	Cortese	Knowles	Pocchigian
Baldwin	Cunneen	Kuykendall	Pringle
Battin	Firestone	Machado	Rainey
Boland	Frusetta	Margett	Richter
Bordonaro	Goldsmith	Mazzoni	Rogan
Bowen	Granlund	McPherson	Takasugi
Bowler	Harvey	Miller	Thompson
Brewer	Hawkins	Morrissey	Weggeland
Brown, Valerie	Hoge	Morrow	Woods
Brulte	House	Murray, Kevin	
Bustamante	Kaloogian	Murray, Willard	

NOES—19

Archie-Hudson	Ducheny	Kuehl	Speier
Baca	Escutia	Lee	Tucker
Bates	Gallegos	Martinez	Vasconcellos
Burton	Isenberg	McDonald	Villaraigosa
Campbell	Knox	Sher	

Bill ordered transmitted to the Senate.

(NOTE: On April 15, 1996, the action was rescinded whereby Senate Bill No. 1221 was passed, and whereby the bill was ordered transmitted to the Senate. See page 5708.)

UNFINISHED BUSINESS (RESUMED)
SENATE BILL NO. 1066 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Rainey was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1066 was refused passage.

At 7:20 p.m., Speaker Brian Setencich, 30th District, presiding

Further Consideration of Senate Bill No. 1066

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, 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, 7:25 p.m.

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

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Tucker was granted unanimous consent that Senate Bill No. 1147 be referred from the third reading file to the Committee on Health.

RESOLUTIONS

The following resolutions were offered without reference to Rules Committee.

Resolutions to Suspend Joint Rules

By Assembly Member Tucker:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Health and Appropriations to meet, consider, and report Senate Bill No. 1147 for further action.

By Assembly Member Poochigian:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Appropriations to meet, consider, and report Senate Bill No. 611 for further action.

Resolutions read, and adopted by the following vote:

AYES—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Granlund was granted unanimous consent that the Committee on Health be permitted to hold a special meeting today, at 7:30 p.m., and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 478 and 1147; and Assembly Bill No. 1841 for hearing.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Boland was granted unanimous consent that Assembly Bill No. 547 be referred from the unfinished business file to the Committee on Public Safety.

SPECIAL COMMITTEE MEETINGS

Assembly Member Boland was granted unanimous consent that the Committee on Public Safety be permitted to hold a special meeting upon recess of the House, 15 minutes prior to reconvening of Floor session, in the Speaker's Conference Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 547 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
SENATE BILL NO. 954 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bordonaro was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 954 was refused passage.

Further Consideration of Senate Bill No. 954

SENATE BILL NO. 954 (Maddy)—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 third time, and presented by Assembly Member Bordonaro.

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, 7:31 p.m.

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

ASSEMBLY BILL NO. 457 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Ducheny was granted unanimous consent that the vote be reconsidered whereby concurrence in Senate amendments to Assembly Bill No. 457 was refused.

Further Consideration of Senate Amendments to Assembly Bill No. 457

ASSEMBLY BILL NO. 457 (Ducheny)—An act to amend Section 38773.5 of the Government Code, to amend Section 17980.7 of the Health and Safety Code, and to amend Section 3691 of the Revenue and Taxation 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.

Call of the Assembly

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

Motion carried. Time, 7:39 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 7:42 p.m., by unanimous consent, the members of the Committee on Health were excused for the purpose of attending a meeting of the committee at this time, in Room 4202, and without objection, the House was permitted to continue in Floor session.

ACTION RESCINDED ON ASSEMBLY BILL NO. 161

Assembly Member Napolitano was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3978), concurred in Senate amendments to Assembly Bill No. 161, and whereby the bill was ordered enrolled; and that the bill be placed upon the inactive file.

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

SENATE BILL NO. 1296 (Leonard)—An act to amend, repeal, and add Section 25332 of, and to repeal Section 25339 of, the Government Code, relating to county services.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 327 (Campbell)—An act to amend Sections 75.11, 75.12, 751.15, 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 third time, and presented by Assembly Member Vasconcellos.

Bill passed by the following vote:

AYES—48

Ackerman	Conroy	Knight	Olberg
Aguiar	Cortese	Knowles	Poochigian
Alby	Cunneen	Knox	Pringle
Allen	Firestone	Kuykendall	Rainey
Baldwin	Frusetta	Margett	Rogan
Battin	Goldsmith	Mazzoni	Speier
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Tucker
Brewer	Hoge	Morrow	Vasconcellos
Brulte	House	Murray, Kevin	Weggeland
Cannella	Kaloogian	Murray, Willard	Mr. Speaker

NOES—17

Baca	Campbell	Kuehl	Sweeney
Bates	Ducheny	Lee	Villaraigosa
Burton	Gallegos	Machado	
Bustamante	Hauser	Martinez	
Caldera	Isenberg	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 327: Assembly Member Machado, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 30 (Watson)—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 third time, and presented by Assembly Member McPherson.

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 681 (**Alquist**)—An act to amend Sections 6377, 17053.49, and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Takasugi moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Burton, Mazzoni, Hauser, Baca, and Firestone demanded the previous question. Demand sustained.

The question being on the Takasugi motion to amend Senate Bill No. 681.

Motion carried by the following vote:

AYES—40

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

NOES—34

Alpert	Campbell	Isenberg	Napolitano
Baca	Cannella	Knox	Sher
Bates	Davis	Kuehl	Speier
Bowen	Ducheny	Lee	Sweeney
Brown, Valerie	Escutia	Martinez	Tucker
Brown, Willie	Figueroa	Mazzoni	Vasconcellos
Burton	Friedman	McDonald	Villaraigosa
Bustamante	Gallegos	Murray, Kevin	
Caldera	Hauser	Murray, Willard	

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

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 31

At 7:59 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 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, 7:59 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. 994

At 8 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.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 8 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. 394

At 8 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 8 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 TAKE WILLIE BROWN AMENDMENTS TO SENATE BILL NO. 657 FROM THE TABLE

At 8:01 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 roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 8:01 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. 1252

At 8:01 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 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, 8:02 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. 552

At 8:02 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 Assembly concurred in Senate amendments to Assembly Bill No. 552 by the following vote:

AYES—45

Ackerman	Cannella	Kaloogian	Pringle
Aguiar	Conroy	Knight	Rainey
Alby	Cortese	Knowles	Richter
Baca	Cunneen	Kuykendall	Rogan
Baldwin	Firestone	Machado	Takasugi
Battin	Frusetta	Margett	Thompson
Boland	Goldsmith	McPherson	Weggeland
Bordonaro	Granlund	Miller	Woods
Bowler	Harvey	Morrissey	Mr. Speaker
Brewer	Hawkins	Morrow	
Brulte	Hoge	Olberg	
Bustamante	House	Poochigian	

NOES—30

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

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1066

At 8:02 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 Rainey moved to continue the call of the Assembly.

Motion carried. Time, 8:02 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. 954

At 8:02 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 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, 8:03 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 CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 457

At 8:03 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 457 by the following vote:

AYES—43

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

NOES—33

Ackerman	Conroy	Knight	Pringle
Aguiar	Cortese	Knowles	Rogan
Alby	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 457: Assembly Member Cunneen, from "No" to "Not Voting".

Above bill ordered enrolled.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

September 15, 1995

Mr. 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 Judiciary

September 15, 1995

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

Senate Bill No. 947

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

ISENBERG, Chairman

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.

Bill read 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 15, 1995

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

Senate Bill No. 760.

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

Senate Chamber, September 15, 1995

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 863
Senate Bill No. 1276

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

Senate Chamber, September 15, 1995

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

Senate Bill No. 9
Senate Bill No. 11
Senate Bill No. 32
Senate Bill No. 37
Senate Bill No. 130
Senate Bill No. 198
Senate Bill No. 256
Senate Bill No. 267
Senate Bill No. 275
Senate Bill No. 346
Senate Bill No. 356
Senate Bill No. 419
Senate Bill No. 437
Senate Bill No. 449
Senate Bill No. 534
Senate Bill No. 544
Senate Bill No. 549
Senate Bill No. 581
Senate Bill No. 800
Senate Bill No. 835
Senate Bill No. 857
Senate Bill No. 901
Senate Bill No. 937
Senate Bill No. 950
Senate Bill No. 966
Senate Bill No. 990
Senate Bill No. 1107
Senate Bill No. 1121
Senate Bill No. 1135
Senate Bill No. 1143
Senate Bill No. 1178
Senate Bill No. 1258
Senate Bill No. 1277
Senate Bill No. 1302
Senate Bill No. 1325
Senate Joint Resolution No. 17
Senate Concurrent Resolution No. 38

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

Senate Chamber, September 14, 1995

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

Assembly Bill No. 133
Assembly Bill No. 662
Assembly Bill No. 1217
Assembly Bill No. 1532
Assembly Bill No. 1563
Assembly Bill No. 1851
Assembly Bill No. 1855
Assembly Bill No. 1876
Assembly Bill No. 1920

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 15, 1995

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

Assembly Bill No. 320
Assembly Bill No. 557
Assembly Bill No. 1763
Assembly Bill No. 1788

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 15, 1995

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

Assembly Concurrent Resolution No. 46

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.

RECESS

By unanimous consent, at 8:04 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 9:03 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Assembly Member, 61st District, presiding.

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

SENATE BILL NO. 297 (Campbell)—An act to add Section 11019.6 to the Government Code, relating to government agencies.

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

Bill passed by the following vote:

AYES—55

Ackerman	Conroy	Kaloogian	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knox	Pringle
Baca	Davis	Kuehl	Rainey
Baldwin	Firestone	Kuykendall	Richter
Battin	Frusetta	Machado	Rogan
Boland	Goldsmith	Margett	Sher
Bordonaro	Granlund	Martinez	Takasugi
Brewer	Harvey	McDonald	Thompson
Brown, Valerie	Hauser	Miller	Tucker
Brulte	Hawkins	Morrissey	Weggeland
Burton	Hoge	Morrow	Woods
Bustamante	House	Murray, Kevin	Mr. Speaker
Cannella	Isenberg	Murray, Willard	

NOES—7

Bates	Gallegos	Mazzoni	Sweeney
Bowen	Lee	McPherson	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 297: Assembly Member McPherson, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1094 (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, and presented by Assembly Member Hoge.

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, 9:12 p.m.

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

SENATE BILL NO. 788 (Alquist)—An act to add Section 1685 to the Vehicle Code, relating to vehicles, 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—76

Ackerman	Campbell	House	Murray, Kevin
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
Battin	Figueroa	Kuykendall	Rogan
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	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Campbell	House	Murray, Kevin
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
Battin	Figueroa	Kuykendall	Rogan
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	Harvey	McPherson	Vasconcellos
Burton	Hauser	Miller	Villaraigosa
Bustamante	Hawkins	Morrissey	Weggeland
Caldera	Hoge	Morrow	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 962 (Russell)—An act to amend Sections 40510 and 40510.5 of the Health and Safety Code, relating to air pollution.

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

Bill passed by the following vote:

AYES—55

Ackerman	Bustamante	House	Murray, Willard
Aguiar	Caldera	Isenberg	Napolitano
Alby	Cannella	Knight	Olberg
Alpert	Conroy	Knowles	Poochigian
Baca	Cortese	Knox	Pringle
Bates	Cunneen	Kuehl	Rainey
Battin	Davis	Kuykendall	Sher
Bordonaro	Ducheny	Machado	Takasugi
Bowen	Firestone	Margett	Thompson
Bowler	Frusetta	Mazzoni	Tucker
Brewer	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granlund	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hoge	Murray, Kevin	

NOES—7

Baldwin	Hawkins	Lee	Morrow
Boland	Kaloogian	Martinez	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 889 (Leslie)—An act to add Section 305 to the Health and Safety Code, relating to maternal and child health.

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

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 620 (Polanco)—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 third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1162 (Leslie)—An act to amend Sections 23170, 23175, and 23190 of, and to add and repeal Sections 13202.3 and 14907 to, the Vehicle Code, relating to vehicles.

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

~~Bill passed by the following vote:~~

~~**AYES—48**~~

~~Ackerman~~	~~Bustamante~~	~~House~~	~~Morrow~~
~~Aguiar~~	~~Cannella~~	~~Kaloogian~~	~~Olberg~~
~~Alby~~	~~Conroy~~	~~Knight~~	~~Poochigian~~
~~Alpert~~	~~Cortese~~	~~Knowles~~	~~Rainey~~
~~Baldwin~~	~~Cunneen~~	~~Knox~~	~~Richter~~
~~Battin~~	~~Figueroa~~	~~Kuehl~~	~~Rogan~~
~~Boland~~	~~Firestone~~	~~Kuykendall~~	~~Sweeney~~
~~Bordonaro~~	~~Frusetta~~	~~Machado~~	~~Takasugi~~
~~Bowen~~	~~Goldsmith~~	~~Margett~~	~~Thompson~~
~~Bowler~~	~~Granlund~~	~~Martinez~~	~~Weggeland~~
~~Brewer~~	~~Harvey~~	~~Miller~~	~~Woods~~
~~Brulte~~	~~Hawkins~~	~~Morrissey~~	~~Mr. Speaker~~

~~**NOES—21**~~

~~Archie-Hudson~~	~~Calleges~~	~~McDonald~~	~~Sher~~
~~Baca~~	~~Hauser~~	~~McPherson~~	~~Speier~~
~~Bates~~	~~Hoge~~	~~Murray, Kevin~~	~~Villaraigosa~~
~~Brown, Valerie~~	~~Isenberg~~	~~Murray, Willard~~	
~~Burton~~	~~Lee~~	~~Napolitano~~	
~~Campbell~~	~~Mazzoni~~	~~Pringle~~	

~~Bill ordered transmitted to the Senate.~~

(NOTE: On August 27, 1996, the action was rescinded whereby Senate Bill No. 1162 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8564.)

SENATE BILL NO. 290 (Killea)—An act to add Chapter 10.5 (commencing with Section 15399.44.5) to 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 third time, and presented by Assembly Member Davis.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
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	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mr. 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

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
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	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mr. Speaker
Bustamante	Hoge	Morrow	
Caldera	House	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

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

Assembly Bill No. 1887
Assembly Bill No. 1966

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

Above bills ordered enrolled.

Senate Chamber, September 15, 1995

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

Assembly Bill No. 25
Assembly Bill No. 446
Assembly Bill No. 510
Assembly Bill No. 512
Assembly Bill No. 554
Assembly Bill No. 718
Assembly Bill No. 756
Assembly Bill No. 1010
Assembly Bill No. 1038
Assembly Bill No. 1188
Assembly Bill No. 1228
Assembly Bill No. 1266
Assembly Bill No. 1307
Assembly Bill No. 1343
Assembly Bill No. 1434
Assembly Bill No. 1602
Assembly Bill No. 1636
Assembly Bill No. 1777
Assembly Bill No. 1860
Assembly Bill No. 1868

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 15, 1995

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

Assembly Concurrent Resolution No. 37
Assembly Joint Resolution No. 30
Assembly Joint 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 resolutions ordered to unfinished business file.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 25, 446, 510, 512, 554, 756, 1010, 1038, 1188, 1228, 1266, 1307, 1636, 1777, 1860, and 1868; Assembly Concurrent Resolution No. 37; Assembly Joint Resolution Nos. 30 and 41.

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

SENATE BILL NO. 45 (Peace)—An act to amend Section 800 of the Business and Professions Code, to add Section 3424 to the Civil Code, to amend Sections 425.11, 425.12, 527, 580, 585, 586, 587, 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 third time, and presented by Assembly Member Morrow.

Bill passed by the following vote:

AYES—59

Ackerman	Cortese	Knox	Napolitano
Aguiar	Davis	Kuehl	Olberg
Alpert	Ducheny	Kuykendall	Poochigian
Archie-Hudson	Figueroa	Lee	Pringle
Baca	Firestone	Machado	Rainey
Bates	Frusetta	Margett	Rogan
Battin	Gallegos	Martinez	Sher
Boland	Goldsmith	Mazzoni	Speier
Bordonaro	Harvey	McDonald	Takasugi
Brown, Valerie	Hauser	McPherson	Tucker
Brulte	Hawkins	Miller	Villaraigosa
Bustamante	House	Morrissey	Weggeland
Campbell	Isenberg	Morrow	Woods
Cannella	Knight	Murray, Kevin	Mr. Speaker
Conroy	Knowles	Murray, Willard	

NOES—8

Alby	Bowler	Granlund	Kaloogian
Baldwin	Burton	Hoge	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 450 (Solis)—An act to add Section 71027 to the Education Code, relating to postsecondary education.

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

Bill passed by the following vote:

AYES—50

Ackerman	Campbell	House	Morrissey
Aguiar	Cannella	Isenberg	Murray, Kevin
Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Cunneen	Knight	Napolitano
Baca	Davis	Knox	Poochigian
Bates	Ducheny	Kuehl	Sher
Battin	Escutia	Kuykendall	Speier
Bowen	Figueroa	Lee	Sweeney
Brown, Valerie	Friedman	Machado	Tucker
Brulte	Frusetta	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	Mr. Speaker
Bustamante	Harvey	McDonald	
Caldera	Hauser	McPherson	

NOES—25

Alby	Firestone	Margett	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Boland	Granlund	Morrow	Weggeland
Bordonaro	Hawkins	Olberg	Woods
Bowler	Hoge	Pringle	
Brewer	Kaloogian	Rainey	
Conroy	Knowles	Rogan	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 450: Assembly Member Rogan, from "Aye" to "No".

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 431, on request of Assembly Member Isenberg.

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

SENATE BILL NO. 716 (Committee on Revenue and Taxation)—An act to amend Sections 25831 and 27001 of the Government Code, to amend Sections 3912 and 3913 of 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, and presented by Assembly Member McDonald.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 388—Passed on file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 96, on request of Assembly Member Katz.

Motion to Temporarily Suspend the Rules

Assembly Member Brulte moved that the Rules be temporarily suspended for the purpose of precluding the placement of Senate Bill No. 96 upon the inactive file.

Assembly Member Pringle seconded the motion.

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, 9:45 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. 268—Passed on file.

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

SENATE BILL NO. 76 (Haynes)—An act to add Article 3.5 (commencing with Section 51230) to Chapter 2 of Part 28 of, and to add and repeal Chapter 6 (commencing with Section 60800) to, and Chapter 7 (commencing with Section 60700) of, Part 33 of, the Education Code, relating to education.

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

~~Bill passed by the following vote:~~

~~AYES—48~~

~~Ackerman~~	~~Bustamante~~	~~House~~	~~Pringle~~
~~Aguiar~~	~~Cannella~~	~~Kaloogian~~	~~Rainey~~
~~Alby~~	~~Conroy~~	~~Knight~~	~~Richter~~
~~Allen~~	~~Cortese~~	~~Knowles~~	~~Rogan~~
~~Baca~~	~~Cunneen~~	~~Kuykendall~~	~~Sweeney~~
~~Baldwin~~	~~Ducheny~~	~~Margett~~	~~Takasugi~~
~~Battin~~	~~Firestone~~	~~McPherson~~	~~Thompson~~
~~Boland~~	~~Frusetta~~	~~Miller~~	~~Weggeland~~
~~Bordonaro~~	~~Goldsmith~~	~~Morrissey~~	~~Woods~~
~~Bowen~~	~~Granlund~~	~~Morrow~~	~~Mr. Speaker~~
~~Bowler~~	~~Harvey~~	~~Murray, Willard~~	
~~Brewer~~	~~Hawkins~~	~~Olberg~~	
~~Brulte~~	~~Hoge~~	~~Poochigian~~	

~~NOES—20~~

~~Archie-Hudson~~	~~Hauser~~	~~Lee~~	~~Sher~~
~~Bates~~	~~Isenberg~~	~~Martinez~~	~~Speier~~
~~Caldera~~	~~Katz~~	~~Mazzoni~~	~~Tucker~~
~~Escutia~~	~~Knox~~	~~McDonald~~	~~Vasconcellos~~
~~Friedman~~	~~Kuehl~~	~~Napolitano~~	~~Villaraigosa~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On February 29, 1996, the action was rescinded whereby Senate Bill No. 76 was passed, and whereby the bill was ordered transmitted to the Senate. See page 5120.)

SENATE BILL NO. 501 (Calderon)—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 third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—76

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Allen	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Pringle
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Baldwin	Escutia	Kuykendall	Rogan
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	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Burton	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 668 (Polanco)—An act to amend Section 3042 of the Business and Professions Code relating to optometry.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 745 (Rogers)—An act to amend Section 6103 of the Government Code, relating to fees.

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

Bill passed by the following vote:

AYES—57

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Knight	Poochigian
Allen	Cortese	Knowles	Pringle
Alpert	Cunneen	Knox	Rainey
Archie-Hudson	Davis	Kuykendall	Rogan
Baca	Ducheny	Lee	Takasugi
Baldwin	Figueroa	Machado	Thompson
Battin	Firestone	Margett	Tucker
Boland	Frusetta	McDonald	Weggeland
Bordonaro	Gallegos	McPherson	Woods
Bowler	Harvey	Miller	Mr. Speaker
Brown, Valerie	Hauser	Morrissey	
Brulte	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—17

Bates	Friedman	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Burton	Granlund	Napolitano	
Caldera	Isenberg	Sher	
Escutia	Kuehl	Speier	

Votes Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 745: Assembly Member Ducheny, from "No" to "Aye".

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

~~Committee on Health~~

~~Date of Hearing: September 15, 1995~~

~~Mr. Speaker: Your Committee on Health reports:~~

~~Assembly Bill No. 1841~~

~~With the recommendation: That the bill be re-referred to the Committee on Appropriations.~~

~~GRANLUND, Chairman~~

~~Above bill re-referred to the Committee on Appropriations.~~

(NOTE: On August 19, 1996, the action was rescinded whereby Senate Bill No. 1841 was re-referred to the Committee on Appropriations. See page 8234.)

Date of Hearing: September 15, 1995

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 478

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: September 15, 1995

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1147

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

GRANLUND, Chairman

Above bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 1147

Assembly Member Tucker requested that pursuant to unanimous consent granted by the Assembly on Monday, September 11, 1995, Senate Bill No. 1147 be taken up, without reference to file, for purpose of second reading and adoption of committee amendments reported by the Committee on Health, and further, that the bill be taken up, as amended, without reference to file, in mock-up form for purpose of consideration.

Assembly Member Pringle withheld unanimous consent.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 249, on request of Assembly Member Vasconcellos.

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

SENATE BILL NO. 1332 (Wright)—An act to add Article 6.5 (commencing with Section 124115) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, to amend Section 4497.38 of the Penal Code, and to amend Section 912 of, and to add and repeal Section 881.25 of, the Welfare and Institutions Code, relating to youths.

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

Urgency Clause

Urgency clause read.

(NOTE: Urgency clause does not appear in the title of the printed bill due to Legislative Counsel omission.)

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, 10:20 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 Cannella was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 450

September 15, 1995

The Honorable Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California

Dear Mr. Wilson: This letter serves to confirm that in adding Sections 3, 4, and 5 to SB 450 (Solis), my intent is that the $5 million allocated to the San Joaquin campus of the University of California be allocated from the University's proportionate share of the bond revenue derived from the issuance and sale of bonds.

Please ensure that this letter is printed in the Journal of the Assembly.

Sincerely,

SAL CANNELLA, Assembly Member
Twenty-sixth District

Assembly Member Bowen was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 909

September 15, 1995

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

Dear Mr. Wilson: I am submitting this letter to the Assembly Daily Journal to clarify my intentions with regard to AB 909 (Bowen), which was adopted by both Houses of the Legislature last night and signed into law by Governor Pete Wilson today.

AB 909 should not be construed to pre-empt any policy discussion that we should be engaging in relative to the future of our State parks. We owe all Californians an opportunity to debate whether the State or the local government where the beach or park is physically located should have the responsibility of making sure that our natural resources remain open and accessible to everyone. We also need a public discussion about how to balance fiscal realities with the need to keep our beaches and parks from being commercialized or developed in a way that undermines the entire purpose of maintaining the parks in their natural state.

The detailed restrictions in AB 909 provide citizens with the ability to make sure that the L.A. County beaches remain in their pristine condition. However, it's my hope that in 1996, we will take the time to examine the broader public policy implications of divestiture and

what they mean for the future of our State park system, rather than continuing to turn valuable State park properties over to local governments on a piecemeal basis.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

Assembly Member Speier was granted unanimous consent that the following statements of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1381

September 15, 1995

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

Dear Mr. Wilson: The undersigned requests that the following be printed in the Journal.

Assembly Bill 1381 (Speier) revises, reforms, and expands the current Automotive Consumer Notification Act to Provide consumers with a more meaningful notice of a vehicle's history.

AB 1381 adds Section 1793.23 to the Civil Code and subdivisions (d) and (e) of that section require that a statutory notice form be given to the subsequent purchaser of a vehicle if the vehicle was reacquired by the vehicle's manufacturer in response to a request by the last retail owner or lessee of the vehicle that it be replaced or accepted for restitution because the vehicle did not conform to express warranties. However, it is not the intent of AB 1381 that the notice specified in subdivisions (d) and (e) of Civil Code Section 1793.23 be required in situations where a manufacturer repurchases a motor vehicle pursuant to the advertised terms of a "guaranteed repurchase plan" or "satisfaction program" offered by an automobile manufacturer, provided that the vehicle was neither alleged nor found to have a nonconformity that substantially impaired its use, value or safety.

A "guaranteed repurchase plan" or a "satisfaction program" such as those currently offered by Saturn and Oldsmobile, provide for the repurchase of a new motor vehicle for any customer satisfaction reason, including, but not limited to, dissatisfaction with a previously selected vehicle color, engine size, option package, etc. It is not the intent of AB 1381 that such plans or programs be construed as express warranties.

In addition, AB 1381 makes numerous cross-references to subdivision (d) of Civil Code Section 1793.2 regarding the obligation of a motor vehicle manufacturer to repair or replace new motor vehicles which fail to conform to the manufacturer's express warranty. Subdivision (d) of Civil Code Section 1793.2 contains both subparagraph (1) relating to consumer goods in general and subparagraph (2) relating only to new motor vehicles. It is my intent that all references to subdivision (d) of Civil Code Section 1793.2 in AB 1381 relate only to subparagraph (2) of subdivision (d). This is

consistent with the motor vehicle title branding and disclosure provisions of AB 1381 and should prevent any unintended interpretation that the provisions of AB 1381 extend to any consumer goods covered by the Song-Beverly Act.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

Legislative Intent—Assembly Bill No. 733

September 15, 1995

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

Dear Mr. Wilson: I respectfully request that this letter be entered in the Daily Journal for the purpose of declaring my legislative intent in AB 733.

Section 2 of AB 733 provides in Section 4026.8 (a) (1) and (a) (2) that public water systems are under no obligation to supply funds for capital or operating costs to comply with AB 733. Section 4026.8 (h) provides a simplified procedure under which water systems regulated by the Public Utilities Commission may pass costs of fluoridation on to their ratepayers. It is my intention that subsection (h) shall be operative only when those water systems fluoridate in the absence of funding pursuant to 4026.8 (a) (1) or 4026.8 (a) (2).

Section 3 of AB 733 exempts minor alterations to utilities from California Environmental Quality Act (CEQA) requirements. It is not my intent to exempt the construction of buildings which would otherwise be subject to CEQA.

Section 4 of AB 733 provides that no state reimbursement is required to public water systems for costs of fluoridation for the reason that the public water systems could recover the costs themselves and the additional reason that AB 733 applies to water systems generally. These standard disclaimers should not be construed as negating the other provisions of AB 733 which provide that public water systems are under no obligation to supply funds for capital or operating costs to comply with AB 733.

Thank you for your cooperation.

Sincerely,

JACKIE SPEIER, Assembly Member
Nineteenth District

Legislative Intent—Assembly Bill No. 1374

September 15, 1995

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

Dear Mr. Wilson: I am writing this letter to clarify the intent of my Assembly Bill 1374 of this legislative session.

AB 1374 is intended to require state agencies to allow payment to

be made to the agency by credit card or other payment device. This bill is intended to allow the market and the fiscal restraints of state agencies to determine what particular credit cards and payment devices will be accepted by any one agency or through master contracts entered into by the Department of General Services (DGS), and the terms under which a state agency shall accept payment by credit card or payment device.

AB 1374 allows DGS and other state agencies to enter into contracts necessary to implement this bill under existing state law and policies. This bill and that process are not intended to advantage any one credit card company or bank over another. Nothing in this bill is intended to prevent a state agency from accepting payment by one or more types of credit card or payment device without accepting payment by all types of credit cards or payment devices. Should DGS or any state agency be unable to enter into a contract with respect to any type of credit card or payment device on terms acceptable to the state agency or to DGS and the state agency as applicable, DGS and the agency would not be precluded from considering or accepting bids or proposals from other credit card companies or banks and entering into such contracts, so long as the greater good of the public is served.

Thank you for allowing me to clarify the intent of AB 1374.

All the best,

JACKIE SPEIER
Nineteenth District

MESSAGES FROM THE SENATE

September 15, 1995

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 1265 to the Assembly for further action.

Sincerely,

RICK ROLLENS
Secretary of the Senate

ACTION RESCINDED ON SENATE BILL NO. 1265

Assembly Member Woods was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 3963), passed Senate Bill No. 1265, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1265 BY UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent to take up Senate Bill No. 1265, without reference to file, for purpose of amendment.

SENATE BILL NO. 1265 (Peace)—An act to amend Sections 15373.71, 15711, 15712, 15713, 15714, 15721, 63010, 63021, 63022.5, 63023, 63025.1, 63030, 63031, 63032, 63035, 63041, 63052, 63060, 63062, 63063, 63065, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, to add Section 63021.5 to, and to repeal Section 63020 of, the Government Code, relating to economic development and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 1265, as Amended, by Unanimous Consent

Assembly Member Woods was granted unanimous consent to take up Senate Bill No. 1265, as amended, without reference to file for purpose of consideration at this time.

SENATE BILL NO. 1265 (Peace)— An act to amend Sections 15373.71, 15711, 15712, 15713, 15714, 15721, 63010, 63021, 63022.5, 63023, 63025.1, 63030, 63031, 63032, 63035, 63041, 63052, 63060, 63062, 63063, 63065, 63066, 63067, 63070, 63071, 63072, 63073, 63074, 63075, 63076, 63077, 63078, 63079, 63081, and 63083 of, to add Section 63021.5 to, and to repeal Section 63020 of, the Government Code, relating to economic development and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—68

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

NOES—None

Bill ordered transmitted to the Senate.

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. 1906

September 15, 1995

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

Dear Mr. Wilson: In reviewing my bill, AB 1906, as amended on September 8, 1995, I have discovered technical errors *to wit:*

1. On page 5, beginning on line 14, the language reads "on the last day of the month following the *second* end of . . ."
   The language should read: "on the last day of the *second* month following the end of . . ."
2. On page 6, line 26, after "25205.2" insert "and 25205.9"

It is my intent to correct this error in legislation next year. Thank you.

Sincerely,

BYRON D. SHER, Assembly Member
21st District

At 10:29 p.m., Speaker Brian Setencich, 30th District, presiding

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

ASSEMBLY BILL NO. 174 (Willard Murray)—An act to add and repeal Sections 41601.1 and 48200.7 of the Education Code, relating to the Compton Unified School District.

The question being: Shall 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

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

NOES—12

Ackerman	Bowler	House	Morrow
Aguiar	Granlund	Knowles	Rogan
Alby	Hoge	Mazzoni	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1168 (Campbell)—An act 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.

The question being: Shall 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 Kevin Murray moved a call of the Assembly.

Motion carried. Time, 10:45 p.m.

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

ASSEMBLY BILL NO. 203 (Alpert)—An act to add Chapter 10 (commencing with Section 15399.40) to 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.

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

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

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 724 (Lockyer)—An act to add Section 50026.5 to the Government Code, and to amend Section 4511 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Speaker Emeritus Willie Brown.

Bill passed by the following vote:

AYES—76

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

NOES—1

Bates

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 231 (Kuehl)—An act to amend Section 4801 of the Penal Code, relating to the Board of Prison Terms.

The question being: Shall 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

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

NOES—23

Ackerman	Granlund	Kuykendall	Pringle
Battin	Hawkins	Margett	Richter
Boland	Hoge	Miller	Takasugi
Bordonaro	Kaloogian	Morrow	Thompson
Brulte	Knight	Olberg	Weggeland
Goldsmith	Knowles	Poochigian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 257 (Speier)—An act to amend Sections 11350.6, 15200.1, 15200.2, 15200.3, 15200.7, 15200.8, 15200.85, 15200.9, and 15200.95 of, and to add Section 11350.8 to, the Welfare and Institutions Code, relating to support enforcement, 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—75

Ackerman	Bustamante	Hawkins	Murray, Willard
Aguiar	Caldera	Isenberg	Napolitano
Alby	Cannella	Katz	Olberg
Allen	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Pringle
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Sher
Battin	Figueroa	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Friedman	Martinez	Takasugi
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	Mr. Speaker
Burton	Hauser	Murray, Kevin	

NOES—3

Hoge	Kaloogian	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 304 (Tucker)—An act to amend Section 19610.3 and 19610.4 of, and to amend, repeal, and add Section 19405 of, the Business and Professions Code, relating to horseracing.

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

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

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

AYES—65

Ackerman	Campbell	Hoge	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Allen	Conroy	Knight	Olberg
Alpert	Cortese	Knox	Poochigian
Archie-Hudson	Cunneen	Kuehl	Pringle
Baca	Davis	Kuykendall	Rainey
Bates	Ducheny	Lee	Rogan
Battin	Escutia	Machado	Speier
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Tucker
Bowen	Gallegos	Mazzoni	Villaraigosa
Brewer	Goldsmith	McDonald	Weggeland
Brown, Willie	Granlund	McPherson	Woods
Brulte	Hannigan	Miller	Mr. Speaker
Burton	Harvey	Morrissey	
Bustamante	Hauser	Morrow	
Caldera	Hawkins	Murray, Kevin	

NOES—2

Friedman	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 371 (Tucker)—An act to amend Sections 19567, 19578, 19596.1, 19601, 19605.7, 19605.71, 19610.2, 19612.1, 19612.2, 19614.2, 19616, 19616.1, and 19617.5 of, to add Section 19578.1 to, 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.

The question being: Shall 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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 389 (Cannella)—An act to amend Sections 1777.2 and 1784 of the Fish and Game Code, and to add Article 8.5 (commencing with Section 560) to Chapter 3 of Part 1 of Division 1 of 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—72

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

NOES—3

Bates	Burton	Sher

Above bill ordered enrolled.

ASSEMBLY BILL NO. 376 (Bustamante)—An act to add Section 61612.5 to the Government Code, to amend Section 16472.5 of the Public Utilities Code, and to add Sections 31016, 35413, and 71601 to the Water Code, relating to public agencies.

The question being: Shall 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—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

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.

The question being: Shall 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

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

NOES—17

Baldwin	Hoge	Miller	Thompson
Bordonaro	Kaloogian	Olberg	Weggeland
Brewer	Knight	Poochigian	
Brulte	Knowles	Pringle	
Granlund	Margett	Takasugi	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 399: Assembly Member Woods, from "No" to "Aye".

Above bill ordered enrolled.

Communications

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 399

September 15, 1995

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

Dear Dotson: I am submitting this letter to be printed in the Assembly Journal to explain my Floor vote for **Assembly Bill 399** (Cannella), Item #25.

I inadvertently voted "no" on this measure when it came up for a vote. At the end of the Floor Session, **I changed my vote from no to aye** but due to the lateness of the close of Session I forgot to sign the official ballot at the desk.

I would respectfully request that this letter be printed in the Journal to reflect my intention on this vote.

Thank you for your assistance with this important matter.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

ASSEMBLY BILL NO. 414 (Sher)—An act to add Section 65089.10 to the Government Code, and to amend Sections 44241 and 44242 of, and to add Section 44241.5 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.)

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

AYES—77

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 443 (Goldsmith)—An act relating to parks and recreation, 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—77

Ackerman	Cannella	Kaloogian	Olberg
Aguiar	Conroy	Katz	Poochigian
Allen	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Escutia	Kuykendall	Sher
Bates	Figueroa	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
Brown, Willie	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker
Burton	Hoge	Murray, Kevin	
Bustamante	House	Murray, Willard	
Campbell	Isenberg	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 438 (Campbell)—An act to amend Sections 1630, 41327, 42120, 42127.2, 42127.3, 42127.6, 42128, 42131, 42140, and 42141 of, and to add Section 1240.2 to, the Education Code, relating to school finance, 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—79

Ackerman	Caldera	Hoge	Murray, Kevin
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	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	Vasconcellos
Brown, Valerie	Granlund	McDonald	Villaraigosa
Brown, Willie	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	

NOES—None

Above bill ordered enrolled.

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—74

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

NOES—3

Firestone	Pringle	Takasugi

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

AYES—74

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

NOES—3

Firestone	Pringle	Takasugi

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 488: Assembly Member Firestone, from "Aye" to "No"

Above bill ordered enrolled.

Communications

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—AB No. 488

September 15, 1995

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

Dear Dotson: I am submitting this letter to be printed in the Assembly Journal to explain my Floor vote for **Assembly Bill 488** (Baca), Item #29.

I inadvertently voted "no" on this measure when it came up for a vote. At the end of the Floor Session, **I changed my vote from no to aye** but due to the lateness of the close of Session I forgot to sign the official ballot at the desk.

I would respectfully request that this letter be printed in the Journal to reflect my intention on this vote.

Thank you for your assistance with this important matter.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

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

ASSEMBLY BILL NO. 575 (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—78

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

NOES—1

Brewer

Above bill ordered enrolled.

ASSEMBLY BILL NO. 585 (Knox)—An act to add Section 33204.6 to the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

The question being: Shall 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

Aguiar	Cannella	Hannigan	Murray, Willard
Alpert	Cortese	Hauser	Napolitano
Archie-Hudson	Cunneen	Isenberg	Rogan
Baca	Davis	Katz	Sher
Bates	Ducheny	Knox	Speier
Bowen	Escutia	Kuehl	Sweeney
Brown, Valerie	Figueroa	Lee	Tucker
Brown, Willie	Firestone	Machado	Vasconcellos
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Frusetta	Mazzoni	Weggeland
Caldera	Gallegos	McDonald	
Campbell	Goldsmith	Murray, Kevin	

NOES—32

Ackerman	Brulte	Knight	Poochigian
Alby	Conroy	Knowles	Pringle
Baldwin	Granlund	Kuykendall	Rainey
Battin	Harvey	McPherson	Richter
Boland	Hawkins	Miller	Takasugi
Bordonaro	Hoge	Morrissey	Thompson
Bowler	House	Morrow	Woods
Brewer	Kaloogian	Olberg	Mr. Speaker

Above bill ordered enrolled.

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.

The question being: Shall 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

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

NOES—2

Hoge	Kaloogian

Above bill ordered enrolled.

ASSEMBLY BILL NO. 666 (Hauser)—An act to amend Sections 7852.2, 8275, 8280.1, 8280.2, 8280.3, 8280.4, 8280.5, 8280.6, and 8598 of, to add Section 8279.1 to, and to repeal Section 8280.7 of, the Fish and Game Code, relating to commercial fishing, 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—76

Ackerman	Bustamante	Hawkins	Morrow
Aguiar	Caldera	Hoge	Murray, Kevin
Alby	Campbell	House	Murray, Willard
Allen	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knox	Rainey
Bates	Ducheny	Kuehl	Rogan
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	Mr. Speaker

NOES—None

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

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

Senate Bill No. 29
Senate Bill No. 163
Senate Bill No. 236
Senate Bill No. 423
Senate Bill No. 508
Senate Bill No. 523
Senate Bill No. 564
Senate Bill No. 619
Senate Bill No. 670
Senate Bill No. 729
Senate Bill No. 765
Senate Bill No. 830
Senate Bill No. 936
Senate Bill No. 982
Senate Bill No. 1028
Senate Bill No. 1029
Senate Bill No. 1180
Senate Bill No. 1191
Senate Bill No. 1204
Senate Bill No. 1222
Senate Bill No. 1230
Senate Bill No. 1262
Senate Bill No. 1291
Senate Bill No. 1305
Senate Bill No. 1356

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

Senate Chamber, September 15, 1995

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

Assembly Bill No. 49
Assembly Bill No. 93
Assembly Bill No. 532

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

Above bills ordered enrolled.

Senate Chamber, September 15, 1995

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

Assembly Bill No. 200	Assembly Bill No. 861
Assembly Bill No. 275	Assembly Bill No. 1013
Assembly Bill No. 574	Assembly Bill No. 1257
Assembly Bill No. 802	Assembly Bill No. 1302
Assembly Bill No. 818	Assembly Bill No. 1937

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.

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

ASSEMBLY BILL NO. 733 (Speier)—An act to add Sections 4026.7 and 4026.8 to the Health and Safety Code, and to add Section 21080.26 to the Public Resources Code, relating to drinking 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—53

Ackerman	Cannella	Hawkins	Morrow
Allen	Cortese	Isenberg	Murray, Kevin
Alpert	Cunneen	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Richter
Bates	Escutia	Kuykendall	Sher
Bowler	Figueroa	Lee	Speier
Brown, Valerie	Firestone	Machado	Sweeney
Brown, Willie	Friedman	Margett	Takasugi
Brulte	Frusetta	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Harvey	McPherson	
Campbell	Hauser	Miller	

NOES—18

Aguiar	Bowen	Kaloogian	Rogan
Alby	Brewer	Knight	Thompson
Baldwin	Granlund	Olberg	Weggeland
Boland	Hoge	Pringle	
Bordonaro	House	Rainey	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 733: Assembly Member Battin, from "No" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 767 (Bates)—An act to repeal and add Sections 222.2 and 222.3 of, and to repeal Section 222.4 of, the Health and Safety Code, relating to state 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—62

Ackerman	Conroy	Katz	Napolitano
Allen	Cortese	Knight	Olberg
Alpert	Cunneen	Knox	Poochigian
Archie-Hudson	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Sher
Boland	Figueroa	Machado	Speier
Bordonaro	Firestone	Margett	Sweeney
Bowen	Friedman	Martinez	Takasugi
Bowler	Frusetta	Mazzoni	Tucker
Brown, Valerie	Gallegos	McDonald	Villaraigosa
Burton	Hannigan	McPherson	Weggeland
Bustamante	Harvey	Miller	Woods
Caldera	Hauser	Morrissey	Mr. Speaker
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—12

Aguiar	Brulte	Hawkins	Knowles
Battin	Goldsmith	Hoge	Morrow
Brewer	Granlund	Kaloogian	Pringle

Above bill ordered enrolled.

ASSEMBLY BILL NO. 816 (Willard Murray)—An act to amend Section 2106 of, and to add Section 2286 to, the Food and Agricultural Code, relating to county agricultural commissioners and 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—74

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

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 839 (Ducheny)—An act to amend Sections 8510, 8530, 8531, 8532, 8533, 8535, 8536, 8537, and 52616.18 of, and to add Sections 8539, 8540, and 52616.1 to, the Education Code, relating to adult 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—55

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Allen	Cortese	Katz	Poochigian
Alpert	Cunneen	Knox	Sher
Archie-Hudson	Davis	Kuehl	Speier
Baca	Ducheny	Kuykendall	Sweeney
Bates	Escutia	Lee	Takasugi
Boland	Figueroa	Machado	Tucker
Bowen	Firestone	Margett	Vasconcellos
Brown, Valerie	Friedman	Martinez	Villaraigosa
Brown, Willie	Frusetta	Mazzoni	Weggeland
Burton	Hannigan	McDonald	Woods
Bustamante	Hauser	McPherson	Mr. Speaker
Caldera	Hawkins	Morrissey	

NOES—16

Alby	Goldsmith	Kaloogian	Morrow
Bordonaro	Granlund	Knight	Olberg
Bowler	Harvey	Knowles	Rainey
Brewer	Hoge	Miller	Rogan

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 839: Assembly Member Conroy, from "Aye" to "Not Voting".

Above bill ordered enrolled.

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.

The question being: Shall 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

Ackerman	Bustamante	Hoge	Morrow
Aguiar	Caldera	House	Murray, Kevin
Alby	Cannella	Isenberg	Murray, Willard
Allen	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Knight	Olberg
Archie-Hudson	Cunneen	Knowles	Poochigian
Baca	Davis	Knox	Pringle
Baldwin	Ducheny	Kuehl	Rainey
Battin	Figueroa	Kuykendall	Richter
Boland	Firestone	Lee	Rogan
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	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mr. Speaker

NOES—1

Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 940 (Knight)—An act to add Section 15819.90 to the Government Code, relating to veterans, 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—78

Ackerman	Caldera	Hoge	Murray, Willard
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Allen	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Pringle
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	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	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 976 (McDonald)—An act to amend Section 8263 of the Education Code, relating to child care, and declaring the urgency thereof, to take effect immediately.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:20 p.m.

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

ASSEMBLY BILL NO. 1040 (Bates)—An act to add Article 4.05 (commencing with Section 14139.05) to, and to repeal Article 4.1 (commencing with Section 14139.7) of, Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to long-term care.

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

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

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

AYES—76

Ackerman	Campbell	Hoge	Murray, Kevin
Aguiar	Cannella	House	Murray, Willard
Alby	Conroy	Isenberg	Olberg
Allen	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Knight	Pringle
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1102 (Sher)—An act to amend Sections 66631, 66663.2, and 66667 of, and to add Section 11354.1 to, the Government Code, relating to the San Francisco Bay Conservation and Development Commission.

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

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

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

AYES—70

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

NOES—8

Aguiar	Granlund	Kaloogian	Thompson
Baldwin	Hoge	Rogan	Weggeland

Above bill ordered enrolled.

Communications

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 1102

September 15, 1995

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

Dear Dotson: Please be advised that I inadvertently voted "aye" for AB 1102 (Sher) when, in fact, I meant to vote "no". Thank you for your consideration.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

ASSEMBLY BILL NO. 1136 (Valerie Brown)—An act to amend Sections 1342, 1345, and 1363 of, and to add Section 1346.7 to, the Health and Safety 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 refused to concur in Senate amendments by the following vote:

AYES—5

Brown, Valerie	Cannella	Tucker
Burton	Knowles	

NOES—75

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

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1136:

Valerie Brown, Richter, and Bordonaro.

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

ASSEMBLY BILL NO. 1274 (McDonald)—An act to amend Sections 1011, 1017, 1021, and 1022 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—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1287 (Cortese)—An act to amend Section 66426 of, and to add Section 66418.2 to, the Government Code, relating to environmental subdivisions.

The question being: Shall 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—77

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1287: Assembly Member Ducheny, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1334 (Sweeney)—An act relating to education.

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

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

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

AYES—58

Ackerman	Cortese	Katz	Napolitano
Allen	Cunneen	Knight	Pringle
Alpert	Davis	Knox	Rainey
Archie-Hudson	Ducheny	Kuehl	Richter
Baca	Escutia	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Bowen	Firestone	Machado	Sweeney
Brewer	Friedman	Margett	Takasugi
Brown, Valerie	Frusetta	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Bustamante	Hauser	McPherson	Weggeland
Caldera	Hawkins	Morrissey	Mr. Speaker
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—19

Aguiar	Bordonaro	Kaloogian	Poochigian
Alby	Bowler	Knowles	Rogan
Baldwin	Brulte	Miller	Thompson
Battin	Granlund	Morrow	Woods
Boland	Hoge	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1334: Assembly Member Woods, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1336 (Sweeney)—An act to add Part 5.8 (commencing with Section 14999.40) to Division 3 of Title 2 of the Government Code, relating to state 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—50

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

NOES—29

Ackerman	Brewer	Kaloogian	Poochigian
Aguiar	Brulte	Knight	Pringle
Alby	Conroy	Knowles	Rainey
Baldwin	Goldsmith	Margett	Rogan
Battin	Granlund	Miller	Thompson
Boland	Hawkins	Morrissey	
Bordonaro	Hoge	Morrow	
Bowler	House	Olberg	

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

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

Assembly Bill No. 31	Assembly Bill No. 1103
Assembly Bill No. 266	Assembly Bill No. 1130
Assembly Bill No. 347	Assembly Bill No. 1225
Assembly Bill No. 531	Assembly Bill No. 1523
Assembly Bill No. 683	Assembly Bill No. 1564
Assembly Bill No. 737	Assembly Bill No. 1566
Assembly Bill No. 819	Assembly Bill No. 1589
Assembly Bill No. 848	Assembly Bill No. 1731
Assembly Bill No. 853	Assembly Bill No. 1840
Assembly Bill No. 898	Assembly Bill No. 1962
Assembly Bill No. 967	Assembly Bill No. 1964

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. 31, 266, 347, 683, 737, 848, 853, 967, 1103, 1130, 1225, 1523, 1564, 1731, 1840, and 1964.

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

ASSEMBLY BILL NO. 1355 (Knowles)—An act to add Section 820.21 to the Government Code, relating to liability.

The question being: Shall 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—43

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

NOES—32

Alpert	Bustamante	Katz	Murray, Kevin
Archie-Hudson	Campbell	Knox	Murray, Willard
Baca	Cannella	Kuehl	Napolitano
Bates	Davis	Lee	Sher
Bowen	Escutia	Machado	Speier
Brown, Valerie	Friedman	Martinez	Tucker
Brown, Willie	Gallegos	Mazzoni	Vasconcellos
Burton	Hauser	McDonald	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1355: Assembly Member Bustamante, from "Aye" to "No".

Above bill ordered enrolled.

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

The question being: Shall 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—77

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

NOES—1

Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1374 (Speier)—An act to add Chapter 2.6 (commencing with Section 6160) to Division 7 of Title 1 of the Government Code, relating to state government.

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

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

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

AYES—75

Ackerman	Bustamante	Hawkins	Murray, Kevin
Aguiar	Caldera	Hoge	Murray, Willard
Alby	Campbell	Isenberg	Napolitano
Allen	Cannella	Kaloogian	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	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Margett	Sweeney
Bowen	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Villaraigosa
Brown, Valerie	Granlund	McPherson	Weggeland
Brown, Willie	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hauser	Morrow	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1549 (Sher)—An act to amend Sections 8670.3, 8670.28, 8670.37.5, 8670.48, 8670.49, and 8670.62 of, and to add Section 8670.17.2 to, the Government Code, and to amend Section 46012 of the Revenue and Taxation Code, relating to oil spills, 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 Sher moved a call of the Assembly.

Motion carried. Time, 11:40 p.m.

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

ASSEMBLY BILL NO. 1753 (Knowles)—An act to amend Sections 11657, 11660, 11752.6, and 11754.5 of, to repeal Section 11842 of, and to repeal and add Section 11658 of, the Insurance 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—77

Ackerman	Campbell	Isenberg	Napolitano
Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Allen	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
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	Villaraigosa
Brewer	Hannigan	McPherson	Weggeland
Brown, Willie	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1830 (Mazzoni)—An act to add Sections 5506.5.1 and 5506.5.2 to the Public Resources Code, relating to regional park or open-space 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—45

Allen	Cannella	Hauser	Murray, Kevin
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
Brown, Willie	Firestone	Machado	Vasconcellos
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Frusetta	Mazzoni	
Caldera	Gallegos	McDonald	
Campbell	Hannigan	McPherson	

NOES—35

Ackerman	Brulte	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Goldsmith	Margett	Rogan
Baldwin	Granlund	Miller	Takasugi
Battin	Harvey	Morrissey	Thompson
Boland	Hawkins	Morrow	Weggeland
Bordonaro	Hoge	Olberg	Woods
Bowler	House	Poochigian	Mr. Speaker
Brewer	Kaloogian	Pringle	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1906 (Sher)—An act to amend Sections 43152.6, 43152.7, 43152.11, and 43152.12 of, to add Sections 43152 and 43152.15 to, and to repeal Section 43152.5 of, the Revenue and Taxation 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—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 397 (Hannigan)—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, to amend Sections 6377, 6591, 6591.5, 6592.5, 6907, 7655, 7656, 7661, 7706, 8130, 8754, 8777, 8803, 8876, 9155, 12287, 12307, 12631, 12632, 12983, 17052.12, 17053.8, 17053.49, 17144, 17250, 17276, 19144, 19147, 19148, 23609, 23622, 23649, 24307, 24411, 24416, 30171, 30179, 30185, 30202, 30223, 30281, 30366, 32253, 32254, 32271, 32291, 32405, 40065, 40072, 40083, 40101, 40116, 41071, 41082, 41095, 41105, 43154, 43156, 43201, 43455, 45152, 45154, 45201, 45655, 46153, 46155, 46201, 46253, 46506, 50111, 50112.1, 50113, 50142.1, 55041, 55043, 55061, 55225, 60207, 60208, 60302, 60314, 60339, and 60524 of, to amend, repeal, and add Section 6366 of, to add Sections 17078.5, 17254, 17330, 17570, 17859, 17860, 18044, 24344.7, 24472, 24710, and 24905.5 to, and to add and repeal Sections 17053.12, 17053.13, 17053.14, 23608, 23608.1, 23608.2, and 23608.3 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.)

Motion to Re-refer Assembly Bill No. 397 to Committee

Assembly Member Thompson moved that Assembly Bill No. 397 be re-referred to the Committee on Revenue and Taxation.

Assembly Member Kaloogian seconded the motion.

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, 11:47 a.m.

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

ASSEMBLY BILL NO. 59 (Sher)—An act to amend Section 40232 of, and to amend, repeal, and add Section 41705 of, the Health and Safety Code, and to amend Sections 42650, 43202, 43205, 43207, 43209, 43211, 43212, 43214, 43215, 43507, 44001, 44004, 44008, 44009, 44012, 44014, 44015, 44016, 44017, and 44018 of, to amend and repeal Section 43209.1 of, to amend, repeal, and add Section 44002 of, to add Sections 43212.1, 43215.1, 43222, and 43310.1 to, to add Part 6 (commencing with Section 45030) to, to repeal Sections 44013 and 44105 of, to repeal and add Section 44005 of, and to repeal and add Chapter 4 (commencing with Section 44300) of Part 4 of, and Part 5 (commencing with Section 45000) of, Division 30 of, the Public Resources Code, relating to waste, 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

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

NOES—3

Brewer	Granlund	Hoge

Above bill ordered enrolled.

ASSEMBLY BILL NO. 378 (Willard Murray)—An act to add Section 14080 to the Welfare and Institutions Code, relating to Medi-Cal.

The question being: Shall 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, 11:53 p.m.

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

ASSEMBLY BILL NO. 536 (Archie-Hudson)—An act to add Chapter 27.5 (commencing with Section 17860) to Part 10 of, and to add Chapter 14.8 (commencing with Section 67359.10) to Part 40 of, the Education Code, relating to educational technology, 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 Archie-Hudson moved a call of the Assembly.

Motion carried. Time, 11:55 p.m.

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

ASSEMBLY BILL NO. 590 (Knox)—An act to add Section 14132.51 to the Welfare and Institutions Code, relating to Medi-Cal.

The question being: Shall 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

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

NOES—28

Ackerman	Frusetta	Knight	Poochigian
Aguiar	Goldsmith	Knowles	Pringle
Alby	Granlund	Margett	Rainey
Baldwin	Harvey	Miller	Richter
Boland	Hoge	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Brulte	Kaloogian	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 590: Assembly Member Rogan, from "No" to "Aye".

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Knowles was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1355

September 15, 1995

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

Dear Dotson: It is the expression of those of us designated as "aye" votes on the roll call pertinent to the introduction of this letter to the Assembly Journal that Assembly Bill 1355 (Knowles) is not intended to affect the immunity of juvenile court judges, referees, hearing officers or commissioners in any way in proceedings in which they participate in their judicial capacity, and we believe it would be inappropriate to statutorily limit judicial immunity in this manner. Although it is apparent to us that there is no such effect on judicial immunity from this enactment, we will, if requested, support the introduction of urgency legislation by the author in January of 1996 to clarify any ambiguity regarding any such possible effect that may be perceived.

Sincerely,

DAVID KNOWLES
Assemblyman, 4th District

CHARLES CALDERON,
Chairman
Senate Judiciary Committee

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

ASSEMBLY BILL NO. 704 (Hauser)—An act to add Sections 7861.2 and 12012 to the Fish and Game Code, relating to fish and wildlife, 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—75

Ackerman	Bustamante	House	Murray, Kevin
Aguiar	Caldera	Isenberg	Murray, Willard
Alby	Campbell	Kaloogian	Napolitano
Allen	Cannella	Katz	Poochigian
Alpert	Conroy	Knight	Pringle
Archie-Hudson	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Davis	Kuehl	Rogan
Bates	Ducheny	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
Brown, Willie	Hauser	Miller	Woods
Brulte	Hawkins	Morrissey	Mr. Speaker
Burton	Hoge	Morrow	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 922 (Friedman)—An act to amend Sections 48915.2, 48916, and 48918 of, to add Sections 39141.12, 48916.1, and 48926 to, to add Article 3 (commencing with Section 48660) to Chapter 4 of Part 27 of, and to repeal Section 48915.7 of, the Education Code, relating to pupils, 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—43

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

NOES—34

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

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 922: Assembly Member Hawkins, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1024 (Aguiar)—An act to amend Section 1031 of, to add Section 1034.1 to, and to repeal and add Sections 803 and 1034 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—66

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

NOES—6

Bates	Kuehl	Napolitano
Isenberg	Martinez	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1024: Assembly Member Napolitano, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1101 (Speier)—An act to add Sections 1367.22 and 1367.64 to the Health and Safety Code, and to add Sections 10123.196, 10123.89, 11512.154, and 11512.183 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.

Call of the Assembly

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

Motion carried. Time, 12 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 Aguiar was granted unanimous consent that the following communication relative to Assembly Bill No. 1024 be printed in the Journal:

September 15, 1995

The Honorable Brian Setencich
Speaker of the Assembly
State Capitol, room 219
Sacramento, California

Re: Implementation of AB 1024, Reporting Provisions Relating to the Repeal of "S" 803

Dear Speaker Setencich: As the author of AB 1024, which repeals an archaic and counterproductive provision in the existing Insurance Code, I wanted to express my opinion with regard to Senate amendments and implementation of this new statute. My legislation rewrites Section 803 which dates from 1935. This archaic statute prohibits an admitted insurer from reinsuring a nonadmitted insurer's California business. Many of the largest reinsurers in the country are admitted insurers and thus are prohibited for reinsuring nonadmitted insurers. Meanwhile, their international competitors aren't prohibited from pursuing this business opportunity.

I authored AB 1024 because I was convinced that the existing Section 803 was:

1. Restrictive from a solvency regulation perspective because it limits rather than enhances regulatory oversight of the reinsurance recoverable of the surplus lines companies operating in this state;
2. Obsolete from an enforcement standpoint since the state has enacted significant new regulatory provisions for surplus lines brokers and companies; and
3. Counterproductive from a solvency perspective because this section steers these companies to non-licensed reinsurers.

The Senate agreed with the substance of my legislation, but added some regulatory mandates that I have some concerns about. In fact, the Senate amendment mandates that a reporting provision remain in place rather than simply permitting that the department exercise appropriate regulatory oversight. The Senate amendment also allows the department to bypass the administrative rules process. I request that the department allow affected parties to review and comment on any new regulatory mandates prior to their implementation. The legislature should not encourage action bypassing the appropriate administrative rules process.

Advocates of this legislation had many discussion with the insurance department about this legislation and the department supports my goals. The department plans to monitor the implementation effort and will take enforcement action against unscrupulous companies that may try to circumvent the intent of the legislation. The Senate amendments mandate that the department take certain action. I believe that the department is fully capable on its own of implementing the legislation and monitoring compliance.

I oppose any effort by others to weigh down the implementation effort with burdensome reporting requirements.

For the record, I believe that the department has authority under sections 923 and 925 to require insurers to report pertinent aggregate financial information about reinsurance transactions. It is my understanding that the department will be implementing its monitoring efforts based on the provisions of section 923. This annual statement reporting mechanism will likely lead to an efficient and effective means of ensuring compliance. It is my intent that the department's enforcement actions meet common sense tests. For example, it is my intent that:

- Non-material subject transactions be exempted from any reporting mandates; materiality can be measured by the amount of aggregate premium ceded;
- Intercompany pooling agreements should be exempted from reporting requirements;
- The focus of the reporting mechanism should be on the effect of aggregate subject transactions filed quarterly or annually and not be on individual transaction by transaction reporting.

Furthermore, it is my belief that after the department has several years experience in enforcement of this section, the statute should be amended so that the insurance regulator may eliminate reporting requirements that are no longer necessary.

The legislature's action in approving Assembly Bill 1024 is a positive step forward. I appreciate the support of my colleagues on this legislation.

Sincerely,

FRED AGUIAR, Assembly Member
Sixty-first District

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

ASSEMBLY BILL NO. 265 (Alpert)—An act to add Chapter 6 (commencing with Section 60800) to, and to add and repeal Chapter 5 (commencing with Section 60600) of, Part 33 of the Education Code, and to amend Section 11126 of the Government Code, relating to pupil testing, 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 Mazzoni moved a call of the Assembly.

Motion carried. Time, 12 p.m.

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

ASSEMBLY BILL NO. 1215 (Villaraigosa)—An act to amend Sections 51884 and 64000 of, and to add Sections 51877.1, 51877.2, 51877.3, 51877.4, and 51877.5 to, the Education Code, relating to education technology.

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

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

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

AYES—75

Ackerman	Caldera	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Poochigian
Allen	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Escutia	Kuykendall	Sher
Bates	Figueroa	Lee	Speier
Battin	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
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	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1317 (Speier)—An act to amend Sections 1354 and 1367 of the Civil Code, relating to common interest developments.

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

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

Motion to Re-refer Assembly Bill No. 1317 to Committee

Assembly Member Brulte moved that Assembly Bill No. 1317 be re-referred to the Committee on Housing and Community Development.

Assembly Member Morrow seconded the motion.

Motion lost by the following vote:

AYES—36

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

NOES—40

Alby	Caldera	Hannigan	McDonald
Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Kaloogian	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

The question being on concurrence in Senate amendments.

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, 12 p.m.

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

ASSEMBLY BILL NO. 1520 (McPherson)—An act to amend Section 89048 of the Education Code, to amend Section 6516.9 of the Government Code, and to add Section 10709 to the Public Contract Code, relating to governmental institutions.

The question being: Shall 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—78

Ackerman	Caldera	House	Murray, Willard
Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Allen	Conroy	Katz	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	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	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill 1520: Assembly Member Willard Murray, from "No" to "Aye".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 394

At 12 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 roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 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 MOTION TO TAKE WILLIE BROWN AMENDMENTS FROM THE TABLE

At 12 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 McDonald motion to take Willie Brown amendments to Senate Bill No. 657 from the table lost by the following vote:

AYES—39

Alpert	Campbell	Harvey	Murray, Kevin
Archie-Hudson	Cannella	Hauser	Murray, Willard
Baca	Cortese	Isenberg	Napolitano
Bates	Davis	Katz	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—40

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

Further Consideration of Senate Bill No. 657

SENATE BILL NO. 657 (Maddy)—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.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Cannella	Kaloogian	Pringle
Aguiar	Conroy	Knight	Rainey
Alby	Cortese	Knowles	Richter
Allen	Cunneen	Kuykendall	Rogan
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Boland	Goldsmith	Miller	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Archie-Hudson	Ducheny	Knox	Sher
Baca	Escutia	Kuehl	Speier
Bates	Figueroa	Lee	Sweeney
Bowen	Friedman	Machado	Tucker
Brown, Valerie	Gallegos	Martinez	Vasconcellos
Brown, Willie	Hannigan	Mazzoni	Villaraigosa
Burton	Hauser	Murray, Kevin	
Caldera	Isenberg	Murray, Willard	
Campbell	Katz	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1252

At 12 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 Assembly concurred in Senate amendments to Assembly Bill No. 1252 by the following vote:

AYES—55

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

NOES—24

Ackerman	Brulte	Knight	Olberg
Aguiar	Conroy	Knowles	Pringle
Alby	Granlund	Margett	Richter
Baldwin	Harvey	Miller	Takasugi
Battin	Hoge	Morrissey	Thompson
Bordonaro	Kaloogian	Morrow	Woods

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 954

At 12 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. 954 passed by the following vote:

AYES—55

Ackerman	Conroy	Hoge	Murray, Kevin
Allen	Cortese	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knox	Poochigian
Battin	Escutia	Kuykendall	Pringle
Boland	Figueroa	Lee	Richter
Bordonaro	Firestone	Machado	Rogan
Bowen	Frusetta	Margett	Takasugi
Brewer	Gallegos	Mazzoni	Tucker
Brown, Willie	Goldsmith	McDonald	Vasconcellos
Burton	Granlund	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Campbell	Hauser	Morrissey	Mr. Speaker
Cannella	Hawkins	Morrow	

NOES—19

Alby	Caldera	Knight	Speier
Baldwin	Ducheny	Knowles	Sweeney
Bowler	Friedman	Kuehl	Thompson
Brown, Valerie	Hannigan	Olberg	Woods
Brulte	Isenberg	Sher	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1066

At 12 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. 1066 refused passage by the following vote:

AYES—33

Ackerman	Brewer	Margett	Rogan
Aguiar	Brulte	Miller	Takasugi
Alby	Conroy	Morrissey	Thompson
Baca	Granlund	Morrow	Tucker
Baldwin	Harvey	Olberg	Weggeland
Battin	Hawkins	Poochigian	Woods
Boland	Hoge	Pringle	
Bordonaro	Kaloogian	Rainey	
Bowler	Knight	Richter	

NOES—35

Alpert	Cannella	Hauser	Murray, Kevin
Bates	Cortese	Isenberg	Murray, Willard
Bowen	Davis	Katz	Napolitano
Brown, Valerie	Ducheny	Knox	Sher
Brown, Willie	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Machado	Vasconcellos
Caldera	Gallegos	Martinez	Villaraigosa
Campbell	Hannigan	McPherson	

Request to Rescind Action

Assembly Member Rainey requested unanimous consent to rescind the action whereby Senate Bill No. 1066 was refused passage.

Point of Order

Assembly Member Sher arose to the following point of order:

That pursuant to the rules a motion to rescind is not in order on any matter upon which a vote to reconsider has previously been taken.

Ruling by Speaker Setencich

The Speaker ruled the point of order well-taken.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1094

At 12 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.

Senate Bill No. 1094 passed by the following vote:

AYES—43

Ackerman	Conroy	House	Poochigian
Aguiar	Cortese	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Takasugi
Boland	Goldsmith	Margett	Thompson
Bordonaro	Granlund	McPherson	Tucker
Bowler	Harvey	Miller	Weggeland
Brewer	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker
Cannella	Hoge	Olberg	

NOES—31

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TEMPORARILY SUSPEND RULES ON SENATE BILL NO. 96

At 12 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 Brulte motion to temporarily suspend the rules to preclude Senate Bill No. 96 from being placed upon the inactive file by Assembly Member Katz lost by the following vote:

AYES—42

Ackerman	Conroy	Knight	Pringle
Aguiar	Cunneen	Knowles	Rainey
Alby	Firestone	Kuykendall	Richter
Allen	Frusetta	Margett	Rogan
Baldwin	Goldsmith	McPherson	Takasugi
Battin	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Willard	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—38

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

Senate Bill No. 96 placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1332

At 12 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, 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 URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1168

At 12 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 Campbell moved to continue the call of the Assembly.

Motion carried. Time, 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. 1055 (Rosenthal)—An act relating to Medi-Cal.

Bill read third time.

CAUCUS ANNOUNCEMENTS

At 12 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 12 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 12 p.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

FURTHER CONSIDERATION OF SENATE BILL NO. 1055

Point of Order

Assembly Member Aguiar arose to the following point of order:

That amendments contained in Senate Bill No. 1055 have not been heard by the appropriate fiscal committee.

Motion to Re-refer Senate Bill No. 1055 to Committee

Assembly Member Pringle moved that Senate Bill No. 1055 be re-referred to the Committee on Appropriations.

Assembly Member Bowler 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 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 Caldera was granted unanimous consent to take up Assembly Bill No. 855, without reference to file for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 855 (Caldera)—An act to add Article 10 (commencing with Section 15372.200) to Chapter 2.2 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to tourism.

The question being: Shall 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

Ackerman	Cannella	House	Murray, Kevin
Allen	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Sher
Baldwin	Escutia	Kuykendall	Speier
Bates	Figueroa	Lee	Sweeney
Brown, Valerie	Firestone	Machado	Tucker
Brown, Willie	Friedman	Margett	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	Mazzoni	Mr. Speaker
Caldera	Hauser	McDonald	
Campbell	Hawkins	Morrissey	

NOES—26

Aguiar	Brewer	Kaloogian	Poochigian
Alby	Brulte	Knight	Rogan
Battin	Cunneen	Knowles	Takasugi
Boland	Frusetta	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Woods
Bowen	Granlund	Morrow	
Bowler	Harvey	Olberg	

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Conroy was granted unanimous consent to take up Assembly Bill No. 1451, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1451 (Conroy)—An act to amend Section 5352 of, and to add and repeal Sections 1080, 3526, 4124, and 5005.1 of, the Public Utilities Code, relating to public utilities, 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—78

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

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

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

The question being: Shall 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—56

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

NOES—22

Ackerman	Campbell	Knight	Poochigian
Alby	Goldsmith	Lee	Pringle
Battin	Granlund	Mazzoni	Rogan
Bordonaro	Harvey	Miller	Weggeland
Brulte	Hoge	Morrow	
Burton	Kaloogian	Olberg	

Vote Changes

"By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 133: Assembly Member Aguiar, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 662 (Boland)—An act to add and repeal Section 13854.5 of the Penal Code, and to repeal Section 2 of Chapter 1292 of the Statutes of 1982, relating to career criminals.

The question being: Shall 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—77

Ackerman	Cannella	Isenberg	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Katz	Pringle
Allen	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Archie-Hudson	Ducheny	Knox	Rogan
Baca	Escutia	Kuehl	Sher
Baldwin	Figueroa	Kuykendall	Speier
Battin	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
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	Mr. Speaker
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1217 (Martinez)—An act to amend Section 44014 of the Education Code, relating to school 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 Thompson moved a call of the Assembly.

Motion carried. Time, 12 p.m.

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

ASSEMBLY BILL NO. 1532 (Kevin Murray)—An act to amend Sections 2159 and 18108 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—69

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

NOES—5

Alby	Hoge	Thompson
Harvey	Knowles	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1563 (Harvey)—An act to amend Sections 68029, 68030, 68051, 68052, 68053, 68054, 68055, 68062, 68062.5, 68081, 68091, 68092, 68093, 68095, 68096, 68097, 68098,68099, 68104, 68107, 68108, 68112, 68131, 68133, 69018, 69019, 69029, 69031, 69032, 69033, 69033.5, 69035, 69041, 69061, 69062, 69063, 69065, 69066, 69067, 69068, 69069, 69070, 69084, 69092, 69101, 69103, 69111, 69113, 69114, 74707, 74719, 74736, 74739, 74785, 74786, 74808, 74861, 74861.1, 74863, 74864, 74865, 74866, 74866.1, 74874, 74895, 74899, 74905, 74906, 74908, 74921, 74922, 74922.1, 74923, 74923.1, 74924, 74926, 74926.1, 74928, 74928.1, 74929, 74952.7, 74954, 74954.5, 74955, 74972, 74991, 74993, 74994, 77008, 77027, 77051, 77052, 77053, 77054, 77055, 77059, 77065, 77066, 77085, 77089, 77099, 77100, 77101, 77121, 77123, 77124, 77126, 77127, 77128, 77130, 77131, 77154, 77172, 77192, 77193, 77420, 77424, 77507, 77524, 77541, 77542, 77543, 77544, 77545, 77552, 77575, 77579, 77587, 77588, 77589, 77601, 77602, 77603, 77605, 77606, 77607, 77608, 77609, 77624, 77642, 77663, 77664, 78207, 78214, 78225, 78225.5, 78226, 78227, 78228, 78229, 78232, 78238, 78249, 78253, 78260, 78261, 78262, 78270, 78271, 78272, 78274, 78275, 78276, 78277, 78278, 78288, 78296, 78300, 78302, and 78303 of, to add Sections 69007, 74702.5, 74723.5, 74807.5, 77007.5, 77130.5, 77506.5, 77608.5, 78206.5, 78277.5, and 78292 to, to add Part 1 (commencing with Section 63901) to, and to add a heading immediately preceding Chapter 1 (commencing with Section 64001) of, Division 22 of, to repeal Section 77103 of, and to repeal and add Sections 74767, 77661, and 77662 of, 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—73

Ackerman	Conroy	Kaloogian	Olberg
Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Pringle
Allen	Davis	Knox	Rainey
Alpert	Ducheny	Kuehl	Richter
Archie-Hudson	Escutia	Kuykendall	Rogan
Baca	Figueroa	Lee	Speier
Battin	Firestone	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	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	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—1

Bowen

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1855, on request of Assembly Member Sher.

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

ASSEMBLY BILL NO. 1851 (Sher)—An act to amend Section 42291 of, and to add, repeal, and add Section 42298 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—77

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

NOES—1

House

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1876 (Richter)—An act to add Article 9 (commencing with Section 25395.1) to Chapter 6.8 of Division 20 of, to add Section 25570.4 to, and to repeal and add Section 25570.3 of, the Health and Safety Code, relating to hazardous substances.

The question being: Shall 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1920 (Bordonaro)—An act to amend Sections 94100, 94110, 94140, 94153, 94155, and 94344 of, to add Section 94102 to, and to repeal Article 17 (commencing with Section 69905) of Chapter 2 of Part 42 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—78

Ackerman	Campbell	Isenberg	Napolitano
Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Katz	Poochigian
Allen	Cortese	Knight	Pringle
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Escutia	Kuehl	Rogan
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
Brown, Valerie	Hannigan	McPherson	Villaraigosa
Brown, Willie	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 320 (Burton)—An act to amend Sections 17601 and 17605.05 of 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.)

Point of Order

Assembly Member Knowles 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 Speaker Setencich

The Speaker ruled the point of order not well-taken; that the Chair of the appropriate policy committee represents that the subject matter has been heard in committee.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—47

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

NOES—30

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

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER SENATE BILL NO. 1055 TO COMMITTEE

At 12 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 Pringle motion to re-refer Senate Bill No. 1055 to the Committee on Appropriations lost by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
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	

NOES—41

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

Vote Changes

By unanimous consent, the following vote changes were permitted on the motion to re-refer Senate Bill No. 1055 to committee: Assembly Members Goldsmith and Harvey, from "No" to "Aye".

Further Consideration of Senate Bill No. 1055

SENATE BILL NO. 1055 (Rosenthal)—An act relating to Medi-Cal.

Bill presented by Assembly Member Kevin Murray.

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 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. 557 (Baca)—An act to amend Section 3 of Chapter 1 of the Statutes of the 1993–94 First Extraordinary Session, relating to economic development, 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—76

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

NOES—1

Hoge

Above bill ordered enrolled.

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.

The question being: Shall 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 Martinez moved a call of the Assembly.

Motion carried. Time, 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. 1763

At 12 p.m., 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. 1763 by the following vote:

AYES—77

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

NOES—None

Above bill ordered enrolled.

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

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.

The question being: Shall 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 Martinez moved a call of the Assembly.

Motion carried. Time, 12 p.m.

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

PARLIAMENTARY INQUIRY

Assembly Member Knowles arose to the following parliamentary inquiry:

Are the motions by Assembly Member Martinez to place Calls of the Assembly not dilatory?

Reply by Speaker Setencich

The Speaker replied in the affirmative.

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Knowles moved to dispense with calls of the Assembly.

Assembly Member Kaloogian seconded the motion.

Motion carried by unanimous consent.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1788

At 12 p.m., further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1788 by the following vote:

AYES—75

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Knight	Poochigian
Allen	Cunneen	Knowles	Pringle
Alpert	Davis	Knox	Rainey
Archie-Hudson	Ducheny	Kuehl	Richter
Baca	Figueroa	Kuykendall	Rogan
Baldwin	Firestone	Lee	Sher
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bordonaro	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
Campbell	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1055

At 12 p.m., further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1055 passed by the following vote:

AYES—41

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

NOES—34

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

Bill ordered transmitted to the Senate.

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

ASSEMBLY CONCURRENT RESOLUTION 46 (Alpert)—Relative to the World Peace Rose Garden Memorial.

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—47

Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Rainey
Bowen	Ducheny	Kuehl	Sher
Brewer	Escutia	Lee	Speier
Brown, Valerie	Figueroa	Machado	Sweeney
Brown, Willie	Firestone	Margett	Takasugi
Burton	Friedman	Martinez	Tucker
Bustamante	Frusetta	Mazzoni	Vasconcellos
Caldera	Gallegos	McDonald	Villaraigosa
Campbell	Hannigan	McPherson	

NOES—23

Ackerman	Bordonaro	Hawkins	Morrissey
Aguiar	Bowler	Hoge	Morrow
Alby	Brulte	Kaloogian	Poochigian
Baldwin	Conroy	Knight	Rogan
Battin	Granlund	Knowles	Thompson
Boland	Harvey	Miller	

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 718 (Hauser)—An act to amend Sections 1068, 8051.1, and 8051.2 of the Fish and Game Code, relating to commercial fishing, 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—57

Ackerman	Cannella	Katz	Rainey
Aguiar	Conroy	Knox	Richter
Allen	Cortese	Kuehl	Rogan
Alpert	Davis	Kuykendall	Sher
Archie-Hudson	Ducheny	Lee	Speier
Baca	Escutia	Machado	Sweeney
Bates	Figueroa	Martinez	Takasugi
Bordonaro	Firestone	Mazzoni	Tucker
Bowen	Friedman	McDonald	Vasconcellos
Brown, Valerie	Frusetta	McPherson	Villaraigosa
Brown, Willie	Gallegos	Morrissey	Woods
Burton	Hannigan	Murray, Kevin	Mr. Speaker
Bustamante	Hauser	Murray, Willard	
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	

NOES—22

Alby	Brulte	Hoge	Poochigian
Baldwin	Cunneen	Kaloogian	Pringle
Battin	Goldsmith	Knight	Thompson
Boland	Granlund	Knowles	Weggeland
Bowler	Harvey	Margett	
Brewer	Hawkins	Miller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 718: Assembly Member Aguiar, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1343 (Sweeney)—An act to amend Sections 3042 and 3058.6 of, and to add Section 3044 to, 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—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1434 (Firestone)—An act to amend Sections 15399.10, 15399.12, 15399.14, 15399.17, 15399.20, and 15399.21 of, to add Section 15399.19 to, to add Chapter 8.6 (commencing with Section 15399.22) to Part 6.7 of Division 3 of Title 2 of, and to repeal Section 15399.15 of, the Government Code, relating to storage tanks, 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

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

NOES—4

Kuehl	Richter	Sher	Sweeney

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1602 (Poochigian)—An act to amend Section 11580.2 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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 200 (Brewer)—An act to amend Sections 25350.6, 25350.7, 25350.8, 25350.9, 25350.10, 29530.5, 30400, and 30400.5 of the Government Code, and to amend Section 2128 of the Streets and Highways Code, relating to local agencies, 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—70

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

NOES—2

Burton	Mazzoni

Above bill ordered enrolled.

ASSEMBLY BILL NO. 275 (Baca)—An act to add and repeal Section 11270.5 of 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.

Call of the Assembly

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

Motion carried. Time, 12 p.m.

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

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 therefore.

The question being: Shall 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 Villaraigosa moved a call of the Assembly.

Motion carried. Time, 12 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. 802, on request of Assembly Member Sher.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Sher was granted unanimous consent that the following communication be printed in the Journal:

The Resources Agency of California

September 15, 1995

John A. Campbell
President and CEO
Pacific Lumber Company
P.O. Box 37
Scotia, California 95565

Dear John: I am writing to reaffirm the State's commitment to preserving the Headwaters Forest and the adjacent buffer zone. We will accelerate our discussions with you and other interested third parties in order that we might promptly develop a firm plan for review by the legislature.

These efforts will necessarily involve an evaluation of all options for long-term protection, which respect both the rights of Pacific Lumber and the interests of the taxpayers of this State. These will include strategies such as acquisition, land exchanges, transfer of harvesting credits, and bargain sale, among others.

The Governor has asked that we initiate this evaluation at the earliest possible date. Accordingly, I will contact you shortly to schedule a meeting of interested parties. We remain strongly committed to protecting the resource values of the Headwaters Forest, consistent with the Governor's repeated expression of interest since first announcing his "Resourceful California" agenda in 1991.

Sincerely,

DOUGLAS P. WHEELER
Secretary for Resources

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

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, to amend Sections 4703 and 4703.2 of, and to add Section 95.31 to, the Revenue and Taxation Code, and to amend Section 1 of Chapter 241 of the Statutes of 1993, relating to state and local government, 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—67

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

NOES—12

Alby	Brulte	Hoge	Knowles
Baldwin	Granlund	Kaloogian	Morrow
Bowler	Harvey	Knight	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 861 (Ducheny)—An act to add Sections 16367, 16367.1, 16367.11, 16367.12, 16367.14, 16367.15, and 16367.16 to, and to repeal Section 16366.7 of, the Government Code, relating to federal block grant funds.

The question being: Shall 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—6

Bates	Ducheny	Tucker
Burton	Escutia	Vasconcellos

NOES—72

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

ASSEMBLY BILL NO. 1013 (Allen)—An act to add and repeal Section 44049.5 of the Education Code, relating to certificated school 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—74

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

NOES—1

Hoge

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1257 (Vasconcellos)—An act to amend Sections 12302.3, 14132.44, and 14132.90 of, and to amend and repeal Section 14132.22 of, the Welfare and Institutions Code, to amend Section 23 of, and to amend and repeal Section 16 of, Chapter 305 of the Statutes of 1995, relating to health, 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—77

Ackerman	Campbell	Isenberg	Olberg
Aguiar	Cannella	Kaloogian	Poochigian
Allen	Conroy	Katz	Pringle
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knox	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	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	Mr. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hawkins	Murray, Willard	
Caldera	House	Napolitano	

NOES—1

Hoge

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1302 (Kevin Murray)—An act to amend the heading of Article 15 (commencing with Section 51870) of Chapter 5 of Part 28 of, to amend Sections 51870, 51871, 51872, 51873, 51874, 51875, 51876, 51877, and 51881 of, to add Section 11605 to, and to repeal Sections 51878, 51879, 51880, and 51882 of, the Education Code, and to amend Section 40 of Chapter 308 of the Statutes of 1995, relating to education technology, 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—62

Ackerman	Cannella	Katz	Napolitano
Aguiar	Cortese	Knox	Poochigian
Allen	Cunneen	Kuehl	Pringle
Alpert	Davis	Kuykendall	Rainey
Archie-Hudson	Ducheny	Lee	Richter
Baca	Escutia	Machado	Rogan
Bates	Figueroa	Margett	Sher
Boland	Firestone	Martinez	Speier
Bowen	Friedman	Mazzoni	Sweeney
Brown, Valerie	Gallegos	McDonald	Takasugi
Brown, Willie	Goldsmith	McPherson	Tucker
Brulte	Hannigan	Miller	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Morrow	Mr. Speaker
Caldera	House	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—12

Alby	Bowler	Granlund	Knight
Battin	Conroy	Hawkins	Knowles
Bordonaro	Frusetta	Hoge	Thompson

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

AYES—62

Ackerman	Cannella	Katz	Napolitano
Aguiar	Cortese	Knox	Poochigian
Allen	Cunneen	Kuehl	Pringle
Alpert	Davis	Kuykendall	Rainey
Archie-Hudson	Ducheny	Lee	Richter
Baca	Escutia	Machado	Rogan
Bates	Figueroa	Margett	Sher
Boland	Firestone	Martinez	Speier
Bowen	Friedman	Mazzoni	Sweeney
Brown, Valerie	Gallegos	McDonald	Takasugi
Brown, Willie	Goldsmith	McPherson	Tucker
Brulte	Hannigan	Miller	Vasconcellos
Burton	Harvey	Morrissey	Villaraigosa
Bustamante	Hauser	Morrow	Mr. Speaker
Caldera	House	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—12

Alby	Bowler	Granlund	Knight
Battin	Conroy	Hawkins	Knowles
Bordonaro	Frusetta	Hoge	Thompson

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 1302: Assembly Members Aguiar and Boland, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1937 (Olberg)—An act to add Section 4551.3 to the Public Resources Code, relating to forest 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—46

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knowles	Rainey
Allen	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Machado	Rogan
Battin	Granlund	Margett	Takasugi
Boland	Hannigan	Martinez	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hauser	Morrissey	Woods
Brewer	Hawkins	Morrow	Mr. Speaker
Brulte	Hoge	Murray, Willard	
Bustamante	House	Olberg	

NOES—31

Alpert	Campbell	Isenberg	Murray, Kevin
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Escutia	Kuehl	Speier
Brown, Valerie	Figueroa	Lee	Sweeney
Brown, Willie	Firestone	Mazzoni	Vasconcellos
Burton	Friedman	McDonald	Villaraigosa
Caldera	Gallegos	McPherson	

Above bill ordered enrolled.

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.

The question being: Shall 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

Ackerman	Brulte	Hoge	Murray, Kevin
Aguiar	Bustamante	House	Murray, Willard
Alby	Cannella	Kaloogian	Olberg
Allen	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Pringle
Baca	Cunneen	Kuykendall	Rainey
Baldwin	Figueroa	Machado	Richter
Battin	Firestone	Margett	Rogan
Boland	Frusetta	McDonald	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Miller	Weggeland
Bowler	Harvey	Morrissey	Woods
Brewer	Hawkins	Morrow	Mr. Speaker

NOES—10

Brown, Valerie	Kuehl	Speier	Vasconcellos
Hauser	Lee	Sweeney	
Isenberg	Martinez	Tucker	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 819 (Cannella)—An act to amend Sections 1000, 1001, and 1002 of, and to add Section 1003 to, the Health and Safety Code, relating to health.

The question being: Shall 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	Napolitano
Allen	Conroy	Isenberg	Poochigian
Alpert	Cortese	Katz	Pringle
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Sher
Boland	Figueroa	Lee	Speier
Bowen	Firestone	Machado	Sweeney
Bowler	Friedman	Martinez	Takasugi
Brewer	Frusetta	Mazzoni	Thompson
Brown, Valerie	Gallegos	McDonald	Tucker
Brown, Willie	Goldsmith	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Woods
Caldera	Hauser	Murray, Kevin	Mr. Speaker
Campbell	Hawkins	Murray, Willard	

NOES—9

Ackerman	Granlund	Morrow
Alby	Hoge	Olberg
Bordonaro	Knowles	Weggeland

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 819: Assembly Member Morrow, from "Aye" to "No".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 1332

At 12 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.

Urgency clause to Senate Bill No. 1332 refused adoption by the following vote:

AYES—42

Ackerman	Conroy	Knight	Pringle
Aguiar	Cunneen	Knowles	Rainey
Alby	Firestone	Kuykendall	Richter
Allen	Frusetta	Margett	Rogan
Baldwin	Goldsmith	McPherson	Takasugi
Battin	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Willard	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—34

Alpert	Caldera	Hannigan	Murray, Kevin
Archie-Hudson	Campbell	Isenberg	Napolitano
Baca	Cannella	Katz	Sher
Bates	Davis	Knox	Speier
Bowen	Ducheny	Kuehl	Tucker
Brown, Valerie	Escutia	Lee	Vasconcellos
Brown, Willie	Figueroa	Machado	Villaraigosa
Burton	Friedman	Martinez	
Bustamante	Gallegos	Mazzoni	

Motion to Reconsider Urgency Clause to Senate Bill No. 1332 on Next Legislative Day

Assembly Member Goldsmith moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 1332 was this day refused adoption.

Senate Bill No. 1332 ordered to the unfinished business file.

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

ASSEMBLY BILL NO. 898 (Knight)—An act to amend Section 9102 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—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1566 (Rainey)—An act to amend Sections 8726 and 8763 of the Business and Professions Code, to amend Section 18380 of the Education Code, to amend Sections 53227.2, 66434, and 66445 of, and to add Section 61601.24 to, the Government Code, to amend Sections 8801, 8811, and 8813 of, and to add Sections 8813.1, 8813.2, 8815.1, 8815.2, 8815.3, and 8815.4 to, the Public Resources Code, to amend Sections 6354 and 12772 of the Public Utilities Code, and to repeal Sections 1 and 7 of Chapter 837 of the Statutes of 1992, relating to local agencies, 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—77

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1589 (Brewer)—An act to amend Sections 15334.3, 15337, and 15364.52 of the Government Code, relating to tourism.

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

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

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

AYES—68

Ackerman	Cannella	House	Morrow
Aguiar	Conroy	Isenberg	Murray, Kevin
Alby	Cortese	Kaloogian	Murray, Willard
Allen	Cunneen	Katz	Napolitano
Alpert	Davis	Knight	Poochigian
Baca	Ducheny	Knox	Pringle
Baldwin	Escutia	Kuehl	Rainey
Battin	Figueroa	Kuykendall	Richter
Boland	Firestone	Lee	Rogan
Bordonaro	Friedman	Machado	Speier
Bowler	Frusetta	Margett	Sweeney
Brewer	Gallegos	Martinez	Takasugi
Brown, Valerie	Goldsmith	Mazzoni	Thompson
Brown, Willie	Granlund	McDonald	Vasconcellos
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hawkins	Miller	Woods
Bustamante	Hoge	Morrissey	Mr. Speaker

NOES—2

Bowen	Tucker

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1589: Assembly Member Bowen, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1962 (Figueroa)—An act to amend Section 25187 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—77

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

NOES—1

Hoge

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL CONSENT CALENDAR

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

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 25 (Hauser)—An act to amend Sections 8046.1, 8276.2, and 8276.3 of the Fish and Game Code, relating to commercial fishing, 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. 446 (Higher Education)—An act to amend, repeal, and add Sections 28, 1247.6, 2902, 4939, 4980.40, and 18629 of the Business and Professions Code, to amend, repeal, and add Section 1812.501 of the Civil Code, to amend, repeal, and add Section 10251 of the Corporations Code, to amend Sections 1510, 8152, 12050, 12052, 12053, 12400, 66010, 66015, 66022, 66023, 66202.5, 66743, 66753.5, 66903, 66903.3, 67385, 67500, 68011, 68133, 69509, 69613, 69615.2, 69634, 69900, 69908, 71000, 71020.5, 71090.5, 72023.5, 72411.5, 72425, 72620, 74270, 76000, 76140, 76210, 76225, 76231, 76232, 76240, 76245, 76330, 76330.1, 76355, 76370, 76380, 76391, 78015, 78217, 79121, 81033, 81130.5, 81141, 81162, 81177, 81314, 81345, 81348, 81401, 81530, 81551, 81661, 81821, 84362, 84501, 84751, 84810.5, 84820, 85223, 85233, 85267, 87008, 87017, 87411, 87413, 87414, 87418, 87419, 87420, 87423, 87448, 87451, 87453, 87460, 87464, 87468, 87469, 87470, 87483, 87487, 87603, 87604, 87622, 87672, 87673, 87675, 87676, 87677, 87701, 87715, 87732, 87734, 87740, 87744, 87745, 87746, 87762, 87764, 87768.5, 87770, 87774, 87780, 87781, 87787, 87790, 87832, 88000, 88001, 88002, 88003, 88004.5, 88010, 88013, 88014, 88015, 88020, 88023, 88024, 88030, 88033, 88036, 88050, 88051, 88053, 88054, 88057, 88063.5, 88076, 88083, 88086.5, 88092, 88093, 88097, 88098, 88104, 88105, 88107, 88120, 88125, 88126, 88128, 88132, 88136, 88164,

88165, 88167, 88168, 88185, 88191, 88192, 88194, 88195, 88196, 88197, 88198, 88203, 88205, 88205.5, 88206, 88207, 88227, 88245, 88263, 89002, 89036, 89046, 89047, 89300, 89310, 89537, 92620, 99100, 99103, 99105, and 99106 of, to amend the heading of Article 1 (commencing with Section 10000) of Chapter 1 of Part 7 of, to amend the heading of Article 13 (commencing with Section 69760) of Chapter 2 of Part 42 of, to amend and renumber the heading of Part 43.5 (commencing with Section 70900) of, to amend, repeal, and add Sections 8092, 8092.5, 44227, 49073, 66170, 69509.5, 94050, and 94355 of, to add Sections 67359.9, 84756, 84757, and 84758 to, to add an article heading immediately preceding Section 92020 of, to add Article 12 (commencing with Section 44390) to Chapter 2 of Part 25 of, Article 6 (commencing with Section 66060) and Article 7 (commencing with Section 66070) to Chapter 2 of Part 40 of, and Article 6 (commencing with Section 89250) to Chapter 2 of Part 55 of, to add Chapter 11.3 (commencing with Section 66940) to Part 40 of, and Chapter 7 (commencing with Section 94700) to Part 59 of, to repeal Sections 8081, 8084, 12051, 12061, 66207, 66211, 66605.5, 66723, 66744, 66903.4, 66903.6, 67321, 67386, 67392, 69507.7, 69534, 69534.2, 69534.5, 69534.6, 69639, 69766.1, 72410, 76320, 76392, 78217, 78310, 87012, 87018, 87461, 87772, 87773, 87778, 88032, 88035.5, 88079.1, 89003, 89004, 89009, 89032, 89033, 89040, 89070.45, 89081, 89082, 89083, 89211, 89241, 89242, 89703, 92010, 92610, and 92697 of, to repeal the headings of Article 2 (commencing with Section 92010) and Article 3 (commencing with Section 92030) of Chapter 1 of Part 57 of, to repeal Article 4 (commencing with Section 8225) of Chapter 2 of Part 6 of, Article 5 (commencing with Section 69580) of, Article 6 (commencing with Section 69618) of, Article 6.5 (commencing with Section 69619) of, Article 7 (commencing with Section 69620) of, Article 10 (commencing with Section 69700) of, Article 11 (commencing with Section 69720) of, Article 12 (commencing with Section 69740) of, Article 14 (commencing with Section 69795) of, Chapter 2 of Part 42 of, Article 2.5 (commencing with Section 78230) of Chapter 2 of Part 48 of, Article 3 (commencing with Section 89060) of Chapter 1 of, Article 2 (commencing with Section 90420) of Chapter 10 of, Article 3 (commencing with Section 90430) of Chapter 10 of, Article 4 (commencing with Section 90440) of Chapter 10 of, Article 2 (commencing with Section 90510) of Chapter 11 of, Part 55 of, Article 2 (commencing with Section 92230) of Chapter 3 of, and Article 4 (commencing with Section 92630) of Chapter 6 of, Part 57 of, to repeal Chapter 14 (commencing with Section 11300) of Part 7 of, Chapter 7 (commencing with Section 66501 of, Chapter 11.5 (commencing with Section 66950) of, Chapter 13 (commencing with Section 67100) of, Chapter 14.2 (commencing with Section 67310) of, Part 40 of, Chapter 1 (commencing with Section 69270) of, Chapter 1.5 (commencing with Section 69300) of, Part 42 of, Chapter 2 (commencing with Section 87203) of Part 51 of, Chapter 5.5 (commencing with Section 92580) of, Chapter 5.7 (commencing with Section 92590) of, Part 57 of, and Chapter 3 (commencing with Section 94300) of Part 59 of, to amend and repeal Section 76330.1 of, to repeal and add Sections 66900 and 66903.2 of, and to repeal and add Chapter 14 (commencing with Section 67300) of Part 40 of, the Education Code, to amend, repeal, and add Section 12419.9 of the Government Code, to add Article 1.5 (commencing with Section 447) to Part 1.95 of, and Part 6.5 (commencing with Section 1189) to, Division 1 of, the Health and Safety Code, to amend, repeal, and add Section 11520 of the Insurance Code, and to amend, repeal, and add Section 633 of the Unemployment Insurance Code, relating to 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. 510 (Battin)—An act to amend Sections 52288, 52332, 52453, and 52455 of, to add Sections 52254.4, 52257.8, and 52456 to, and to add Article 6.5 (commencing with Section 52401) to Chapter 2 of Division 18 of, the Food and Agricultural Code, relating to agriculture.

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. 512 (Richter)—An act to add Section 1561.1 to the Financial Code, relating to trust companies.

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. 554 (Kuehl)—An act to amend Section 697.360 of the Code of Civil Procedure, and to add Section 11350.9 to the Welfare and Institutions Code, relating to judgments.

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. 756 (Burton)—An act to amend Sections 21626, 21627, 21642, and 21647 of the Business and Professions Code, to amend Sections 21301 and 21304 of, and to add Section 21301.1 to, the Financial Code, and to amend Section 484.1 of the Penal Code, relating to tangible personal property.

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. 1010 (Battin)—An act to amend and repeal Section 18 of Chapter 905 of the Statutes of 1993, relating to school financing.

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. 1038 (Vasconcellos)—An act to amend Sections 3132, 3411, 6240, 6250, 6251, 6252, and 6253 of, and to add Section 3135 to, the Family Code, and to amend Section 868.5 of, and to repeal and add Chapter 4 (commencing with Section 277) of Title 9 of Part 1 of, the Penal Code, relating to child abduction.

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. 1188 (Takasugi)—An act to add Section 5003.14 to the Public Resources Code, relating to parks and recreation.

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. 1228 (Martinez)—An act to amend Sections 22651, 22651.7, 40200.3, 40200.4, 40200.6, 40202, 40203, 40203.5, 40207, 40209, 40210, 40211, 40220, 40224, and 40230 of, to repeal Section 40200.7 of, and to repeal and add Section 40215 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. 1266 (Goldsmith)—An act to amend Section 1363 of the Health and Safety Code, and to amend Sections 10603 and 10604 of the Insurance Code, relating to health coverage.

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. 1307 (Cunneen)—An act to amend Sections 685, 834, 1531, 1774, and 12976.5 of, to amend and renumber Section 1776.8 of, to add Section 1775.9 to, and to repeal and add Section 1775.2 of, the Insurance Code, and to amend Sections 12421, 12422, 12423, 12427, 12428, 12429, 12431, 12433, 12434, 12602, 12951, 12977, 12983, and 12984 of, and to add Section 12983.1 to, the Revenue and Taxation 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. 1636 (Cortese)—An act to amend Sections 15000, 15101, 15700, 15701, and 15702 of, to amend the heading of Chapter 8 (commencing with Section 15700) of Division 12 of, to add Section 1123.5 to, and to repeal Chapter 9 (commencing with Section 15800) of Division 12 of, the Fish and Game Code, to amend Sections 23.5, 54004, 55403, 56109, 56806, 57007, 58003, 58101.5, 58381, 58554, 58605, and 59504 of, and to add Section 25.5 to, the Food and Agricultural Code, and to amend Section 30411 of the Public Resources Code, relating to aquaculture.

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. 1777 (Brewer)—An act to add Sections 39607.5 and 39617 to the Health and Safety Code, relating to air pollution.

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. 1860 (Allen)—An act to amend Sections 21167 and 21167.8 of the Public Resources Code, relating to environmental quality.

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. 1868 (Katz)—An act to add Section 3333.4 to the Civil Code, relating to damages.

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. 37 (Hauser)—Relative to Lighthouse Recognition Week.

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. 30 (Cortese)—Relative to the San Francisco Bay/Sacramento-San Joaquin Delta Estuary.

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. 41 (Bordonaro)—Relative to the enactment of a national spaceport program.

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. 31 (Katz)—An act to amend Section 2564.5 of the Streets and Highways 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. 266 (Burton)—An act to add Section 1463.009 to the Penal Code, relating to victim restitution.

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. 347 (Woods)—An act to amend Section 7145 of the Fish and Game Code, relating to sportfishing.

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. 683 (Tucker)—An act to amend Sections 24200, 24300, and 25612.5 of, to add Section 23057 to, and to repeal Section 24015.5 of, the Business and Professions Code, relating to alcoholic beverages, 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. 737 (Hauser)—An act to amend Section 199.2 of the Code of Civil Procedure, and to amend Sections 73117, 73348, 73353, 73358, 73665.5, 74020, 74021, 74922, 74925, and 74926.5 of, to amend and renumber Section 70142.13 of, to add Sections 26608.5, 68114.8, and 74020.5 to, to add Articles 29.6 (commencing with Section 74720) and 30.1 (commencing with Section 74760) to Chapter 10 of Title 8 of, and to repeal and add Article 11.6 (commencing with Section 73750) and Article 12.3 (commencing with Section 73784) of Chapter 10 of Title 8 of, the Government Code, relating to courts.

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. 848 (Isenberg)—An act to amend Sections 68085, 68112, and 77203.5 of, and to add Section 68112.5 to, the Government Code, and to amend Sections 1034 and 1035 of the Penal Code, relating to courts.

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. 853 (Hoge)—An act to amend Sections 174.5 and 1113 of the Corporations Code, and to amend Sections 4090, 4091, and 4093 of, to add Sections 4095 and 4096 to, and to add Article 16 (commencing with Section 1550) to Chapter 3 of Part 2 of Division 1 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. 967 (Ducheny)—An act to amend Sections 1629, 8360.1, 8450, 33593, 33595, 39005, 39901, 42103, 42132, 42260, 42647, 42920, 42920.5, 42921, 46300.4, 51210, 51220, 51747, 52616.17, 54726, 56001, 56026, 56426.9, and 63001 of, to add Sections 8266.1, 8330, and 8358, to, and to repeal Sections 39006, 39007, 46300.3, and 51749.5, of, and to add Chapter 4 (commencing with Section 32450) to Part 19 of, the Education Code, and to amend Section 33 of Chapter 308 of the Statutes of 1995, relating to education, 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. 1103 (Sher)—An act to amend Sections 48610.5, 48650, 48650.5, 48653, 48657, 48660, 48660.5, 48674, 48690, and 48695 of, to add Section 48655 to, and to repeal Section 48654 of, the Public Resources Code, relating to recycling, 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. 1130 (Morrissey)—An act to amend Sections 309.7, 421, 765.6, and 5012 of, and to add Section 421.2 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. 1225 (Committee on Judiciary)—An act to amend Sections 116.340, 116.820, 685.090, 708.120, 1013, 1013a, 1141.18, 1218, 2019, and 2025 of, and to add Section 116.745 to, the Code of Civil Procedure, to add Section 1152.6 to the Evidence Code, to amend Section 12021 of the Fish and Game Code, to amend Section 1328 of the Penal Code, relating to court operations.

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. 1523 (Granlund)—An act to add Section 1228.1 to the Evidence Code, to amend Section 1538 of the Health and Safety Code, and to amend Sections 366.3, 16121, and 16501.1 of, to amend, repeal, and add Sections 366.21, 366.22, and 366.26 of, and to add Sections 366.28 and 11461.1 to, the Welfare and Institutions Code, relating to social services.

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

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

ASSEMBLY BILL NO. 1564 (Bordonaro)—An act relating to water, making an appropriation therefor, 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. 1731 (Goldsmith)—An act to amend Section 13220 of the Health and Safety Code, relating to fire protection, 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. 1840 (Figueroa)—An act to amend Sections 1367 and 1373.65 of, and to add Section 1371.25 to, the Health and Safety 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. 1964 (Figueroa)—An act to amend Sections 429.14, 25174.2, 25205.4, 25205.5, 25205.7. 25205.8, 25205.9, 25205.14, 25221, 25250.1, and 25343 of the Health and Safety Code, and to amend Sections 43152.12, 43202, 43452, 45155, and 55381 of the Revenue and Taxation Code, relating to hazardous and solid wastes and materials.

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

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

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

CONSIDERATION OF CONSENT CALENDAR—FIRST LEGISLATIVE DAY

Speaker Setencich was granted unanimous consent that the Consent Calendar—First Legislative Day be taken up.

Consent Calendar—Assembly Resolutions

HOUSE RESOLUTION NO. 27 (Isenberg)—Relative to Rules of the Assembly.

Resolution read and adopted.

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

HOUSE RESOLUTION NO. 30 (Napolitano)—Relative to the Greater Los Angeles Basin Region.

Resolution read and adopted.

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

HOUSE RESOLUTION NO. 31 (McDonald)—Relative to the Women's Legislative Summit.

Resolution read and adopted.

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

Consent Calendar—Senate Resolution

SENATE JOINT RESOLUTION NO. 29 (Haynes)—Relative to Korean 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 resolutions on the Consent Calendar adopted by the following vote:

AYES—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR—FIRST LEGISLATIVE DAY

Speaker Setencich was granted unanimous consent that the Special Consent Calendar—First Legislative Day be taken up.

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 481 (Goldsmith)—An act to add Article 5 (commencing with Section 17760) to Chapter 22 of Part 10 of the Education Code, relating to school facilities finance.

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. 739 (Bustamante)—An act to amend Sections 750, 750.5, 751, 751.5 and 6354 of, to add Sections 751.8 and 752.5 to, and to repeal and add Section 752 of, the Labor Code, relating to employment.

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. 1828 (Bustamante)—An act to amend Section 8206 of the Government Code, relating to records.

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. 319 (Archie-Hudson)—An act to add Section 11322.41 to the Welfare and Institutions Code, relating to public social services.

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

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

ASSEMBLY JOINT RESOLUTION NO. 45 (Morrissey)—Relative to Jimmy Tran.

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—80

Ackerman	Caldera	Hoge	Murray, Kevin
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	Escutia	Kuehl	Rogan
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	Vasconcellos
Brown, Willie	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Bustamante was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 739

September 15, 1995

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

Dear Dotson: In passing my bill, AB 739, relating to hours of work in mining, I felt it was important to clarify some issues relating to this legislation.

It is my intent to seek and request an organization such as the California Research Bureau (CRB) to expeditiously develop information consistent with Section 750.5 (b) (5) (B) which will be distributed to mines interested in conducting non-union elections. In

requesting such an organization to develop this information, I am expressing the Legislature's intent to obtain the services of a "neutral party knowledgeable in health and safety matters" for purposes of this bill.

The sponsors of the bill, the California Mining Association, will assist in distributing this information to its members and non members for purposes of informing mine employees of the effects of extended shifts.

Sincerely,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

CONSIDERATION OF DAILY FILE (RESUMED)
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, and passed by the following vote:

AYES—44

Ackerman	Brewer	Harvey	Morrow
Aguiar	Brulte	Hawkins	Poochigian
Alby	Cannella	Hoge	Pringle
Allen	Conroy	House	Rainey
Alpert	Cortese	Kaloogian	Richter
Baldwin	Cunneen	Knight	Rogan
Battin	Davis	Kuykendall	Takasugi
Boland	Firestone	Margett	Thompson
Bordonaro	Frusetta	McPherson	Weggeland
Bowen	Goldsmith	Miller	Woods
Bowler	Granlund	Morrissey	Mr. Speaker

NOES—13

Archie-Hudson	Knox	McDonald	Villaraigosa
Caldera	Lee	Murray, Kevin	
Friedman	Machado	Murray, Willard	
Isenberg	Martinez	Sweeney	

Bill ordered transmitted to the Senate.

PRESENTATION TO ASSEMBLY MEMBER BURTON

Assembly Member Bowler made a special presentation to Assembly Member Burton.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

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

Assembly Bill No. 1875

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 15, 1995

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

Assembly Bill No. 285

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 15, 1995

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

Assembly Bill No. 1695

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 15, 1995

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

Senate Bill No. 668
Senate Bill No. 1221.

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

Senate Chamber, September 15, 1995

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

Senate Bill No. 28
Senate Bill No. 30
Senate Bill No. 45
Senate Bill No. 84
Senate Bill No. 124
Senate Bill No. 290
Senate Bill No. 297
Senate Bill No. 325
Senate Bill No. 327
Senate Bill No. 428
Senate Bill No. 474
Senate Bill No. 501
Senate Bill No. 620
Senate Bill No. 644
Senate Bill No. 689
Senate Bill No. 716
Senate Bill No. 727
Senate Bill No. 745
Senate Bill No. 788
Senate Bill No. 793
Senate Bill No. 833
Senate Bill No. 889
Senate Bill No. 958
Senate Bill No. 962
Senate Bill No. 969
Senate Bill No. 1161
Senate Bill No. 1265
Senate Bill No. 1296
Senate Bill No. 1337

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

Senate Chamber, September 15, 1995

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

Assembly Bill No. 1136.

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

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Ducheny was granted unanimous consent that the following communication relative to Assembly Bill No. 861 be printed in the Journal:

September 15, 1995

Honorable Brian Setencich
Speaker of the Assembly
State Capitol, Room 2158
Sacramento, California

Dear Speaker Setencich: Congress is currently considering nearly 300 separate bills designed to consolidate hundreds of federal categorical programs into a few block grants. These block grants are likely to affect every one of our constituents as well as hundreds of important programs. If any one of the major block grant bills under serious consideration passes this year, California stands to lose millions of dollars and our precariously balanced state budget will be severely impacted.

I am authoring Assembly Bill 861 which is the first step toward addressing any federal block grant action. Because of amendments taken in the Senate, I have asked that AB 861 be placed in the hands of a Conference Committee to be taken up upon our return in January.

Congress is likely to act on any block grant legislation in late October or early November, with an October 1, 1995 effective date. Due to the difference in timing between our legislative calendar and that of the Congressional calendar, I intend to convene a working group of representatives of the Administration, the appropriate legislative fiscal and policy committees from both parties, and affected constituency groups to assist the Conference Committee in addressing any block grants enacted during the Interim Recess.

Thank you for your understanding and cooperation in this matter.

Sincerely,

DENISE MORENO DUCHENY, Assembly Member
Seventy-ninth District

Assembly Member Katz was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1868

September 13, 1995

E. Dotson Wilson
Chief Clerk
State Assembly
Sacramento, California

RE: *AB 1868 (Katz)*

Dear Chief Clerk Wilson: This letter is written to express the legislative intent of AB 1868 as it relates to the following issues:

1. *Extension of Existing Pipeline Systems*

AB 1868 applies to all public utility pipeline systems, that transport crude oil, or any fraction thereof, for which construction is completed on or after, January 1, 1996. Additionally, AB 1868 applies to that portion of a pipeline system that involves a major relocation along a substantially new alignment, if accomplished through the exercise of eminent domain. (See subdivision (h).)

AB 1868 shall apply to extensions of existing pipeline systems only to the extent that such extensions independently qualify as pipeline systems, within the meaning of AB 1868. In no event shall AB 1868 apply to the pre-existing pipeline system to which the newly-constructed extension attaches, unless a portion of it has been the subject of a major relocation as described above.

For example, assume that a forty mile pipeline system was constructed, and is being operated, before January 1, 1996, the effective date of AB 1868. After January 1, 1996, a ten mile extension is added to the pre-existing forty mile pipeline system. The newly-constructed 10 mile extension is covered by AB 1868 only if it is determined that the ten mile extension independently qualifies as pipeline system, as defined by subdivision (m) (3). If it is determined that the ten mile extension is, in fact, a pipeline system, the extension shall be subject to AB 1868. However, the forty mile pre-existing pipeline system, to which the ten mile extension attaches, shall not be subject to AB 1868.

If, on the other hand, it is determined that the newly-constructed, ten mile extension does not qualify as a "pipeline system," as defined in subdivision (m) (3), neither the pre-existing forty mile pipeline system, nor the ten mile extension shall be subject to AB 1868.

In this regard, the definition of "pipeline system" contains two essential elements. (See subdivision (m) (3).)

The first element is that some or all of the components and appurtenances listed in subdivision (m) (3), and possibly other components as well, as may be necessary or convenient in order for a pipeline to function as intended and serve a commercial purpose must be present, and it is

this collective assemblage (completed on or after January 1, 1996) that constitutes a "pipeline system."

The second element is that the *collective assemblage* (i.e., an extension or a new independent line) must be constructed at substantially the same time for the same purpose.

These two elements, operating together, mean that the components of the collective assemblage which together constitute a functional pipeline must be built at substantially the same time and for the same purpose in order for the newly constructed pipeline or and extension to an existing pipeline system to constitute a "pipeline system" subject to the provisions of AB 1868.

2. *Post-closure Financial Responsibility*

AB 1868 recognizes that liability to landowners may be discovered after the cessation of pipeline operations as a result of crude oil, or any fraction thereof, that leaked or was released from the pipeline during, or after, pipeline operations, but before the line was flushed out and properly closed.

Accordingly, subdivision (k) requires evidence of financial responsibility sufficient to fund post closure clean-up costs and that such evidence of financial responsibility be 15 percent of the amount of financial responsibility required in subdivision (j). This financial responsibility must be maintained for a period of four years from the date the pipeline is fully idled pursuant to a closure plan approved by the State Fire Marshal.

It is the intent of the Legislature that subdivision (j) and (k) create a comprehensive financial responsibility scheme so that no gaps in the provision of evidence of financial responsibility shall occur between the time the pipeline is operating and four years from the date the pipeline is fully idled pursuant to a closure plan approved by the State Fire Marshal.

Thank you for your willingness to publish this expression of legislative intent.

Cordially,

RICHARD KATZ, Assembly Member
Thirty-ninth District

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

SENATE BILL NO. 531 (Kelley)—An act to add Section 6075 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

Bill passed by the following vote:

AYES—54

Ackerman	Bustamante	House	Poochigian
Aguiar	Conroy	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Allen	Ducheny	Knowles	Richter
Baca	Firestone	Kuykendall	Rogan
Baldwin	Friedman	Machado	Speier
Battin	Frusetta	Margett	Takasugi
Boland	Gallegos	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Tucker
Bowen	Granlund	Morrissey	Villaraigosa
Bowler	Hannigan	Morrow	Woods
Brewer	Hauser	Murray, Kevin	Mr. Speaker
Brown, Willie	Hawkins	Murray, Willard	
Brulte	Hoge	Olberg	

NOES—8

Archie-Hudson	Caldera	Lee	McDonald
Burton	Isenberg	Martinez	Sher

Bill ordered transmitted to the Senate.

At 12 p.m., Hon. Fred Aguiar, 61st District, presiding.

PARLIAMENTARY INQUIRY

Assembly Member Burton arose to the following parliamentary inquiry:

The time being past the hour of midnight, what action must be taken in order to continue convening in Floor session?

Reply by Acting Speaker Aguiar

The Acting Speaker replied that Assembly Member Burton's inquiry is not in order as the Chamber Clock reflects the hour of 12 p.m.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1502 (Brewer)—An act to amend Section 23649 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 Brewer moved a call of the Assembly.

Motion carried. Time, 12 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 Goldsmith was granted unanimous consent to take up Assembly Bill No. 1695, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1695 (Johnson)—An act to amend Sections 2924, 2924f, and 2924h of, and to add Section 2924*l* to, the Civil Code, and to add Section 43009 to the Government Code, relating to liens.

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, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

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

NOES—1

Brown, Willie

Above bill ordered enrolled.

RECESS

By unanimous consent, at 12 p.m., Acting Speaker Aguiar declared the Assembly recessed.

REASSEMBLED

At 12 p.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

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

ASSEMBLY BILL NO. 1202 (Woods)—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 third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and, upon request of Assembly Member Woods, to be placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 31

At 12 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. 31 passed by the following vote:

AYES—41

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

NOES—37

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 994

At 12 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.

Senate Bill No. 994 passed by the following vote:

AYES—41

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

NOES—32

Alpert	Caldera	Isenberg	McDonald
Archie-Hudson	Campbell	Katz	Murray, Kevin
Baca	Cannella	Knox	Murray, Willard
Bates	Davis	Kuehl	Napolitano
Brown, Valerie	Ducheny	Lee	Sher
Brown, Willie	Gallegos	Machado	Speier
Burton	Hannigan	Martinez	Sweeney
Bustamante	Hauser	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1168

At 12 p.m., on motion of Assembly Member Campbell, 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. 1168 by the following vote:

AYES—53

Aguiar	Cannella	Hauser	Murray, Willard
Allen	Cortese	Hawkins	Napolitano
Alpert	Cunneen	Isenberg	Sher
Archie-Hudson	Davis	Katz	Speier
Baca	Ducheny	Knox	Sweeney
Bates	Escutia	Kuehl	Takasugi
Battin	Figueroa	Lee	Tucker
Bowen	Firestone	Machado	Vasconcellos
Brown, Valerie	Friedman	Martinez	Villaraigosa
Brown, Willie	Frusetta	Mazzoni	Weggeland
Burton	Gallegos	McDonald	Mr. Speaker
Bustamante	Goldsmith	McPherson	
Caldera	Granlund	Miller	
Campbell	Hannigan	Murray, Kevin	

NOES—5

Bordonaro	Knowles	Thompson
Hoge	Pringle	

Motion to Reconsider Assembly Bill No. 1168 on Next Legislative Day

Assembly Member Campbell moved to reconsider on the next legislative day the vote whereby Senate amendments which add an urgency clause to Assembly Bill No. 1168 were this day refused concurrence.

Assembly Bill No. 1168 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 976

At 12 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 Assembly refused to concur in Senate amendments to Assembly Bill No. 976 by the following vote:

AYES—51

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

NOES—27

Ackerman	Bowler	Knight	Pringle
Aguiar	Brulte	Knowles	Richter
Alby	Goldsmith	Margett	Rogan
Baldwin	Granlund	Miller	Takasugi
Battin	Harvey	Morrow	Thompson
Boland	Hoge	Olberg	Weggeland
Bordonaro	Kaloogian	Poochigian	

Motion to Reconsider Assembly Bill No. 976 on Next Legislative Day

Assembly Member McDonald moved to reconsider on the next legislative day the vote whereby concurrence in Senate amendments to Assembly Bill No. 976 was this day refused.

Assembly Bill No. 976 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1549

At 12 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 Assembly concurred in Senate amendments to Assembly Bill No. 1549 by the following vote:

AYES—54

Ackerman	Campbell	Hauser	Murray, Kevin
Allen	Cannella	Isenberg	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Sher
Battin	Escutia	Lee	Speier
Bordonaro	Figueroa	Machado	Sweeney
Bowen	Firestone	Martinez	Tucker
Brown, Valerie	Friedman	Mazzoni	Vasconcellos
Brown, Willie	Frusetta	McDonald	Villaraigosa
Burton	Gallegos	McPherson	Weggeland
Bustamante	Goldsmith	Miller	
Caldera	Hannigan	Morrissey	

NOES—25

Aguiar	Conroy	Knight	Rogan
Alby	Granlund	Knowles	Takasugi
Baldwin	Harvey	Margett	Thompson
Boland	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Pringle	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER ASSEMBLY BILL NO. 397 TO COMMITTEE

At 12 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 re-refer Assembly Bill No. 397 to the Committee on Revenue and Taxation lost by the following vote:

AYES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Frusetta	Margett	Takasugi
Allen	Goldsmith	McPherson	Thompson
Baldwin	Granlund	Miller	Weggeland
Battin	Harvey	Morrissey	Woods
Boland	Hawkins	Morrow	Mr. Speaker
Bordonaro	Hoge	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Pringle	

NOES—42

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

Further Consideration of Senate Amendments to Assembly Bill No. 397

ASSEMBLY BILL NO. 397 (Hannigan)—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, to amend Sections 6377, 6591, 6591.5, 6592.5, 6907, 7655, 7656, 7661, 7706, 8130, 8754, 8777, 8803, 8876, 9155, 12287, 12307, 12631, 12632, 12983, 17052.12, 17053.8, 17053.49, 17144, 17250, 17276, 19144, 19147, 19148, 23609, 23622, 23649, 24307, 24411, 24416, 30171, 30179, 30185, 30202, 30223, 30281, 30366, 32253, 32254, 32271, 32291, 32405, 40065, 40072, 40083, 40101, 40116, 41071, 41082, 41095, 41105, 43154, 43156, 43201, 43455, 45152, 45154, 45201, 45655, 46153, 46155, 46201, 46253, 46506, 50111, 50112.1, 50113, 50142.1, 55041, 55043, 55061, 55225, 60207, 60208, 60302, 60314, 60339, and 60524 of, to amend, repeal, and add Section 6366 of, to add Sections 17078.5, 17254, 17330, 17570, 17859, 17860, 18044, 24344.7, 24472, 24710, and 24905.5 to, and to add and repeal Sections 17053.12, 17053.13, 17053.14, 23608, 23608.1, 23608.2, and 23608.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—41

Alpert	Cortese	Isenberg	Napolitano
Archie-Hudson	Cunneen	Katz	Rainey
Baca	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown, Valerie	Escutia	Kuykendall	Sweeney
Brown, Willie	Figueroa	Lee	Tucker
Burton	Firestone	Machado	Vasconcellos
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	
Campbell	Hannigan	Murray, Kevin	
Cannella	Hauser	Murray, Willard	

NOES—35

Ackerman	Bowler	House	Poochigian
Aguiar	Brewer	Kaloogian	Pringle
Alby	Brulte	Knight	Rogan
Allen	Conroy	Knowles	Takasugi
Baldwin	Frusetta	McPherson	Thompson
Bates	Goldsmith	Miller	Weggeland
Battin	Granlund	Morrissey	Woods
Boland	Harvey	Morrow	Mr. Speaker
Bordonaro	Hoge	Olberg	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 378

At 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 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, 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. 536

At 12 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 Assembly concurred in Senate amendments to Assembly Bill No. 536 by the following vote:

AYES—56

Ackerman	Campbell	Hannigan	Murray, Kevin
Aguiar	Cannella	Harvey	Murray, Willard
Allen	Cortese	Hauser	Napolitano
Alpert	Cunneen	Isenberg	Poochigian
Archie-Hudson	Davis	Katz	Rainey
Baca	Ducheny	Knox	Sher
Baldwin	Escutia	Kuehl	Speier
Bates	Figueroa	Kuykendall	Sweeney
Brown, Valerie	Firestone	Lee	Takasugi
Brown, Willie	Friedman	Machado	Tucker
Brulte	Frusetta	Mazzoni	Vasconcellos
Burton	Gallegos	McDonald	Villaraigosa
Bustamante	Goldsmith	McPherson	Weggeland
Caldera	Granlund	Miller	Mr. Speaker

NOES—20

Alby	Brewer	Knight	Morrow
Boland	Conroy	Knowles	Olberg
Bordonaro	Hawkins	Margett	Pringle
Bowen	Hoge	Martinez	Richter
Bowler	Kaloogian	Morrissey	Thompson

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1101

At 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.

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, 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. 265

At 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 Assembly concurred in Senate amendments to Assembly Bill No. 265 by the following vote:

AYES—42

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

NOES—38

Ackerman	Conroy	Knight	Rainey
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	Mr. Speaker
Brewer	House	Poochigian	
Brulte	Kaloogian	Pringle	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1317

At 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.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 1317 by the following vote:

AYES—35

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

NOES—40

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

Motion to Reconsider Assembly Bill No. 1317 on Next Legislative Day

Assembly Member Speier moved to reconsider on the next legislative day the vote whereby concurrence in Senate amendments to Assembly Bill No. 1317 was this day refused.

Assembly Bill No. 1317 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 394

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

The urgency clause to Senate Bill No. 394 refused adoption by the following vote:

AYES—45

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

NOES—23

Ackerman	Brewer	Knight	Pringle
Alby	Brulte	Knowles	Rainey
Baldwin	Conroy	Miller	Rogan
Boland	Granlund	Morrissey	Takasugi
Bordonaro	Hoge	Morrow	Thompson
Bowler	Kaloogian	Olberg	

Motion to Reconsider Urgency Clause to Senate Bill No. 394 on Next Legislative Day

Assembly Member Gallegos moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 394 was this day refused adoption.

Senate Bill No. 394 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1217

At 12 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. 1217 by the following vote:

AYES—42

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

NOES—32

Ackerman	Cunneen	Kaloogian	Poochigian
Aguiar	Firestone	Knight	Pringle
Alby	Frusetta	Knowles	Rainey
Baldwin	Goldsmith	Margett	Richter
Battin	Granlund	Mazzoni	Rogan
Boland	Harvey	McPherson	Thompson
Bordonaro	Hawkins	Miller	Weggeland
Brulte	Hoge	Olberg	Woods

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 275

At 12 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 refused to concur in Senate amendments to Assembly Bill No. 275 by the following vote:

AYES—11

Baca	Figueroa	Martinez	Napolitano
Caldera	Gallegos	Murray, Kevin	Tucker
Escutia	Hannigan	Murray, Willard	

NOES—53

Ackerman	Campbell	Kaloogian	Pringle
Aguiar	Cannella	Knight	Rainey
Alby	Conroy	Knowles	Richter
Alpert	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Battin	Frusetta	Machado	Sweeney
Boland	Goldsmith	Margett	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowen	Harvey	Miller	Weggeland
Bowler	Hauser	Morrissey	Woods
Brewer	Hawkins	Morrow	
Brulte	Hoge	Olberg	
Burton	Isenberg	Poochigian	

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 275:

Baca, Pringle, and Goldsmith.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 574

At 12 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. 574 by the following vote:

AYES—47

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

NOES—31

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

Motion to Reconsider Assembly Bill No. 574 on Next Legislative Day

Assembly Member Villaraigosa moved to reconsider on the next legislative day the vote whereby concurrence in Senate amendments to Assembly Bill No. 574 was this day refused.

Assembly Bill No. 574 ordered to the unfinished business file.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

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

Assembly Bill No. 1671

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 15, 1995

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

Senate Bill No. 668.

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

CAUCUS ANNOUNCEMENTS

At 12 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 12 p.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 12 p.m., the Assembly reconvened.
Hon. Brian Setencich, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, September 15, 1995

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

Assembly Bill No. 1519
Assembly Bill No. 1807

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 15, 1995

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

Assembly Bill No. 858

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 15, 1995

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

Assembly Bill No. 1143

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 15, 1995

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

Assembly Bill No. 1418

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 15, 1995

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

Assembly Bill No. 1397
Assembly Bill No. 1668
Assembly Bill No. 1859
Assembly Bill No. 1869

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 15, 1995

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

Senate Bill No. 450
Senate Bill No. 531
Senate Bill No. 712
Senate Bill No. 724
Senate Bill No. 1055

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent to take up Assembly Bill No. 1671, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1671 (Katz)—An act to amend and supplement the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by adding Item 5240-490 to Section 2.00 thereof, relating to energy resources, 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—74

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

NOES—2

Hoge
House

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

AYES—74

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

NOES—2

Hoge	House

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Assembly Bill No. 858, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 858 (Aguiar)—An act to amend Section 4497.38 of the Penal Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, and to add Sections 912.5 and 17001.51 to, the Welfare and Institutions Code, relating to local government assistance, 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 Burton moved a call of the Assembly.

Motion carried. Time, 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. 378

At 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 Assembly refused to concur in Senate amendments to Assembly Bill No. 378 by the following vote:

AYES—24

Allen	Cannella	Katz	Murray, Willard
Alpert	Cunneen	Knox	Rainey
Baca	Figueroa	Kuykendall	Sher
Bowen	Friedman	Mazzoni	Speier
Brown, Willie	Gallegos	McPherson	Villaraigosa
Bustamante	Isenberg	Murray, Kevin	Mr. Speaker

NOES—36

Ackerman	Brown, Valerie	House	Napolitano
Aguiar	Brulte	Kaloogian	Olberg
Alby	Conroy	Knight	Poochigian
Baldwin	Frusetta	Knowles	Pringle
Battin	Goldsmith	Margett	Rogan
Boland	Granlund	Martinez	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods

Motion to Reconsider Assembly Bill No. 378 on Next Legislative Day

Assembly Member Willard Murray moved to reconsider on the next legislative day the vote whereby concurrence in Senate amendments to Assembly Bill No. 378 was this day refused.

Assembly Bill No. 378 ordered to the unfinished business file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1143, on request of Assembly Member Villaraigosa.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1101

At 12 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 Assembly concurred in Senate amendments to Assembly Bill No. 1101 by the following vote:

AYES—43

Alpert	Cannella	Hauser	McPherson
Archie-Hudson	Cunneen	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brewer	Figueroa	Kuykendall	Speier
Brown, Valerie	Firestone	Lee	Sweeney
Brown, Willie	Friedman	Machado	Tucker
Burton	Gallegos	Martinez	Vasconcellos
Caldera	Goldsmith	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	

NOES—32

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Pringle
Alby	Cortese	Knowles	Richter
Baldwin	Granlund	Margett	Rogan
Battin	Harvey	Miller	Takasugi
Boland	Hawkins	Morrissey	Thompson
Bordonaro	Hoge	Morrow	Weggeland
Bowler	House	Olberg	Woods

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1502

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

Assembly Bill No. 1502 passed by the following vote:

AYES—41

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

NOES—36

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 858

At 12 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 Assembly concurred in Senate amendments to Assembly Bill No. 858 by the following vote:

AYES—46

Ackerman	Brown, Valerie	House	Pringle
Aguiar	Brulte	Isenberg	Rainey
Alby	Conroy	Kaloogian	Richter
Allen	Cunneen	Knight	Rogan
Alpert	Davis	Kuykendall	Sweeney
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Boland	Goldsmith	Miller	Tucker
Bordonaro	Granlund	Morrissey	Weggeland
Bowen	Harvey	Morrow	Woods
Bowler	Hauser	Olberg	
Brewer	Hawkins	Poochigian	

NOES—27

Archie-Hudson	Cannella	Lee	Napolitano
Bates	Escutia	Machado	Sher
Brown, Willie	Gallegos	Martinez	Speier
Burton	Hannigan	Mazzoni	Vasconcellos
Bustamante	Katz	McDonald	Villaraigosa
Caldera	Knox	Murray, Kevin	Mr. Speaker
Campbell	Kuehl	Murray, Willard	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 858: Assembly Member Machado, from "Aye" to "No".

Above bill ordered enrolled.

REQUEST TO TAKE UP CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1869 BY UNANIMOUS CONSENT

Assembly Member Katz requested unanimous consent to take up Assembly Bill No. 1869, without reference to file, for purpose of consideration of Senate amendments.

Assembly Member Brulte withheld unanimous consent.

REQUEST TO TAKE UP CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1418 BY UNANIMOUS CONSENT

Assembly Member Bordonaro requested unanimous consent to take up Assembly Bill No. 1418, without reference to file, for purpose of consideration of Senate amendments.

Assembly Member Katz withheld unanimous consent.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following communications were presented permitting the introduction of Assembly bills:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Tom Bordonaro to introduce a bill relating to food stamp households: electronic benefits transfer system. Request No. RN9531862.

BRIAN SETENCICH
Speaker of the Assembly

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Liz Figueroa to introduce a bill relating to child day care facilities: inspection reports. Request No. 9532365.

BRIAN SETENCICH
Speaker of the Assembly

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Pete Knight to introduce a bill relating to domestic relationships. Request No. 9529783.

BRIAN SETENCICH
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1980—Figueroa. An act to add Section 1596.859 to the Health and Safety Code, relating to child day care facilities.

ASSEMBLY BILL NO. 1981—Bordonaro (Senator Haynes, coauthor). An act to add Section 10815.5 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 1982—Knight, Aguiar, Alby, Baldwin, Boland, Bordonaro, Bowler, Conroy, Frusetta, Granlund, Harvey, Hawkins, Hoge, House, Knowles, Kuykendall, Margett, Miller, Morrissey, Morrow, Olberg, Poochigian, Pringle, Rainey, Richter, Rogan, Takasugi, Thompson, Weggeland, and Woods. An act to amend Section 300 of the Family Code, relating to family law.

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. 691, on request of Assembly Member Martinez.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 458 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 458 was continued until the next legislative day.

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Unanimous consent was granted that the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety and Assembly Bill No. 528 from the Committee on Human Services be continued until the next legislative day.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 861:

Ducheny, Bordonaro, and Granlund.

VOTE ADDS

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

Assembly Bill No. 13, Conference Report: Willie Brown, Bustamante, Cortese, Kaloogian, Lee, Willard Murray, and Tucker—Aye; Bates, Boland, and Kevin Murray—No.

Assembly Bill No. 1366, Conference Report: Bates, Bustamante, Cannella, Cortese, Goldsmith, Granlund, and Willard Murray—Aye; Boland—No.

Senate Concurrent Resolution No. 38, Coauthors: Bates, Brulte, Cortese, and Willard Murray—Aye.

Senate Bill No. 1262: Allen, Battin, Boland, Bordonaro, Cortese, Frusetta, Goldsmith, Granlund, Knox, Kuykendall, Lee, Machado, Margett, and Miller—Aye; Aguiar, Hoge, and Morrow—No.

Senate Bill No. 474: Aguiar, Allen, Battin, Bustamante, Cunneen, Granlund, Hawkins, Hoge, Knox, Kuykendall, Lee, McPherson, and Speier—Aye.

Senate Bill No. 432: Allen, Battin, Cortese, Granlund, Hoge, Knox, and Lee—Aye.

Senate Bill No. 1191: Allen, Bowen, Conroy, Cunneen, Granlund, Knox, Lee, McPherson, and Sher—Aye.

Senate Bill No. 140: Allen, Bowen, Granlund, Knox, Lee, and Speier—Aye.

Senate Bill No. 29 and Urgency: Allen, Granlund, Knox, and Lee—Aye.

Senate Bill No. 958: Goldsmith, Granlund, Harvey, Hawkins, Knox, and Lee—Aye; Allen and Weggeland—No.

Senate Bill No. 508: Allen, Bustamante, Cunneen, Gallegos, Granlund, Harvey, Isenberg, Knox, Martinez, Mazzoni, McPherson, and Speier—Aye; Ducheny, Hoge, Kevin Murray, and Willard Murray—No.

Senate Bill No. 1222: Allen, Granlund, Morrissey, Kevin Murray, Willard Murray, and Sher—Aye.

Senate Bill No. 1230: Bowen, Granlund, Knight, Lee, and Machado—Aye.

Senate Bill No. 428, Motion to Table Campbell Amendments: Allen, Boland, Cannella, Cunneen, Davis, Granlund, Lee, McPherson, and Weggeland—Aye; Bowen, Kaloogian, and Olberg—No.

Senate Bill No. 428: Bordonaro, Bowen, Cannella, Cortese, Granlund, Lee, Machado, and Olberg—Aye; Bates—No.

Senate Bill No. 1028: Battin, Gallegos, Granlund, Knight, and Lee—Aye; Bowen and Sher—No.

Senate Bill No. 936: Allen, Baldwin, Battin, Bowen, Frusetta, Granlund, Knight, Lee, Morrow, and Takasugi—Aye; Boland and Harvey—No.

Senate Bill No. 982: Knox and Lee—Aye; Allen and Battin—No.

Senate Bill No. 1204: Ackerman, Boland, Bowen, Knox, Kuykendall, Lee, and Weggeland—Aye.

Senate Bill No. 1161: Ackerman, Bates, Battin, Bowen, Kevin Murray, and Willard Murray—Aye.

Senate Bill No. 727: Ackerman, Battin, Lee, and Olberg—Aye; Brulte, McPherson, and Weggeland—No.

Senate Bill No. 1029: Cunneen, Knight, Kuykendall, Lee, Kevin Murray, Willard Murray, and Olberg—Aye.

Assembly Bill No. 1664, Conference Report: Bustamante, Cortese, Hawkins, Lee, and Morrow—Aye; Bates, Boland, Bordonaro, Cannella, Cunneen, Harvey, Kuykendall, McPherson, Rainey, and Speier—No.

Senate Bill No. 863, Conference Report: Ackerman, Cannella, Cortese, Knight, Lee, Margett, Morrow, and Olberg—Aye; Bordonaro, Cunneen, Goldsmith, Harvey, Hawkins, Hoge, Kuykendall, McPherson, Speier, and Weggeland—No.

Senate Bill No. 28: Allen and Machado—Aye; Lee—No.

Senate Bill No. 1276, Conference Report: Bowen, Cortese, Frusetta, Goldsmith, Kuehl, and Lee—Aye; Battin, Bordonaro, Cunneen, Harvey, Hoge, McPherson, and Rainey—No.

Senate Bill No. 729: Cunneen, Frusetta, Lee, and McPherson—Aye; Allen, Hoge, and Kaloogian—No.

Senate Bill No. 325: Cunneen, Frusetta, Lee, Martinez, and McPherson—Aye; Bordonaro and Hoge—No.

Senate Bill No. 1265: Allen, Bordonaro, Valerie Brown, Cunneen Firestone, Frusetta, Goldsmith, Knox, Lee, McPherson, and Olberg—Aye; Alby and Kaloogian—No.

Senate Bill No. 1337 and Urgency: Allen, Bustamante, Cunneen, Firestone, Frusetta, Hawkins, Lee, McPherson, and Olberg—Aye.

Senate Bill No. 236 and Urgency: Allen, Cunneen, Firestone, Frusetta, Goldsmith, Harvey, Lee, Machado, McPherson, and Olberg—Aye.

Senate Bill No. 84 and Urgency: Allen, Cunneen, Firestone, Lee, Machado, and McPherson—Aye; Olberg, Poochigian, Rainey, and Weggeland—No.

Senate Bill No. 124 and Urgency: Allen, Brulte, Cunneen, Firestone, Hawkins, Lee, McPherson, and Weggeland—Aye; Olberg—No.

Senate Bill No. 1180: Allen, Cunneen, Firestone, McPherson, and Weggeland—Aye; Bates and Villaraigosa—No.

Senate Bill No. 564: Allen, Cunneen, Firestone, Lee, McPherson, and Weggeland—Aye.

Senate Bill No. 830 and Urgency: Allen, Bates, Valerie Brown, Cunneen, Firestone, Hoge, Lee, McPherson, and Weggeland—Aye; Kaloogian—No.

Senate Bill No. 670: Allen, Bustamante, Firestone, McPherson, and Weggeland—Aye; Lee and Speier—No.

Senate Bill No. 619: Allen, Bowen, Bustamante, Cunneen, Firestone, Hawkins, Lee, McPherson, Kevin Murray, Speier, and Weggeland—Aye.

Assembly Bill No. 486, Concurrence: Alby, Bowen, Cunneen, Firestone, Frusetta, Granlund, McPherson, Poochigian, Takasugi, and Weggeland—Aye; Bates, Friedman, Lee, Kevin Murray, and Willard Murray—No.

Assembly Bill No. 1381, Concurrence: Battin, Bustamante, Cunneen, Firestone, Gallegos, Lee, McPherson, and Weggeland—Aye; Goldsmith—No.

Assembly Bill No. 1204, Concurrence: Battin, Bordonaro, Bowen, Bustamante, Cunneen, Frusetta, Goldsmith, Lee, and McPherson—Aye; Thompson—No.

Assembly Bill No. 483, Concurrence: Battin, Cunneen, Frusetta, Isenberg, Lee, Machado, McPherson, Napolitano, Pringle, and Weggeland—Aye; Speier—No.

Assembly Bill No. 1501, Concurrence: Valerie Brown, Granlund, Sher, Speier, and Takasugi—Aye.

Assembly Bill No. 6, Concurrence: Boland, Bordonaro, Valerie Brown, Kuehl, Lee, Kevin Murray, Thompson, and Weggeland—Aye; Kaloogian—No.

Assembly Bill No. 76, Concurrence: Bustamante, Davis, Ducheny, Goldsmith, Machado, Mazzoni, Kevin Murray, and Takasugi—Aye; Granlund and Lee—No.

Assembly Bill No. 144, Concurrence: Bustamante, Goldsmith, Lee, Machado, Pringle, and Takasugi—Aye; Granlund and Hoge—No.

Assembly Bill No. 161, Concurrence: Ducheny and Lee—Aye; Boland and Poochigian—No.

Senate Bill No. 523: Boland, Bustamante, Ducheny, Machado, and Weggeland—Aye; Bordonaro and Sher—No.

Senate Bill No. 1305: Bustamante, Lee, and Weggeland—Aye.

Assembly Bill No. 275, Concurrence: Frusetta—No.

Assembly Bill No. 1671, Urgency and Concurrence: Frusetta, Harvey, and Woods—Aye.

Senate Bill No. 712: Bustamante and Lee—Aye.

Senate Bill No. 1291: Cannella, Cortese, and Lee—Aye.

Senate Bill No. 689: Frusetta and Lee—Aye; Granlund—No.

Senate Bill No. 969: Bustamante, Isenberg, Lee, and Martinez—Aye.

Senate Bill No. 644: Isenberg, Lee, and Martinez—Aye.

Senate Bill No. 1221: Cannella, Cortese, Mazzoni, Napolitano, Poochigian, Richter, and Weggeland—Aye; Lee—No.

Senate Bill No. 1296: Boland, Goldsmith, Granlund, Hawkins, Lee, and Weggeland—Aye.

Senate Bill No. 327: Boland, Cortese, Hoge, Knox, and Weggeland—Aye; Bustamante, Ducheny, and Lee—No.

Senate Bill No. 30: Lee and Weggeland—Aye.

Senate Bill No. 681, Takasugi Amendments: Weggeland—Aye; Bowen, Bustamante, and Lee—No.

Assembly Bill No. 552, Concurrence: Bustamante and Granlund—Aye; Lee—No.

Assembly Bill No. 457: Lee—Aye; Granlund—No.

Senate Bill No. 297: Boland, Bustamante, Granlund, Isenberg, Kaloogian, Martinez, Miller, Morrow, and Rogan—Aye; Bowen, Lee, Mazzoni, and Sweeney—No.

Senate Bill No. 788 and Urgency: Alby, Isenberg, Lee, and Martinez—Aye.

Senate Bill No. 962: Battin, Bowen, Bustamante, Goldsmith, Isenberg, and Sher—Aye; Lee, Martinez, and Morrow—No.

Senate Bill No. 889: Bordonaro, Hoge, Isenberg, Lee, Martinez, Morrow, and Willard Murray—Aye.

Senate Bill No. 620: Bates, Isenberg, Lee, and Martinez—Aye.

Senate Bill No. 1162: Bowen, Bustamante, and Martinez—Aye; Burton, Hoge, Lee, Kevin Murray, and Speier—No.

Senate Bill No. 290 and Urgency: Bustamante, Friedman, Isenberg, Lee, Martinez, Olberg, and Speier—Aye.

Senate Bill No. 45: Boland, Brulte, Goldsmith, Lee, Martinez, Sher, and Speier—Aye; Granlund—No.

Senate Bill No. 450: Cunneen, Frusetta, Kuykendall, Lee, Poochigian, and Speier—Aye; Bordonaro, Granlund, and Weggeland—No.

Senate Bill No. 716: Lee and Speier—Aye.

Senate Bill No. 76: Allen, Bowen, Bustamante, Cannella, Ducheny, Harvey, Sweeney, and Setencich—Aye; Lee, Martinez, Speier, and Tucker—No.

Senate Bill No. 501: Bates—Aye.

Senate Bill No. 745: Boland, Bustamante, Cannella, Cortese, and Kaloogian—Aye; Bates and Martinez—No.

Senate Bill No. 1265: Ackerman, Bates, Bowen, Valerie Brown, Isenberg, Machado, Martinez, and Sher—Aye.

Assembly Bill No. 174, Concurrence: Bowen, Hawkins, Isenberg, and Martinez—Aye.

Assembly Bill No. 203, Concurrence: Weggeland—Aye.

Senate Bill No. 724 and Urgency: Valerie Brown and Weggeland—Aye.

Assembly Bill No. 231, Concurrence: Frusetta, Lee, Machado, and Kevin Murray—Aye; Bordonaro, Kaloogian, and Takasugi—No.

Assembly Bill No. 257, Concurrence: Boland—Aye; Hoge—No.

Assembly Bill No. 304, Concurrence: Bowen and Olberg—Aye.

Assembly Bill No. 371, Concurrence: Bowen—Aye.

Assembly Bill No. 399, Concurrence: Battin, Bowen, and Frusetta—Aye; Hoge and Pringle—No.

Assembly Bill No. 414, Concurrence: Hoge, Kuykendall, Mazzoni, Poochigian, Pringle, and Weggeland—Aye.

Assembly Bill No. 443, Concurrence: Burton, Hoge, Isenberg, Kuykendall, Poochigian, and Pringle—Aye.

Assembly Bill No. 438, Concurrence: Goldsmith, Granlund, Hoge, Kuykendall, and Pringle—Aye.

Assembly Bill No. 488, Urgency and Concurrence: Goldsmith, Granlund, Hoge, and Kuykendall—Aye; Pringle—No.

Assembly Bill No. 575, Concurrence: Battin, Goldsmith, Hoge, Kaloogian, Kuykendall, and Pringle—Aye.

Assembly Bill No. 585, Concurrence: Bustamante, Firestone, and Frusetta—Aye; Takasugi—No.

Assembly Bill No. 625, Concurrence: Kuykendall and Sher—Aye; Hoge—No.

Assembly Bill No. 666, Concurrence: Hoge and Pringle—Aye.

Assembly Bill No. 733, Concurrence: Escutia, Hawkins, Margett, and Vasconcellos—Aye; Weggeland—No.

Assembly Bill No. 767, Concurrence: Escutia, Olberg, and Speier—Aye; Battin, Hawkins, Hoge, and Pringle—No.

Assembly Bill No. 816, Concurrence: Burton, Hoge, and Pringle—Aye; Martinez—No.

Assembly Bill No. 839, Concurrence: Ackerman, Frusetta, Hawkins, Knox, and Lee—Aye; Hoge, Kaloogian, and Knight—No.

Assembly Bill No. 888, Concurrence: Bowen, Caldera, Goldsmith, Hawkins, Hoge, Knox, Napolitano, and Pringle—Aye; Villaraigosa—No.

Assembly Bill No. 940, Concurrence: Sher—Aye.

Assembly Bill No. 1040, Concurrence: Valerie Brown and Kuykendall—Aye.

Assembly Bill No. 1102, Concurrence: Bates, Ducheny, Goldsmith, and Isenberg—Aye.

Assembly Bill No. 1136, Concurrence: Rogan—No.

Assembly Bill No. 1274, Concurrence: Bates, Hoge, and Isenberg—Aye.

Assembly Bill No. 1287, Concurrence: Bates and Isenberg—Aye.

Assembly Bill No. 1334, Concurrence: Isenberg, Knox, and Rainey—Aye; Battin, Boland, and Kaloogian—No.

Assembly Bill No. 1336, Concurrence: Cunneen, Isenberg, and Kuehl—Aye.

Assembly Bill No. 1355, Concurrence: Isenberg—Aye; Cannella—No.

Assembly Bill No. 1361, Concurrence: Bates, Isenberg, Knox, Martinez, and Villaraigosa—Aye.

Assembly Bill No. 1374, Concurrence: Bordonaro, Frusetta, and Isenberg—Aye.

Assembly Bill No. 1753, Concurrence: Brulte, Knox, and Kuehl—Aye.

Assembly Bill No. 1830, Concurrence: Firestone and Frusetta—Aye.

Assembly Bill No. 59, Concurrence: Boland, Burton, Kuehl, Kuykendall, and Takasugi—Aye; Granlund—No.

Assembly Bill No. 590, Concurrence: Cortese—Aye; Brulte, Frusetta, Harvey, and Kaloogian—No.

Assembly Bill No. 704, Concurrence: Valerie Brown and Weggeland—Aye.

Assembly Bill No. 922, Concurrence: Brulte, Frusetta, Harvey, and Rogan—No.

Assembly Bill No. 1024, Concurrence: Knox, Machado, and Kevin Murray—Aye; Bates and Isenberg—No.

Assembly Bill No. 1215, Concurrence: Bates, Boland, Bordonaro, Caldera, Cunneen, Kaloogian, Kuehl, Napolitano, Pringle, and Takasugi—Aye.

Assembly Bill No. 1317, Motion to Re-refer to Committee: Kaloogian—No.

Assembly Bill No. 1520, Concurrence: Boland, Kaloogian, Kuykendall, McPherson, and Speier—Aye.

Senate Bill No. 657: Machado—No.

Assembly Bill No. 1252, Concurrence: Frusetta—Aye.

Senate Bill No. 954: Machado—Aye.

Senate Bill No. 1094: Speier—No.

Assembly Bill No. 855, Concurrence: Rainey—Aye.

Assembly Bill No. 1451, Urgency and Concurrence: Rainey—Aye.

Assembly Bill No. 133, Concurrence: Kuehl, Rainey, Speier, and Sweeney—Aye; Battin and Lee—No.

Assembly Bill No. 1532, Concurrence: Bordonaro, Firestone, and Kuykendall—Aye.

Assembly Bill No. 1851, Concurrence: Speier—Aye.

Assembly Bill No. 1876, Concurrence: Kuehl and Villaraigosa—Aye.

Assembly Bill No. 1920, Concurrence: Villaraigosa—Aye.

Assembly Bill No. 557, Concurrence: Battin, Bowen, Goldsmith, Granlund, Knight, and Speier—Aye.

Assembly Bill No. 1763, Concurrence: Granlund and Kuehl—Aye.

Senate Bill No. 1055: Frusetta and McPherson—No.

Assembly Concurrent Resolution No. 46, Concurrence: Granlund—No.

Assembly Bill No. 718, Concurrence: Olberg—Aye; Battin, Goldsmith, and Granlund—No.

Assembly Bill No. 1343, Concurrence: Goldsmith and Granlund—Aye.

Assembly Bill No. 200, Concurrence: Machado and Olberg—Aye.

Assembly Bill No. 818, Concurrence: Frusetta and Goldsmith—Aye.

Assembly Bill No. 1013, Concurrence: Harvey—Aye.

Assembly Bill No. 1257, Concurrence: Firestone and Olberg—Aye.

Assembly Bill No. 1937, Concurrence: Machado—Aye; Cunneen and McPherson—No.

Assembly Bill No. 531, Concurrence: Baca, Bustamante, Goldsmith, and Machado—Aye; Kuehl and Lee—No.

Assembly Bill No. 819, Concurrence: Firestone, Goldsmith, and Kuehl—Aye; Granlund—No.

Assembly Bill No. 898, Concurrence: Machado and Takasugi—Aye.

Assembly Bill No. 1566, Concurrence: Valerie Brown, Goldsmith, and Kevin Murray—Aye.

Assembly Bill No. 1589, Concurrence: Valerie Brown and Bustamante—Aye.

Assembly Bill No. 1962, Concurrence: Lee and Machado—Aye.

Assembly Bill No. 743: Bowen—Aye; Sweeney—No.

Assembly Bill No. 1695, Concurrence: Allen—Aye.

Assembly Bill No. 1168, Urgency and Concurrence: Battin, Frusetta, Goldsmith, Granlund, Hawkins, Miller, Takasugi, and Weggeland—Aye.

Assembly Bill No. 976, Concurrence: Frusetta—Aye; Bordonaro—No.

Assembly Bill No. 265, Concurrence: Frusetta—No.

Assembly Bill No. 1317, Concurrence: Frusetta—No.

Assembly Bill No. 1217, Concurrence: Frusetta—No.

MOTION TO ADJOURN

At 12 p.m., Assembly Member Bowen moved that the Assembly do now adjourn.

Speaker Emeritus Willie Brown seconded the motion.

Motion to Adjourn Withdrawn

With the consent of the second to the motion, Assembly Member Bowen withdrew her motion that the Assembly do now adjourn.

MOTION TO ADJOURN

At 12 p.m., Assembly Member Valerie Brown moved that the Assembly do now adjourn.

Assembly Member Speier seconded the motion.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12 p.m., Speaker Setencich declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 12 p.m., the Assembly adjourned for the 1995 Interim Study Recess, pursuant to the provisions of Joint Rule 51(a)(4) and the motion by Assembly Member Valerie Brown, until Wednesday, January 3, 1996, at 11 a.m.

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 15, 1995

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

Assembly Bill

1202

Assembly Constitutional Amendment

29

Senate Bills

349
678
681
947
1265
1280

Senate Concurrent Resolution

38

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

Senate Bill

428 Amendments tabled

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 11

INTERIM RECESS

Assembly Chamber, Sacramento
Tuesday, October 17, 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 Interim Study Recess:

COMMUNICATIONS

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

October 11, 1995

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

Dear Dotson: Please be advised that I have created the Select Committee on California's Health Care Safety Net, and have appointed the following Assemblymembers:

Barbara Friedman,
Chairwoman
Marguerite Archie-Hudson
Tom Bordonaro
Louis Caldera
Martha Escutia
Peter Frusetta
Martin Gallegos
Brett Granlund
Phil Hawkins
Barbara Lee
Bob Margett
Ted Weggeland

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

October 13, 1995

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

Dear Dotson: Please be advised of the following appointments:

Joint Legislative Sunset Review Committee

Jim Morrissey
Jackie Speier
Bruce Thompson

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

94106
October 11, 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 its review of various activities of the Department of Fish and Game. Specifically, we reviewed the department's cost allocation methods, the appropriateness of charges to restricted funds, and the status of department efforts to strengthen controls over purchasing and contracting. We also compared the ratio of headquarters staff to field staff over a ten-year period. Finally, we reviewed the reasonableness of costs the department has incurred in responding to the Dunsmuir chemical spill and the adequacy of its procedures to respond to similar spills.

This report concludes that, although the department has made efforts to improve its administrative processes, more improvement is needed in several areas. For example, the department does not have a written cost allocation plan and its current process inequitably charges its programs and funds. As a result, department programs and funds pay costs for which they receive no benefit.

In addition, the department's management of restricted funds is flawed because it does not always capture the actual costs of program activities paid for by these funds. Also, the department has made an inappropriate loan from restricted funds, and does not provide its managers with sufficient accounting information to allow them to properly manage these funds. Further, audits conducted by the department's auditors and our own review of the department's purchasing and contracting practices have confirmed that problems with these practices continue to be widespread. This report also

concludes that the department has not always used high-level positions appropriately.

Finally, although the department properly accounted for the charges to the Dunsmuir chemical spill, the costs for goods and services used in response to the spill were not always justified.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

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:

Resolution on United States Constitutional Amendment Regarding Immigration.
Initiative Statute.

Referred by the Speaker to the Committee on Public Safety.

Prohibition Against Discrimination or Preferential Treatment by State and Other Public Entities.
Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Judiciary.

Preserving Minority, Women, Disabled Programs in Public Contracting, Employment, and Education.
Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Judiciary.

REPORTS

The following reports were presented by the Chief Clerk:

City of Long Beach, Tideland Oil Revenue Fund,
Statement of Expenditures Including Unpaid Obligations
From Oil Revenue, Fiscal Year Ended June 30, 1995
(Pursuant to Section 10, Chapter 138, Statutes of 1964)

Above transmitted report, together with letter of transmittal from John R. Calhoun, City Attorney, Long Beach, dated September 27, 1995, referred by the Speaker to the Committee on Local Government.

Standards and Training for Corrections,
Annual Report to the Legislature
(Pursuant to Penal Code Section 6044)

Above transmitted report, together with letter of transmittal from Thomas E. McConnell, Executive Officer, Board of Corrections, Sacramento, dated September 26, 1995, referred by the Speaker to the Committee on Public Safety.

1994–95 Emergency Fire Suppression Expenditure Report
(Pursuant to Provision 2, Item 3540-006-001, Budget Act)

Above transmitted report, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated September 26, 1995, referred by the Speaker to the Committee on Budget.

California State Lottery, Fiscal Year 1994–95, Contracts Over $100,000.00 and One Time Purchases Over $100,000.00
(Pursuant to Government Code Section 8880.56 (b),(5))

Above transmitted report, together with letter of transmittal from Catherine Van Aken, Chief Counsel, Legal Office, California Lottery, Sacramento, dated September 26, 1995, referred by the Speaker to the Committee on Governmental Organization.

Report to the Legislature on the Implementation of Women, Minority, and Disabled Veterans Business Enterprises Program for Public Utilities
(Pursuant to Public Utilities Code Section 8283)

Above transmitted report, together with letter of transmittal from Wesley Franklin, Acting Executive Director, Public Utilities Commission, San Francisco, dated September 22, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

Heavy Metals in Packaging, September 1994
(Pursuant to Assembly Bill 2393, 1992)

Above transmitted report, together with letter of transmittal from Ralph E. Chandler, Executive Director, California Integrated Waste Management Board, Sacramento, dated September 11, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

California State Lottery, Monthly Management Information Report
(Pursuant to Government Code Section 8880.42)

Above transmitted report, together with letter of transmittal from A.A. Pierce, Interim Director, California Lottery, Sacramento, dated September 14, 1995, referred by the Speaker to the Committee on Governmental Organization.

Blythe Environmental Remediation Demonstration Project, A Legislative Report 95-2CWP
(Pursuant to Health and Safety Code Section 25299.82)

Above transmitted report, together with letter of transmittal from Walt Pettit, Executive Director, State Water Resources Control Board, Sacramento, dated September 14, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Evaluation of Youth Authority Rehabilitation Programs, Report on Systems and Measures to Determine Program Effectiveness
(Pursuant to a Supplement to the 1994–95 Fiscal Year Budget Act)

Above transmitted report, together with letter of transmittal from Craig L. Brown, Director, Department of the Youth Authority, Sacramento, dated September 8, 1995, referred by the Speaker to the Committee on Public Safety.

Management of the California State Water Project, Appendix D, Cost of Recreation and Fish and Wildlife Enhancement
(Pursuant to Water Code Section 11912)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated October 3, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Statistical Report of
Beverage Container Sales, Returns, Redemption and Recycling Rates
(Pursuant to Public Resources Code Section 14551)

Above transmitted report, together with letter of transmittal from Michael F. Byrne, Director, Department of Conservation, Sacramento, dated September 29, 1995, referred by the Speaker to the Committee on Natural Resources.

Implementation of Chapter 1139, Statutes of 1992
(Pursuant to Government Code Section 65584.3)

Above transmitted report, together with letter of transmittal from Timothy L. Coyle, Director, Department of Housing and Community Development, Sacramento, dated October 6, 1995, referred by the Speaker to the Committee on Housing and Community Development.

Department of Water Resources, Contract Services Office,
Consultant Report, Contracts Entered Into
During the Dates July 1, 1994 to June 30, 1995
(Pursuant to State Administrative Manual Section 1289)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated October 3, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Summary of Department of Transportation Activities
Regarding California Public Utilities' Recommendations
(Pursuant to Public Utilities Code Section 765.7(d))

Above transmitted report, together with letter of transmittal from William R. Schulte, Director, Safety and Enforcement Division, Public Utilities Commission, San Francisco, dated September 29, 1995, referred by the Speaker to the Committee on Transportation.

California Environmental Protection Agency, Loaned Employee Report,
Fourth Quarter Report—(April 1, 1995–June 30, 1995), [REPORT A]

California Environmental Protection Agency,
Fourth Quarter Report—(April 1, 1995–June 30, 1995),
Permit Assistance Centers Staff
and California Environmental Technology Partnership Staff [REPORT B]

(Pursuant to 1994–95 Supplemental Report
of the 1994 Budget Act, Item 0555-001-100)

Above transmitted report, together with letter of transmittal from Jack J. Pandol, Undersecretary, California Environmental Protection Agency, Sacramento, dated October 2, 1995, referred by the Speaker to the Committee on Budget.

Taxpayers' Bill of Rights, Annual Report to the Legislature,
Franchise Tax Board, October 1, 1995
(Pursuant to Revenue and Taxation Code Sections 21006 and 21009(a))

Above transmitted report, together with letter of transmittal from Gerald H. Goldberg, Executive Officer, Franchise Tax Board, Sacramento, dated October 1, 1995, referred by the Speaker to the Committee on Revenue and Taxation.

Six-Year Transportation Funding Plan
(Pursuant to Streets and Highways Code Section 163)

Above transmitted report, together with letter of transmittal from Dale E. Bonner, Deputy Legal Affairs Secretary, Governor's Office, Sacramento, dated October 16, 1995, referred by the Speaker to the Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Elections, Reapportionment and Constitutional Amendments

October 16, 1995

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1043
Assembly Bill No. 1045
Assembly Bill No. 1090
Assembly Bill No. 1206
Assembly Bill No. 1704
Assembly Bill No. 1706
Assembly Bill No. 1712
Assembly Bill No. 1816
Assembly Bill No. 1926

McPHERSON, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Health

October 3, 1995

Mr. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 497

GRANLUND, Chairman

Above bill ordered filed with the Chief Clerk.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 18, 1995

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

Assembly Bill No. 888

And reports the same correctly enrolled, and presented to the Governor at 9:30 a.m., September 18, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 1995

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

Assembly Joint Resolution No. 37

And reports the same correctly enrolled, and presented to the Secretary of State on the 18th day of September, 1995, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 1995

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

Assembly Bill No. 442
Assembly Bill No. 706
Assembly Bill No. 935
Assembly Bill No. 958
Assembly Bill No. 1021
Assembly Bill No. 1314
Assembly Bill No. 1525
Assembly Bill No. 1571
Assembly Bill No. 1677
Assembly Bill No. 1690
Assembly Bill No. 1713
Assembly Bill No. 1722
Assembly Bill No. 1785
Assembly Bill No. 1804
Assembly Bill No. 1836

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 18, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 1995

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

Assembly Bill No. 70
Assembly Bill No. 1100
Assembly Bill No. 1482

And reports the same correctly enrolled, and presented to the Governor at 10:15 a.m., September 19, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 1995

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

Assembly Bill No. 13
Assembly Bill No. 49
Assembly Bill No. 457
Assembly Bill No. 532
Assembly Bill No. 791
Assembly Bill No. 1366
Assembly Bill No. 1664

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., September 19, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 20, 1995

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

Assembly Bill No. 6
Assembly Bill No. 76
Assembly Bill No. 93
Assembly Bill No. 144
Assembly Bill No. 483
Assembly Bill No. 486
Assembly Bill No. 552
Assembly Bill No. 1204
Assembly Bill No. 1381
Assembly Bill No. 1501
Assembly Bill No. 1887
Assembly Bill No. 1966

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., September 20, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 21, 1995

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

Assembly Bill No. 174
Assembly Bill No. 203
Assembly Bill No. 231
Assembly Bill No. 304
Assembly Bill No. 399
Assembly Bill No. 443
Assembly Bill No. 575
Assembly Bill No. 585
Assembly Bill No. 733
Assembly Bill No. 767
Assembly Bill No. 816
Assembly Bill No. 839

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 21, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 22, 1995

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

Assembly Bill No. 25
Assembly Bill No. 257
Assembly Bill No. 371
Assembly Bill No. 376
Assembly Bill No. 389
Assembly Bill No. 414
Assembly Bill No. 438
Assembly Bill No. 488
Assembly Bill No. 512
Assembly Bill No. 554
Assembly Bill No. 625
Assembly Bill No. 662
Assembly Bill No. 666
Assembly Bill No. 940
Assembly Bill No. 1040
Assembly Bill No. 1102
Assembly Bill No. 1188
Assembly Bill No. 1252
Assembly Bill No. 1343
Assembly Bill No. 1753

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 22, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 25, 1995

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

Assembly Bill No. 481
Assembly Bill No. 557
Assembly Bill No. 704
Assembly Bill No. 718
Assembly Bill No. 756
Assembly Bill No. 1024
Assembly Bill No. 1038
Assembly Bill No. 1130
Assembly Bill No. 1215
Assembly Bill No. 1228
Assembly Bill No. 1274
Assembly Bill No. 1334
Assembly Bill No. 1355
Assembly Bill No. 1549
Assembly Bill No. 1602
Assembly Bill No. 1636
Assembly Bill No. 1695
Assembly Bill No. 1777
Assembly Bill No. 1788
Assembly Bill No. 1860

And reports the same correctly enrolled, and presented to the Governor at 1:30 p.m., September 25, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 25, 1995

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

Assembly Concurrent Resolution No. 46

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of September, 1995, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 25, 1995

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

Assembly Bill No. 133
Assembly Bill No. 265
Assembly Bill No. 320
Assembly Bill No. 510
Assembly Bill No. 1566
Assembly Bill No. 1589
Assembly Bill No. 1906

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., September 25, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 26, 1995

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

Assembly Concurrent Resolution No. 37
Assembly Joint Resolution No. 30
Assembly Joint Resolution No. 41
Assembly Joint Resolution No. 45

And reports the same correctly enrolled, and presented to the Secretary of State on the 26th day of September, 1995, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 26, 1995

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

Assembly Bill No. 31
Assembly Bill No. 266
Assembly Bill No. 319
Assembly Bill No. 347
Assembly Bill No. 531
Assembly Bill No. 536
Assembly Bill No. 590
Assembly Bill No. 737
Assembly Bill No. 818
Assembly Bill No. 819
Assembly Bill No. 898
Assembly Bill No. 922
Assembly Bill No. 1010
Assembly Bill No. 1101
Assembly Bill No. 1103
Assembly Bill No. 1257
Assembly Bill No. 1266
Assembly Bill No. 1307
Assembly Bill No. 1520
Assembly Bill No. 1563

And reports the same correctly enrolled, and presented to the Governor at 12:15 p.m., September 26, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 26, 1995

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

Assembly Bill No. 848
Assembly Bill No. 1828
Assembly Bill No. 1868
Assembly Bill No. 1876
Assembly Bill No. 1920
Assembly Bill No. 1962

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., September 26, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 27, 1995

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

Assembly Bill No. 200
Assembly Bill No. 683
Assembly Bill No. 739
Assembly Bill No. 853
Assembly Bill No. 855
Assembly Bill No. 967
Assembly Bill No. 1013
Assembly Bill No. 1217
Assembly Bill No. 1287
Assembly Bill No. 1302
Assembly Bill No. 1336
Assembly Bill No. 1361
Assembly Bill No. 1374
Assembly Bill No. 1434
Assembly Bill No. 1451
Assembly Bill No. 1532
Assembly Bill No. 1763
Assembly Bill No. 1830
Assembly Bill No. 1840
Assembly Bill No. 1964

And reports the same correctly enrolled, and presented to the Governor at 9:30 a.m., September 27, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 27, 1995

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

Assembly Bill No. 59
Assembly Bill No. 858
Assembly Bill No. 1225
Assembly Bill No. 1523
Assembly Bill No. 1564
Assembly Bill No. 1671
Assembly Bill No. 1731
Assembly Bill No. 1851
Assembly Bill No. 1937

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., September 27, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 27, 1995

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

Assembly Bill No. 397

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., September 27, 1995.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 28, 1995

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

Assembly Bill No. 446

And reports the same correctly enrolled, and presented to the Governor at 9:30 a.m., September 28, 1995.

E. DOTSON WILSON, Chief Clerk

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. 997

Governor's Office, Sacramento
October 1, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 997 without my signature.

This bill would require the California Debt Limit Allocation Committee (CDLAC) to endeavor to allocate approximately two-thirds of the housing portion of the state ceiling on private activity bonds to local agencies.

The federal government allocates to each state on a per capita basis, authorization for private activity bond financing. Private activity bond financing can currently be used for housing, industrial development bonds, school loans, and pollution control. CDLAC is charged with allocating the private activity bond authorization throughout the state.

In 1995, CDLAC had $1.57 billion of private activity bond financing authority to allocate. The demand, however, for that allocation was an unprecedented $5.4 billion.

For this year to date, approximately 62% of the total housing portion has been allocated to local issuers. By the time the cycle is completed, this percentage is expected to increase.

As a general rule, but especially in times of scare resources and great demand for those resources, CDLAC should retain maximum flexibility to allocate bonding authority. In this way, CDLAC can respond to economic factors and market conditions affecting the housing industry, provide bonding authority to those programs that perform better and consider the needs of the entire State. AB 997 would inappropriately restrict CDLAC's flexibility by establishing an arbitrary statutory formula based only upon whether the issuer is state or local, and without consideration of need, economic factors, ability to leverage allocation, geographic fairness or which entities can provide the best product.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 2nd day of October 1995, at 3:40 p.m., of Assembly Bill No. 997, 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. 1558

Governor's Office, Sacramento
October 1, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1558 without my signature.

This bill would authorize each school district to select one of its high schools to participate in a pupil survey regarding the performance of certificated teachers. This bill also would require the State Department of Education to submit a report to the Legislature, by January 1, 1998, evaluating the effectiveness of the pupil survey process on the performance of those teachers.

This bill is unnecessary. School districts already have the authority to conduct the surveys proposed by AB 1558. The Education Code should be simplified by excising redundant authorizing provisions, not by enacting new provisions that have no practical effect. Finally,

this bill would result in General Fund costs of approximately $40,000 which would have to be redirected from higher priority educational programs.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 2nd day of October 1995, at 3:40 p.m., of Assembly Bill No. 1558, 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. 397

Governor's Office, Sacramento
October 2, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 397 without my signature.

This bill would make a number of changes in state corporate tax policy, reducing a variety of taxes by about $48 million, and raising other taxes between $16 million and $47 million.

The best tax reform to enhance California's competitiveness and stimulate job creation was my proposal for a 15 percent personal income and corporate tax cut, phased in over three years. No other change would have had as dramatic or beneficial an effect on the business climate than this long overdue reform. I am disappointed that the Senate, unlike the Assembly, has failed to pass this significant tax reform.

Nonetheless, many of the tax reductions in AB 397 are good policy, and deserve support. In fact, my Administration sponsored the expansion of the research and development tax credit and has worked closely with the author of the aerospace workers enterprise zone provision. I have expressed in the past my support for conforming the small business expensing rules to federal law and providing consideration for the unique circumstances of the biotechnology industry. I am also proud of the progress we have made during my Administration to reform the unitary method of taxation to encourage job-creating foreign investment, although there is more work to be done in this area to ensure that California-based businesses, operating in an environment of global competition, are not placed at a disadvantage by our tax laws.

These changes would be a sensible refinement of the major tax reforms enacted on a bipartisan basis in 1993, which provided a manufacturer's investment tax credit, expanded the net operating loss carry forward deduction, and reduced the capital gains tax for small businesses, among other important changes.

However, as packaged in the closing days of this legislative session, AB 397 in its totality represents not good tax policy, but a cynical attempt to leverage tax increases on the backs of worthy tax reforms. Each of these tax proposals had been the subject of separate bills, which would have provided members of the Legislature the opportunity to vote up or down on the merits of the individual

proposals. Instead, the authors of this scheme chose an all-or-nothing approach, which not only joined 12 tax policy changes in one ponderous package, but added another six items to raise tax revenues. This ploy deprived the Legislature of their right to discern among the tax law changes, and forces me to reject the entire package.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 2nd day of October 1995, at 4 p.m., of Assembly Bill No. 397, 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

Veto Message—Assembly Bill No. 168

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 168 without my signature.

This bill would alter the current domestic violence diversion process by requiring the defendant to plead guilty before being diverted into a counseling program. This new procedure would defer entry of judgement and allow the court to withhold sentencing while a defendant attends a batterers treatment program. If the defendant successfully completes the program, the guilty plea is withdrawn, the charges are dropped and the case is dismissed. Furthermore, the arrest which formed the basis for the diversion is deemed to have never occurred and the defendant may indicate in response to any question concerning the offense that he/she was not arrested or diverted.

This bill is one of two measures which seeks to reform a system of diverting domestic violence offenders which has by all accounts been a failure. The universally perceived problem is a lack of accountability.

The current system allows batterers to opt to attend a counseling program without ever acknowledging that they have committed a crime and are prepared to accept the consequences.

While AB 168 is an improvement over existing law, when compared to SB 169, it is clearly less meritorious. The deferment of the sentence contemplated by AB 168 is more of a symbolic rather than a substantive change to the existing law.

It is for these reasons that I have signed SB 169 (Hayden), which eliminates the diversion process, thereby, treating this offense like any other violent crime. As a society, we can no longer continue to treat domestic violence cases as if they are no more significant than traffic violations.

With 20,000 domestic violence cases processed by the city of Los Angeles alone last year it is vitally important that we do more than make the cosmetic changes proposed by AB 168.

We must change the culture which makes domestic violence

acceptable and dispel the myth that the battering of a domestic partner is a family matter, and something less than a crime.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 580

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 580 without my signature.

This bill would prohibit the imposition of tolls or any other fees on a specified portion of Route 580.

The Administration has no current or projected plans to initiate congestion-pricing or any other toll requirement on Route 580.

But, it is inappropriate to establish such statutory constraints on future decisions regarding specific State highways. It could preclude a response that is needed and desirable.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 709

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 709 without my signature.

This bill would require the Office of Export Development within the World Trade Commission to establish a Japan-California Advisory Team. This bill also authorizes the Director of the Office of Export Development to establish additional advisory teams between California and other Asian countries.

The stated purpose of this bill is admirable: to develop ways for California and Japan to collaborate and promote the relationship between the two countries. This measure, however, is unnecessary and duplicative. AB 709 would mandate that the Office of Export Development create advisory bodies that the World Trade Commission already has the authority to create (AB 2685, Killea, Ch. 1387, 1986). The purpose of the World Trade Commission and the International Trade and Investment Division of the Trade and Commerce Agency is to foster relationships with the international business community in order to promote California's international trade activity. Both of these state entities already engage in multiple commercial activities with the Japanese public and private sectors and are not in need of additional governmental interference.

I have supported legislation over the past two years that established a Memorandum of Understanding with the Osaka Prefectural Government, required the Trade and Commerce Agency to host a biennial California Pacific Rim Conference, place a JETRO executive in the San Diego World Trade Center, and appropriated money in the budget to increase trade and investment positions in California's office in Tokyo.

The Trade and Commerce Agency has dutifully executed the provisions of these measures while absorbing the hundreds of thousands of dollars required to implement them. Not only will this

measure result in unfunded costs to the Agency, it will create more confusion and obstacles between public officials and business leaders from both countries.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1336

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1336 without my signature.

This bill would establish the California Progress Commission, with the California Economic Strategy Panel serving as the Commission. The Commission would be charged with developing indicators of California's social, economic, community, and environmental well-being, and other factors "directly related to the state's economic development," and proposing quantifiable benchmarks for the year 2000 and beyond.

While I support developing indicators and benchmarks to measure California's progress in achieving our strategic goals, this bill would inappropriately dilute the focused mission of the Economic Development Strategy Panel. The Panel is charged with developing a California Economic Development Strategic Plan, which already will include indicators and benchmarks for economic growth. Expanding the scope of the Panel's efforts by adding "social, community, and environmental well-being" as factors to be considered would blur the Panel's focus and divert the momentum the Panel has already achieved.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1511

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1511 without my signature.

This bill would grant local governments the authority to deny issuance of permits for placement of a manufactured home on property designated as historical by State and/or local government.

If local governments are interested in protecting historically significant areas in California, they should pursue listing these areas on either the State or National Register. There are virtually no rules governing the designation of local historic districts. This bill could inappropriately be used to prohibit the placement of a very valuable affordable housing alternative, and make it easier to infringe upon the rights of individual property owners.

Finally, current law allows local officials to impose architectural designs on manufactured homes that are not applied to single-family residential dwellings. This authority would seem to be sufficient to protect the historical integrity of the districts.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1528

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1528 without my signature.

This bill would state the Legislature's intent that 30% of the cost of the federal Women, Infants and Children Farmers' Market Nutrition Act of 1992 be funded by state, private or other funds. The bill would also direct the Secretary of Food and Agriculture, in conjunction with the Secretary of Health and Welfare to provide leadership to coordinate California's participation in the WIC Farmers' Market Nutrition Act program.

Existing law already expresses legislative intent that this program be funded with private or other funds. This bill could create pressure on the General Fund to provide the match. This program should continue to be funded from private donations rather than limited General Fund resources.

It is also inappropriate for the legislature to micromanage programs under the purview of the executive branch.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 5th day of October 1995, at 9:30 a.m., of Assembly Bills Nos. 168, 580, 709, 1336, 1511, and 1528, 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. 585

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 585 without my signature.

This bill would require the Santa Monica Mountains Conservancy (SMMC) to adopt a comprehensive plan for the "urban wild" within the Santa Monica Mountains Zone for the purpose of ensuring long term ecosystem sustainability. The plan shall also rank the importance of privately held open-space ownerships.

The purpose of the SMMC is to acquire real property and to coordinate trail development and recreation access within the zone. Further, SMMC may adopt a comprehensive plan for the development of the entire zone. The conservancy presently enjoys legal authority to adopt the comprehensive plan that is apparently contemplated by this bill. In that respect, the bill is unnecessary.

And even though the bill specifies that the plan to be developed is not be used to bring a legal challenge to "any land use in the urban wild, as defined . . . that is permitted and approved and that is otherwise valid," that is precisely the most likely result of a state imprimatur being given to the plan. It would likely encourage

litigation based upon a claim that a particular land use is not valid, and encourage a challenge to the valuation.

In that respect, this bill—which by the way was not sponsored by SMMC—is unwise and could produce an unfair result. Litigation would almost certainly add length and cost to the implementation of any conservancy acquisition plan.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 5th day of October 1995, at 4:30 p.m., of Assembly Bill No. 585, 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. 1785

Governor's Office, Sacramento
October 4, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1785 without my signature.

This bill would prohibit municipally owned utilities from recovering delinquent service charges from any subsequent tenants due to non-payment by a previous resident. It would also authorize a municipally owned utility to collect a deposit from a residential applicant prior to establishing an account.

Due to a drafting error the author has requested that I veto this measure. The error substantially changes the overall intent of the measure.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 5th day of October 1995, at 4:30 p.m., of Assembly Bill No. 1785, 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. 839

Governor's Office, Sacramento
October 5, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 839 without my signature.

This bill would establish a process for school districts and community college districts in a geographic region to reach a written delineation of functions agreement for the provision of adult education courses.

Last year, I vetoed a similar measure, AB 1056. The primary objection to the legislation was that it would have imposed a state

solution on a local problem. Not only does this bill not address my concern, it goes even further in terms of having the state intervene.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 6th day of October 1995, at 4:00 p.m., of Assembly Bill No. 839, 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. 1013

Governor's Office, Sacramento
October 11, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1013 without my signature.

This bill would create onerous new requirements for school districts and county boards of education when demotion of a school administrator is contemplated.

I have twice vetoed legislation similar to this. AB 1013 is not responsive to my previously stated objections. Administrators are management. Legislation that blurs the line between management and labor is not in the public interest.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1215

Governor's Office, Sacramento
October 11, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1215 without my signature.

This bill would require distribution of specified educational technology funding on a per-student basis, rather than the competitive grant award system currently used.

The 1995 budget includes not only a $5 million augmentation to the existing program, but also another $10 million augmentation for the acquisition of refurbished computers by schools. In addition, the Public Utilities Commission has allocated $35 million in onetime funding for educational technology in accordance with my request. Finally, the 1995 state budget provides for two block grants for K–12 schools, distributed on a per-student basis, which total nearly $416 million. Schools for which education technology is a priority have significant sources of new funding for education technology.

In light of this infusion of new funding in educational technology in this budget, basing allocation of this relatively modest source of education technology funds on a per-student basis would eliminate the project quality that is assured by the competitive grant process. While it may be true that the competitive grant process may make it

difficult for some schools to obtain grants, competition is an effective way for government to ensure that limited funds are directed to quality projects.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1722

Governor's Office, Sacramento
October 11, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1722 without my signature.

This bill would require all school administrators in California who supervise programs for limited-English-proficient pupils to undergo training in the methods of teaching such pupils.

The supporters of this bill confuse sensitivity with accountability. All AB 1722 would accomplish is to add yet another layer of bureaucratic regulation on programs to teach English to limited-English-proficient pupils. This bill is another example of excessive regulation that micromanages our schools and totally ignores outcomes and accountability for results.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 12th day of October 1995, at 11:15 a.m., of Assembly Bills Nos. 1013, 1215, and 1722, 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. 756

Governor's Office, Sacramento
October 12, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 756 without my signature.

This is one of a succession of bills which have sought to incrementally divest the rights of owners of stolen personal property in favor of pawn brokers who purchase the stolen goods.

By making it easier to release the "hold", this bill inappropriately limits the discretion of the line police officer. This is particularly troubling when dealing with pawnshop transactions. After the property has been released, there is little likelihood, if later it is determined to be stolen, of recovering the merchandise.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 399

Governor's Office, Sacramento
October 12, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 399 without my signature.

The bill would require local employers to continue health benefits to the spouses and dependents of peace officers killed in the line of duty. I think this is desirable policy. It gives reassurance to peace officers whose chosen profession has grown decidedly more dangerous. I would happily sign this provision.

But, this bill would also impose a mandate on local public employers that contract with the Public Employees Retirement Service to provide survivor allowances to the remarried spouses of deceased members. This is unnecessary and heavy-handed. Local agencies may bargain over this benefit under existing law.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1454

Governor's Office, Sacramento
October 12, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1454 without my signature.

This bill would establish a three year pilot gang and drug multi-jurisdictional task force for operation in the Los Angeles Area.

As I have indicated previously in my veto messages on virtually identical measures in 1992 and 1993, legislative authorization for the creation of a multi-jurisdictional task force is not required. Local government may on its own initiative enter into agreements to establish task forces as appropriate. In fact, numerous multi-jurisdictional task forces are currently in operation in this state and function, not as pilot projects, but as committed efforts to reduce drug trafficking and gang violence. This proposed program may similarly be achieved through local means.

I would also note that had the author started this project locally back in 1992, this pilot program would have expired by now.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 12th day of October 1995, at 3:25 p.m., of Assembly Bills Nos. 756, 399, and 1454 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. 590

Governor's Office, Sacramento
October 12, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 590 without my signature.

This bill would add bottled water and water filters as a Medi-Cal benefit. The bill would limit the benefit to Medi-Cal recipients who are unable to safely boil water or obtain boiled water. This bill would also limit the benefit when a county health department has made a recommendation that all tap water be boiled due to the health risk associated with cryptosporidiosis.

This bill is unnecessary because a far preferable alternative already exists. If a Medi-Cal beneficiary is incapable of boiling water or cannot obtain boiled water from a family member or friend, then the beneficiary is eligible to receive attendant services through the Medi-Cal program. Attendant services include boiling a sufficient supply of drinking water for the beneficiary.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 13th day of October 1995, at 2:25 p.m., of Assembly Bill No. 590, 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. 70

Governor's Office, Sacramento
October 13, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 70 without my signature.

This bill would provide that persons who are licensed collectors of curio relic firearms under federal law be exempted from the usual 15-day waiting period and completion of sale through a dealer for the purchase or transfer of a pistol, revolver, or other firearm capable of being concealed upon the person, if the transaction is registered with the Department of Justice and the licensed collector has a Department of Justice certificate of eligibility.

Under the definitions provided by the Bureau of Alcohol and Tobacco a commemorative firearm has the firing capability of a modern weapon.

In an effort to accommodate transport of multiple weapons without enclosing them in locked boxes the bill inadvertently exempts collectors from the prohibitions of Penal Code Section 12025, carrying concealed firearms. As law enforcement has pointed out this is a very significant departure from existing law which could compromise public safety.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 767

Governor's Office, Sacramento
October 13, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 767 without my signature.

This bill would require that property owned by the Department of Health Services (DHS) at 2151 Berkeley Way in Berkeley, be offered for conveyance to the University of California (UC), Berkeley, and gives UC two years to decide if it desires to obtain the property before it can be disposed of as surplus property.

This bill ties the conveyance of the DHS property to the requirement for UC to establish and maintain a wetlands reserve at the Richmond Field Station. While I am not opposed to UC obligating itself to develop and maintain wetlands beyond what is currently required in statute, I am opposed to establishing such a requirement in statute and tying it to DHS surplus property.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1408

Governor's Office, Sacramento
October 13, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1408 without my signature.

This bill would remove the authority of the Board of Prison Terms (BPT) to recommend to the court "compassionate release" of terminally ill inmates and instead place that authority solely in the Director of Corrections (CDC).

The existing law authorizes both the CDC and the BPT to recommend resentencing to the courts including compassionate release of terminally ill inmates. This bill is designed to eliminate the authority of the BPT because critics believe the CDC is more responsive to "compassionate release" requests.

CDC has authority over terms and release of all determinately sentenced inmates while BPT determines the release date of a much smaller group of inmates sentenced to life but parole eligible.

The underlying notion of this bill is that compassionate release requests amongst both groups should meet with more uniform results. This premise is fundamentally flawed. All of the criteria considered by both BPT and the courts incident to a compassionate release evaluation are rightly weighted against the most violent offenders. Factors include severity of the commitment offense, potential for violence and impact on victims. I am disinclined to alter the present system of evaluation.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 11:17 a.m., of Assembly Bills Nos. 70, 767, and 1408, 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. 1830

Governor's Office, Sacramento
October 14, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1830 without my signature.

This bill would specifically allow the Marin County Regional Park and Open Space District to levy assessments under the Landscape and Lighting Act. Although this authority is currently available to the District under the Landscape and Lighting Act, this bill would place that authority in the District's governing statutes. This would further codify the District's ability to levy assessments without voter approval.

While I have supported bills that allow for the creation of open-space districts by resolution of the board in lieu of a petition, all of these bills specifically prohibited those districts from levying assessments under the Landscape and Lighting Act without voter approval. AB 1830 does not include this provision.

Moreover, this bill provides that if the voters approve the assessment district, then any subsequent assessments levied by the district are considered to have been levied with the voters approval. It would be inappropriate to assume that the electorate has approved any future assessments by virtue of approving the establishment of a district.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 11:17 a.m., of Assembly Bill No. 1830, 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
Assistance Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1337

Governor's Office, Sacramento
October 15, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1337 without my signature.

This bill would require mobilehome park management to offer a prospective tenant a month-to-month lease, a 12-month lease, or a longer lease based upon mutual agreement between management and tenant.

The effect of this bill would be to extend the application of local rent control measures. Rent control measures distort the operation of

the housing market, ultimately increase housing costs, and reduce the availability of affordable housing.

Additionally, provisions of the Mobilehome Residency Law apply to mobilehome park residents and should not apply to prospective tenants. If a prospective mobilehome buyer does not like the terms of a lease offered from a particular park, he or she may look at mobilehomes in another park.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1529

Governor's Office, Sacramento
October 15, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1529 without my signature.

This bill provides that the possession or cultivation of marijuana for personal medicinal use, when the medicinal use has been approved by a physician and surgeon for the treatment of AIDS, cancer, glaucoma, or multiple sclerosis, be exempt from prosecution. This exemption is extended to the immediate family member, legal guardian and the primary caretaker.

The federal Food and Drug Administration has considered the value of marijuana for medical use. The FDA concluded that marijuana has no recognized medical use. FDA did, however, conclude that orally administered tetrahydrocannabinol (THC), which is an active ingredient of marijuana, has medical use, and a product containing THC can be, and is, prescribed and dispensed under federal and California law.

Moreover, this bill would for all intent and purposes legalize marijuana possession and cultivation in California. Although the bill refers to it as "medicinal marijuana", it provides absolutely no limits to the amount possessed or cultivated.

It would serve no useful purpose to enact legislation to allow for the use of marijuana for medical purposes when the FDA has concluded it is not appropriate. The enactment of AB 1529 would only serve to complicate law enforcement efforts by providing a defense to marijuana users.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1578

Governor's Office, Sacramento
October 15, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1578 without my signature.

This bill would establish the "Alternative Protest Pilot Project" as an alternative to the existing protest procedures. The pilot would continue until it has been tested on at least 5 percent of the contracts awarded in three categories defined in the bill.

This bill is unnecessary and potentially counter-productive. Executive Order W-123-95 was issued earlier this year, with specific direction to the Department of General Services to explore new and innovative bid protest resolution techniques and processes. Further,

AB 1578 would allow "illegal activity" to be a basis for filing a protest, without defining the term.

Finally, there are practical problems with some of the bill's provisions, such as the prohibition against participation by any vendor who has filed a protest on "any state government project" within the preceding fiscal year. This would be impossible to enforce, given the enormous number of state projects conducted annually.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1217

Governor's Office, Sacramento
October 15, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1217 without my signature.

This bill would require school districts to annually distribute to all district employees a copy of the current laws, school district policies, and reporting procedures pertaining to the protection of employees from violent acts. It would also require written acknowledgment of this information by any employee hired on or after January 1, 1996.

AB 1217 attempts to increase school safety through better reporting of, as well as higher awareness of, violent acts. The intent is commendable. However, the state should not have to mandate and micromanage to the level required in this bill. A much more direct approach would be to have all principals, in the first week of school, go over the reporting requirements. This could be a model policy proposed by the Association of School Administrators, rather than a mandate decreed by the state.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 133

Governor's Office, Sacramento
October 15, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 133 without my signature.

This bill would require the California Department of Corrections to physically transport inmates who have served a part of their sentence in the Security Housing Unit (SHU) in Pelican Bay State Prison to the prison facility nearest to their county of parole, up to 30 days prior to release.

Assembly Bill 133, while commendably narrowed, is similar to AB 3331 which I vetoed last year. It suffers from the same generic infirmity. The bill presumes that transporting parolees around the state will increase public safety. Once released, however, parolees are essentially free, their release site does not assure that they will either obey the law or stay in one place. Most do neither.

Further, the closest prison facility to the inmate's county of parole may simply be inappropriate from a security standpoint for inmates who have served portions of their time in a SHU. Some have in fact been transferred from the institution closest to their homes because of gang or other criminal involvement with fellow prisoners. Additionally, there may not be adequate housing available at the

facility closest to the inmate's county of parole. This bill provides neither discretion nor flexibility to the Department under those circumstances. Considering the severe overcrowding our system is now experiencing, this measure represents prison micromanagement at its worst.

I favor the more universal approach, designed to protect all Californians provided by a companion bill SB 856 (Thompson).

Senate Bill 856, signed this day, addresses the release of the most dangerous parolees on a statewide basis requiring that they report to their parole officer within two days of release and directing the Department of Corrections to issue a warrant within 24 hours of failure to report.

In addition to the issuance of warrants, however, we must have meaningful sanctions for offenders who violate parole. Current law provides only a one year maximum for parole violation regardless of the magnitude of the underlying offense(s). For that reason I sponsored introduction of AB 589 (Rainey), this year, in an effort to increase penalties for parole violation to a maximum of five years. While this effort was temporarily frustrated it will be pursued again in 1996.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1343

Governor's Office, Sacramento
October 15, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1343 without my signature.

This bill would require the Department of Corrections or the Board of Prison Terms to notify law enforcement at least 45 days, rather than 15 days, prior to the scheduled release from state prison of a violent felon. The bill also requires the Board of Prison Terms to provide notification to local law enforcement at least 30 days prior to any hearing to consider the parole suitability of any inmate. Law enforcement would be allowed to testify during the parole consideration hearing regarding the appropriate location of the parole release.

I endorse the right of law enforcement to testify regarding the community into which a felon is to be released. However, the parole consideration hearing is the wrong forum for those concerns. The parole consideration hearing focuses upon whether the inmate should be released at all. Suitability for parole is generally found, if at all, only after multiple hearings. Only then does parole placement become important. At that time, the Department of Corrections, after considering law enforcement and community recommendations, makes an administrative determination regarding the location of the parolee. I see no reason to alter that process.

I am supportive of early notification by the Department of Corrections to local law enforcement. Accordingly, I agree with the Department's policy which for some time now has provided that

violent offender notifications are to be mailed 45 days prior to the offender's release.

This bill however, abrogates the exception provided under current law when the release date could not have been reasonably anticipated by the Department. Typically this involves the restoration of behavior credits late in the offenders term. The inmate must apply for the return of those credits. Many wait until the end of their term to do so knowing that restoration will result in release within a few days. In that event, there is insufficient time for early notification.

The law controlling the late restoration of credits should be changed to emphasize public safety rather than prisoner convenience. Nonetheless, it serves no practical purpose to impose, as this bill would, statutory requirements that are so inflexible that compliance cannot be attained.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 11:18 a.m., of Assembly Bills Nos. 1337, 1529, 1578, 1217, 133, and 1343, 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. 234

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 234 without my signature.

This bill would create the Task Force on the Role of Parks and Recreation in Providing Youth Programs.

It clearly lies within the prerogative of the executive branch to carry-out, if it determines necessary, the objectives of this measure. Therefore, there is no apparent need for this legislation.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 307

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 307 without my signature.

This bill would require the Department of Finance to prepare estimates of the reimbursable costs for every piece of legislation that would impose a state-mandated local program according to the following timelines: (a) within 21 days of introduction, (b) within 5 days of every amendment, or (c) at least 48 hours prior to a committee hearing if the deadlines in (a) and (b) would not produce an analysis in time for the hearing.

AB 307 would significantly increase the workload of the

Department of Finance for little or no benefit. While it is important that members of the Legislature be apprised fully of both the programmatic and fiscal impacts of bills which come before them, the current system produces such analyses. For example, the legislative staff of the various policy committees prepare thorough and timely analyses of bills which come before those committees for their programmatic and policy implications. For those bills which are passed out of policy committee, the Department of Finance has, and will continue to, prepare analyses of the fiscal impact.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 3:58 p.m., of Assembly Bills Nos. 234 and 307, 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. 1038

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1038 without my signature.

This bill would among other things consolidate three statutes currently designed to protect children and their custodial parents from noncustodial parents and others who intentionally disrupt rights of custody or visitation through abduction or concealment.

The bill's primary goals of simplification and clarification are achieved at the expense of proportional sentencing, traditionally providing higher penalties for more egregious conduct. Current law provides for a maximum of four years in state prison for any person who, without a right of custody, abducts a child with the intent of concealing that child from one having lawful custody. Lesser penalties apply to offending parents or others who have some legal right to custody of the child abducted or concealed.

This bill would lower the maximum penalty for child abduction to three years while eliminating the distinction between offending parents and those with no custodial rights. The significant positive changes contemplated by AB 1038 should be achieved without diminishing existing penalties.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 9:45 p.m., of Assembly Bill No. 1038, 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. 1101

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I am returning Assembly Bill No. 1101 without my signature.

This bill would require health care service plan contracts which provide outpatient prescription drug benefits to include coverage for a variety of federal Food and Drug Administration approved prescription contraceptive methods. The bill would require the drug benefit be extended to the beneficiary, covered spouse and covered dependents. This bill would also prohibit any health care service plan contract that provides coverage for pregnancy services from containing any exclusion, reduction, or other limitation for those services that are more restrictive than other benefits covered by the plan.

At this time, I have only unverified estimates as to the cost and cost-effectiveness of including a contraceptive benefit in health care coverage. It would be irresponsible to mandate unknown costs upon small employers.

This added cost may be the last straw that persuades them to drop coverage for their employees. If the contraceptive benefit is either a minor increase in premium or a cost-effective means of avoiding the covered and much greater costs of pregnancy medical care, both employers and the health insurance industry (not just health care service plans) should be eager respectively to buy and to offer such coverage. This is a fundamental premise of the author of the bill. If the author's premise proves correct, self-interest and market forces should cause inclusion of a contraceptive benefit without the compulsion of a mandate. The carrot should make the stick unnecessary.

This proved to be the case with the HIPC (Health Insurance Plan of California) which made health care coverage affordable and therefore available to small employers and their employees. The industry owes both the author and the public a fair and accurate analysis of the assertion of cost benefit to small employers. I will invite industry representatives to meet with me for this purpose.

Moreover, a fundamental question is whether it is fair to place the burden for providing this benefit to society, exclusively upon employers, rather than upon society as a whole. If there is a dispute as to the cost of including a contraceptive benefit, there can be no dispute as to the wisdom . . . and kindness . . . of preventing unintended pregnancies. Preventing unintended pregnancies avoids all the increasingly heavy financial and social costs that would otherwise be suffered by the general public.

We do not impose the exclusive burden of health care costs for the

poor on employers. Medi-Cal is paid for by taxpayers—federal, state and local. And in California, we have recognized the wisdom of extending publicly subsidized prenatal care to the working poor who are not Medi-Cal eligible through the program called "Access to Infants and Mothers" (AIM).

I am directing the Department of Finance and the Department of Health Services to estimate the costs of either extending contraceptive benefits in the AIM program to women not yet pregnant, or increasing Medi-Cal eligibility to the AIM eligible working poor for the exclusive purpose of providing them a needed contraceptive benefit. I would invite the author to explore with me the feasibility of these alternative approaches.

I am also directing the Health and Welfare Agency to conduct a thorough study to determine the extent to which Medi-Cal recipients are actually using the contraceptive benefits available to them; and why—given their availability—there continues to be such an unacceptably high rate of failure to prevent unintended pregnancies.

One thing is clear beyond dispute, California and America must launch a campaign of unprecedented aggressiveness aimed at greatly increasing the use of contraception to reverse the alarming increase in unintended pregnancies and the birth of unwanted children. The costs of failing to do so are too great. They are simply unacceptable.

Unintended pregnancies too often result in abortions or unwanted children. The alarming increase in reported child abuse and child neglect results in significant part from the birth of more and more unwanted children to people who are not equipped mentally, emotionally or financially to be parents. And, when the births are out of wedlock, as are one in every three throughout the nation, the potential for tragedy increases dramatically.

Today's unwed 14-year old mothers will all too often produce the next generation of unwed teen mothers and the juvenile thugs whom scholars predict will wreak upon America an epidemic crime wave beyond any in our history.

God love the mentoring groups who seek to provide that caring adult so needed in the life of every fatherless child—The One Hundred Black Men, the Big Brothers and Big sisters and all the rest. But for all the extraordinary good they do and all the young lives they touch and change, there are simply not enough of them.

God love all the loving adoptive parents so eager to take and cherish someone else's child as their own. They are the ultimate gift from God to the unwanted child. But, however we may encourage them and seek to swell their numbers—as I just have by signing a bill to remove the bar that has prevented parents of one race from adopting a child of another race—there are not enough willing to be parents.

We must succeed as never before in America to make contraception the responsible choice, the available option and moral obligation to prevent unintended and unwanted pregnancies. Other civilized nations *do* succeed. We must succeed or suffer the loss of the California and America we have known and cherished.

We have not made an adequate effort, and every year we fail to do so; the job grows greater and more difficult. The younger and poorer

the woman, the higher the percentage of unintended pregnancy. The rate among those with income below poverty level is 75%. Perhaps there's a relationship between that number and the fact that of the 8.5 million women in America aged 15–19, who are at high risk of unintended pregnancy, only 32% use any contraceptive method.

It is still possible to succeed, but it is already late. We are building too many prisons all over America because too many absent fathers have failed in their fundamental responsibility as fathers: they've failed to prevent the brutalizing of their sons. The results? One is that street cops in America are eleven times more likely to suffer major personal violence today than in 1960. That's a statistic all too easy to believe when you have attended as many funerals for slain officers as I have.

So, I say "yes" to mentors, "yes" to adoptions, "yes" to abstinence and absolutely "yes" to contraception and responsible family planning. I say "no" to a California that is forced to spend too much for prisons and for welfare, and not enough for the enrichment of individual human potential.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 9:46 p.m., of Assembly Bill No. 1101, 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

The following item veto messages from the Governor were received and ordered printed in the Journal and the item veto placed on the unfinished business file:

Item Veto—Assembly Bill No. 818

Governor's Office, Sacramento
October 14, 1995

To the Members of the California Assembly:

I have signed this date Assembly Bill No. 818. However, I am striking Section 10 in its entirety and I am reducing two items of appropriation in Section 11.

Section 10 would appropriate $1 million intended for five cities which are in litigation against the Department of Corrections for small community housing programs for State inmates transferred to a local jail. Providing loans as Section 10 would have done would be inappropriate given the lawsuits.

I am also vetoing $54,687 of the $1,800,683.38 appropriated to the Board of Control. Two of the claims included in that appropriation should not have been approved by the Board, and therefore I am reducing the total appropriation from $1,800,683.38 to $1,745,996.38.

Specifically, I am reducing subitem "Total for Fund: General

$2,538 from subitem "Total for Fund: Item 5240-001-001(A)" which would reduce that subitem from $196,095.25 to $193,557.25 to conform to my veto of claim number G285625.

With the above reduction and deletion, I hereby approve AB 818.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 11:15 a.m., of the Governor's statement of the items of appropriation reduced or eliminated from Assembly Bill No. 818 delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN
Assistant Chief Clerk of the Assembly

Item Veto—Assembly Bill No. 1701

Governor's Office, Sacramento
October 14, 1995

To the Members of the California Assembly:

On this date I have signed Assembly Bill No. 1701.

This bill would require the Secretary of State's Office to revise the affidavit of voter registration, eliminating the occupation of the elector and replacing it with a request for a California driver's license or identification number or other identifying number specified by the Secretary of State. This bill also requires the Secretary of State to establish a statewide voter registration system, including a candidate database, and appropriates $5 million, as a loan, for that purpose.

I am reducing the appropriation for the loan from $5 million to $3.5 million, based on the Secretary of State's revised estimates for developing and implementing the statewide voter registration system. The Director of Finance is reflecting the loan appropriation as a reduction of the current year's reserve and will also determine terms and conditions for the loan which the Director deems appropriate.

With this reduction I hereby approve Assembly Bill 1701.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 16th day of October 1995, at 11:16 a.m., of the Governor's statement of the items of appropriation reduced or eliminated from Assembly Bill No. 1701 delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN
Assistant Chief Clerk of the Assembly

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

Governor's Office, Sacramento
October 8, 1995

To the Members of the California Assembly:

I have signed this date Assembly Bill No. 624.

This bill would adjust the penalty for possession of a firearm within 1,000 feet of a school from a straight felony punishable by 2, 3, or 5 years in the state prison to a wobbler punishable by imprisonment in the county jail for not more than one year or 2, 3, or 5 years in the state prison, under certain specified circumstances.

This bill fulfills a commitment by the author of AB 645, made prior to its enactment, to amend its provisions to allow greater prosecutorial discretion relative to offenders who have no significant prison or criminal history. The amendments ensure more certainty and proportionality in punishment.

Cordially,

PETE WILSON

Governor's Office, Sacramento
October 12, 1995

To the Members of the California Assembly:

On this date I have signed Assembly Bill No. 151.

This bill permits the limited use of chlorinated polyvinyl chloride (CPVC) piping within buildings, providing such use is permitted by a local jurisdiction prior to January 1, 1996.

This legislation affirms that issues involving the health and safety of construction standards and new building products should not be subject to environmental review. This bill takes into account not only numerous studies as to the safety of using plastic pipe for transporting potable water in residential dwellings, it acknowledges that the product is now being used in all other states in the nation.

While this legislation affects limited jurisdictions in the state, I am directing the Department of Housing and Community Development to propose adoption of emergency building standards and related regulations allowing the use of CPVC water piping within residential dwellings statewide.

Cordially,

PETE WILSON

Governor's Office, Sacramento
October 12, 1995

To the Members of the California Assembly:

I have signed on this date Assembly Bill 662.

This bill will extend the sunset date for the Career Criminal Apprehension Program (C-CAP) from January 1, 1996 to July 1, 1996. As introduced, AB 662 would have expanded the scope of the C-CAP provisions to include additional crimes such as, assault with a firearm, and drive-by shooting. AB 662 would have also authorized operation

of the C-CAP indefinitely. Unfortunately, as enacted, AB 662 fails to address all the needs of local law enforcement agencies that receive C-CAP grants.

The C-CAP program has been an extremely valuable law enforcement tool for over 16 years and should have been permanently authorized by the Legislature given its history as one of the most efficient uses of state resources. C-CAP grants are provided in three-year funding cycles. Since this legislation only extends authorization for C-CAP from January 1, 1996 to July 1, 1996, grant projects that are in their first or second grant year will remain precariously funded. I urge the legislature to resolve these issues in January so that C-CAP can be used to the best public advantage.

Cordially,

PETE WILSON

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I have signed on this date Assembly Bill No. 265.

Last year, I vetoed SB 1273, which would have extended the statutory authority for the CLAS test. I did so because the test developed by the state Department of Education needlessly and offensively violated the privacy of students being tested by intruding into areas of inappropriate inquiry. Further, rather than involving parents, the department denied parent access to the test, effectively denying them the ability to determine the propriety of their children's participation. But at that time, I reiterated my support for a state pupil testing program that would provide: objective, world-class performance standards; questions designed to assess students' mastery of basic skills, as well as more sophisticated abilities to apply knowledge; and valid, reliable, individual student scores.

This bill goes a long way toward addressing these goals. It provides for the individual assessment of basic skills and selected applied skills in grades 2 through 10 using district-selected, published tests of academic achievement. These individual scores would be aggregated to provide school- and district-wide average scores in each of theses grades. At grades 4/5, 8 and 10, the school- and district-wide scores would be augmented by the results of state-administered tests assessing both mastery of basic skills and the ability to apply academic skills, in order to provide a more complete picture of school- and district-wide performance. The state-administered tests would be developed by an entity other than the Department of Education and they would not be used to produce individual scores.

Further, the provisions of AB 265 leave the decision about whether his or her child may participate to the parent. If a parent requests exemption from the test, that request *must* be honored. Finally, the state level test will be subject to a Statewide Pupil Assessment Review Panel, composed of six members, four of whom are required to be parents.

Even with these improvements, AB 265 still has several deficiencies. Specifically, it:

- allows development of the new state tests to begin prior

to the final adoption by the State Board of Education of the rigorous academic content and performance standards recommended by the commission;

- provides for a joint appointment of the chair of the commission by the Governor and SPI;
- fails to provide for public access to test items prior to the administration of the new state tests;
- provides no funding to support the work of the Commission for the Establishment of Academic Content and Performance Standards which it creates—work that is both central to education reform and prerequisite to the development of the state-administered tests; and
- provides no funding for the legitimate administrative costs of the Department of Education.

I have received assurances from both the author and the Superintendent of Public Instruction of their commitment to introduce and secure passage of legislation to remedy each of these specific shortcomings when the Legislature reconvenes in January. With those assurances, I have signed AB 265.

Cordially,

PETE WILSON

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I have on this date signed Assembly Bill No. 575.

Existing law prohibits hospitals from being designated as a nonpublic school for the purposes of providing services to special education preschoolers. This bill allows a single exception to that law.

However, I am advised that although AB 575 creates an exception, the affected program is such that it operates the same way as other such programs—that is, the state is only paying for the educational services of this program, and is not supporting any non-educational services through special education funding.

With that understanding, I have signed AB 575.

Cordially,

PETE WILSON

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I am have signed on this date Assembly Bill No. 922.

This bill will provide an alternative education program for students who are expelled. In this way, AB 922 will achieve three distinct, yet overlapping, goals.

First, the remaining students who are there to learn and the teachers who want to teach will be able to concentrate on learning, rather than worrying about their personal safety. Second, these alternative programs will make the local community safer by taking these kids off the streets. And third, these alternative programs are

the best chance for these kids who have been unable to learn in a "regular" classroom.

Concern has been expressed that the requirement for each referred student to have a rehabilitation plan may create a new entitlement. I do not believe that is the author's intention nor is it mine. If in the future a court determines that a new entitlement has been created, I would be ready to revisit the provisions of AB 922 to either repeal or repair the specific requirement.

Cordially,

PETE WILSON

Governor's Office, Sacramento
October 16, 1995

To the Members of the California Assembly:

I have today signed Assembly Bill No. 1355.

This bill would provide that the civil immunity of juvenile court social workers, child protection workers and other public employees authorized to initiate or conduct investigations or proceedings pursuant to the juvenile court law shall not extend to acts of perjury, fabrication of evidence or obtaining testimony by duress, fraud or undue influence if any of these acts are committed by malice.

Social Workers practicing in the child dependency area are burdened with the extraordinary task of deciding when to set into motion the procedures for removing children from homes in which they may be endangered. Statutory provisions and the courts have conferred upon them extraordinary authority and absolute immunity from civil liability for any abuse of their authority.

There is good reason for those charged with protecting the most vulnerable of Californians to be armed with exceptional powers. Nonetheless shielding public employees from liability when they have engaged in malicious and egregiously false and wrongful conduct cannot be justified.

Several recent cases have graphically illustrated that some social workers abuse their absolute immunity in ways that subject children to harm much greater than any that existed in their homes. AB 1355 seeks to preserve the ability of social workers to perform their duties to protect children with honest zeal, but not malice that destroys innocent reputations, and destroys families.

The child protection system is designed to protect children from abusive parents, but who protects children from the abuses of the system? Just last month the California Court of Appeal, Fourth Appellate District in *Steers v. Young* 95 Daily Journal DAR 12547 urged that the application of absolute immunity in child abuse cases receive the earnest reexamination of the Legislature.

This bill, like most, is less than perfect but injects into a troubled system a degree of accountability that will continue to protect child protection workers from all but malicious acts. It will give the zealous and honest child protectors essentially the same qualified immunity that protects police officers in the honest performance of their duties.

The bill would be improved by a pleading hurdle requiring a preliminary showing of probability that the plaintiff will prevail. In the absence of such a pleading hurdle, I would hope that

conscientious juvenile court judges will compel the attendance of the social worker and test the evidence where it seems appropriate, consistent with needed confidentiality, rather than relying exclusively upon the written record. Also, the bill on its face has exclusive application to juvenile court social workers and child protection workers, and does not apply to judges or prosecutors or their employees acting at their direction and within the scope of their authority.

The fact that the bill might have been improved by an explicit statement to that effect, as well as by the inclusion of a pleading hurdle, is not sufficient reason to withhold my signature from a needed reform.

Cordially,

PETE WILSON

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 12

INTERIM RECESS

Assembly Chamber, Sacramento
Thursday, November 30, 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 Interim Study Recess:

COMMUNICATIONS

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

October 18, 1995

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods as Chairman of the Televising the Assembly and Information Technology Committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

October 24, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Larry Bowler to the Assembly Human Services Committee to fill an existing vacancy, for the interim hearing on Thursday, November 9, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

October 27, 1995

The Honorable Kathleen Connell
State Controller
300 Capitol Mall
Sacramento, California

Dear Kathleen: I am appointing Tom Bordonaro to the California Film Commission as a Member of the Assembly. His term will expire October 27, 1999.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

November 1, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Barbara Alby as an additional alternate member of the Assembly Rules Committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

November 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin Vice Chairman of the Assembly Veterans' Affairs Committee for the interim hearing on Wednesday, November 15, 1995 only.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

November 17, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Pete Knight to the Assembly Veterans' Affairs Committee to fill an existing vacancy. He will also serve as Vice Chairman of this committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

November 22, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jan Goldsmith to the Assembly Judiciary Committee to fill an existing vacancy.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

November 22, 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 Transportation Committee to fill one of the existing vacancies. Also, Assemblymember Brooks Firestone will no longer serve on the Assembly Natural Resources Committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

November 30, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jan Goldsmith to the Assembly Public Safety Committee to fill an existing vacancy.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

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

November 2, 1995

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

Dear Dotson: Please be advised that the following payments have been received by the Assembly Rules Committee:

Source	California Chamber of Commerce
Amount	Non-monetary donation valued at $1,260
Purpose	International Trade Conference on the Americas

Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and staff
Source	City of Pico Rivera
Amount	Non-monetary donation valued at $665.10
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and staff
Source	Carlyne Golf Cars
Amount	Non-monetary donation valued at $190
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs
Source	California Cable Television Association
Amount	$1,000
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs
Source	California Optometric Association
Amount	$1,000
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs
Source	Pacific Telesis Group
Amount	$1,500
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs
Source	Personal Insurance Federation of California
Amount	$1,000
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs
Source	State Farm Mutual Automobile
Amount	$1,000
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs
Source	Southern California Gas Company (subsidiary of Pacific Enterprises)

Amount	$1,500
Purpose	Women's Legislative Summit
Person/Class for Whom Payment Used	Assembly Members, Senators and staffs

Please cause this information to be printed in the Assembly Journal in accordance with HR 37.

Very truly yours,

By BOB CONNELLY
By MORGAN STAINES
Co-Chief Administrative Officers
Assembly Rules Committee

November 9, 1995

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

Dear Dotson: Please be advised that the following payments have been received by the Assembly Rules Committee:

Source	American Electronics Association
Amount	Non-monetary donation valued at $1,383.47
Purpose	Select Committee on High Technology Delegation to Silicon Valley
Person/Class for Whom Payment Used	Assembly Select Committee on High Technology Assembly Members and staff
Source	LAM Research Corporation
Amount	$500
Purpose	Select Committee on High Technology Delegation to Silicon Valley
Person/Class for Whom Payment Used	Assembly Select Committee on High Technology Assembly Members and staff
Source	Intel Corporation
Amount	$500
Purpose	Select Committee on High Technology Delegation to Silicon Valley
Person/Class for Whom Payment Used	Assembly Select Committee on High Technology Assembly Members and staff

Please cause this information to be printed in the Assembly Journal in accordance with HR 37.

Very truly yours,

By BOB CONNELLY
By MORGAN STAINES
Co-Chief Administrative Officers
Assembly Rules Committee

The following communications were presented by the Chief Clerk from:

Bill Jones, Secretary of State, Office of the Secretary of State, dated October 26, 1995, transmitting a copy of the qualified initiative entitled "Attorneys' Fees. Shareholder Actions. Class Actions. Initiative Statute." Referred pursuant to Elections Code, Section 9034, to the Committees on Judiciary and Elections, Reapportionment and Constitutional Amendments.

Bill Jones, Secretary of State, Office of the Secretary of State, dated October 26, 1995, transmitting a copy of the qualified initiative entitled "Attorneys' Contingent Fees. Limits. Initiative Statute." Referred pursuant to Elections Code, Section 9034, to the Committees on Judiciary and Elections, Reapportionment and Constitutional Amendments.

Bill Jones, Secretary of State, Office of the Secretary of State, dated October 26, 1995, transmitting a copy of the qualified initiative entitled "No-Fault Motor Vehicle Insurance. Tort Liability. Initiative Statute." Referred pursuant to Elections Code, Section 9034, to the Committees on Insurance and Elections, Reapportionment and Constitutional Amendments.

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

93109
November 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 requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the effectiveness of the employment and economic incentive and enterprise zone programs administered by the California Trade and Commerce Agency (agency). This report concludes that the effectiveness of enterprise zones and program areas cannot be determined. The agency has neither developed an adequate framework to review and evaluate the programs' progress nor measured their effectiveness. Furthermore, enterprise zones and program areas are not state funded and could not provide

sufficient data to measure effectiveness. Finally, even though some statistics indicate that business and job growth within zones and areas was generally faster than their respective counties, the effect of the programs on economic development cannot be isolated from other influences.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Utilities and Commerce.

California State Auditor

93033
November 15, 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 1305, Statutes of 1993, the Bureau of State Audits presents its audit report concerning the California Fire and Arson Training Fund (fund). This report concludes the fund has no revenues or expenditures because an insufficient number of motorists who are not firefighters were willing to purchase special license plates which show support for California firefighters.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

California State Auditor

95020
November 15, 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 981, Statutes of 1991, the Bureau of State Audits presents its audit report concerning the California Collegiate License Plate Fund (fund). This report concludes the Department of Motor Vehicles (DMV) incorrectly recorded an estimated $15,500 as revenue in the fund that should have been allocated to the Resources License Plate Fund, the California Environmental License Plate Fund, and to the DMV for administrative charges.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

California State Auditor

94101
November 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: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report discussing a review of allegations concerning the Department of Forestry and Fire Protection (department), Aviation Management Unit, and its management of the Federal Excess Personal Property program. This report concludes the department either took defendable action, had policies in place, or did not need to take additional action for 25 of 28 allegations. For the remaining 3 allegations, the department did not comply with a state or federal regulation. Additionally, we concluded the department is not adequately controlling its property received from the Federal Excess Personal Property program.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Natural Resources.

California State Auditor

94120
November 29, 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 computer accessibility for students with disabilities attending California State University (CSU) and University of California (UC) campuses. This report concludes that the CSU and UC systems have developed adequate policies and guidelines to comply with provisions of the Americans with Disabilities Act (ADA). In addition, the six campuses that we reviewed have developed guidelines to address ADA requirements; however, we noted that at two CSU campuses, students' access to computer facilities may be impeded. Furthermore, one CSU campus had not completed its self-evaluation to identify areas of noncompliance and correct any policies or practices that may deny

students with disabilities access to programs or facilities. Finally, the campuses have not removed all of the physical barriers identified in their respective transition plans.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Higher 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:

Taxes. "Revenuing." Felony. Initiative Constitutional Amendment.

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

School Funding. Vouchers. State Funding for Private Education. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Education.

Non-Unanimous Verdicts. Prisoners' Rights Limitation. Extends Parole Terms. Sexually Violent Predators. Initiative Constitutional Amendment. (Revised)

Referred by the Speaker to the Committee on Public Safety.

Attorney-Client Fee Arrangements. Securities Fraud. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

Gifts. Politics. Taxation. Initiative Statute.

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

The following communications were presented by the Chief Clerk from:

Dennis Sequeira, Director, Finance and Administration Division, California Lottery, Sacramento, dated October 19, 1995, relative to the replacement of the Monthly Management Information Report by a cumulative sales report. Referred by the Speaker to the Committee on Governmental Organization.

Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated November 28, 1995, relative to delay in submitting Annual Workplan Access Guide to the Legislature. Referred by the Speaker to the Committee on Utilities and Commerce.

REPORTS

The following reports were presented by the Chief Clerk:

Report to the California Legislature on the SB 34, Delta Flood Protection Act of 1988, July 1995 (Pursuant to SB 1065, Chapter 1140)

Above transmitted report, together with letter of transmittal from Douglas P. Wheeler, Secretary for Resources, the Resources Agency of California, Sacramento, dated October 20, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

1995 Third Quarter, 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 (Pursuant to AB 3490 and AB 1476)

Above transmitted report, together with letter of transmittal from William R. Schulte, Director, Safety and Enforcement Division, Public Utilities Commission, San Francisco, dated October 27, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

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 Director, California State Personnel Board, Sacramento, dated November 2, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

The Feasibility of Requiring New Technology for Oil Spill Prevention and Response (Pursuant to Government Code Section 8670.13)

Above transmitted report, together with letter of transmittal from C.F. Raysbrook, Interim Director, Department of Fish and Game, Sacramento, dated September 22, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

A Report to the Legislature and the Cabazon Band of Mission Indians on Peace Officer Feasibility Study (Pursuant to Penal Code Sections 13540–42)

Above transmitted report, together with letter of transmittal from Norman C. Boehm, Executive Director, Commission on Peace Officer Standards and Training, Sacramento, dated October 12, 1995, referred by the Speaker to the Committee on Public Safety.

Employment Development Department, Report of Consultant Contracts (Pursuant to Public Contract Code Section 10359(a))

Above transmitted report, together with letter of transmittal from Al Lee, Chief Deputy Director, Employment Development Department, Sacramento, dated October 24, 1995, referred by the Speaker to the Committee on Labor and Employment.

Annual Report, Fraud Detection and Deterence Activities, June 30, 1995 (Pursuant to SB 1584, Chapter 967, Statutes of 1994)

Above transmitted report, together with letter of transmittal from Al Lee, Chief Deputy Director, Employment Development Department, Sacramento, dated October 24, 1995, referred by the Speaker to the Committee on Labor and Employment.

California Environmental Protection Agency, Loaned Employee Report, First Quarter Report—(7/1/95–9/30/95), [REPORT A]

California Environmental Protection Agency, First Quarter Report—(7/1/95–9/30/95), Permit Assistance Centers Staff and California Technology Partnership Staff [REPORT B] (Pursuant to 1994–95 Supplemental Report of the 1995 Budget Act, Items 0555-001-100.2. and 0555-001-100.3.)

Above transmitted report, together with letter of transmittal from Jack J. Pandol, Undersecretary, California Environmental Protection Agency, Sacramento, dated October 25, 1995, referred by the Speaker to the Committee on Budget.

Natural Community Conservation Planning, Innovation in Multi-Species Protection in the Coastal Sage Scrub Habitat of Southern California (Pursuant to the Supplemental Report of the 1992 Budget Act)

Above transmitted report, together with letter of transmittal from C.F. Raysbrook, Interim Director, Department of Fish and Game, Sacramento, dated October 2, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Bakersfield Municipal Court, Revenue Recovery Division, Annual Report 1994–95 (Pursuant to Penal Code Section 1463.007)

Above transmitted report, together with letter of transmittal from Kenneth J. Klimusko, Clerk/Administrator, Bakersfield Municipal Court District, Bakersfield, dated October 16, 1995, referred by the Speaker to the Committee on Judiciary.

California State Lottery Fund, Financial Statements, June 30, 1995 (With Independent Auditors' Report Thereon) (Pursuant to Government Code Section 8880.43)

Above transmitted report, together with letter of transmittal from Patricia Eberhart, Chief, Finance Department, California Lottery, Sacramento, dated October 31, 1995, referred by the Speaker to the Committee on Governmental Organization.

Update, State Council's 1995–97 State Plan (Pursuant to Welfare and Institutions Code Section 4565)

Above transmitted report, together with letter of transmittal from Rosario Marin, Council Chairperson, State Council on Developmental Disabilities, Sacramento, dated November 1, 1995, referred by the Speaker to the Committee on Health.

Quarterly Report on Loaned Employees for the California Environmental Protection Agency (Cal/EPA), October–December 1994 (Pursuant to the Supplemental Report of the 1994 Budget Act)

Above transmitted report, together with letter of transmittal from Jack J. Pandol, Undersecretary, California Environmental Protection Agency, Sacramento, dated December 23, 1994, referred by the Speaker to the Committee on Budget.

Board of Forestry's Twentieth and Twenty-First Annual Reports (Pursuant to Public Resources Code Section 4515)

Above transmitted report, together with letter of transmittal from Dean Cromwell, Executive Officer, Board of Forestry, Sacramento, dated October 31, 1995, referred by the Speaker to the Committee on Natural Resources.

Department of Forestry and Fire Protection, 1995–96 Emergency Fire Suppression Expenditure Report (Pursuant to the Budget Act of 1995, Item 3540-006-001)

Above transmitted report, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated November 16, 1995, referred by the Speaker to the Committee on Budget.

Report to the Legislature on the Northridge Earthquake Disaster Loans (Pursuant to Corporations Code Section 14037.7)

Above transmitted report, together with letter of transmittal from Julie Meier Wright, Secretary, California Trade and Commerce Agency, Sacramento, dated November 17, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

A Statistical Abstract of Small Business (Pursuant to Government Code Section 15331.2(c))

Above transmitted report, together with letter of transmittal from Julie Meier Wright, Secretary, California Trade and Commerce Agency, Sacramento, dated November 17, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Report to the Legislature on Caltrans' Response to Stanford Research International's Report of February 1994 (Pursuant to Supplemental Report of the 1995 Budget Act, Item 2660-001-042 (2))

Above transmitted report, together with letter of transmittal from Jan Hall, Assistant Deputy Director, Legislative and Local Government Affairs, Department of Transportation, Sacramento, dated November 16, 1995, referred by the Speaker to the Committee on Transportation.

New Funding Model for Special Education (Pursuant to Government Code Sections 9140–9143)

Above transmitted report, together with letter of transmittal from Elizabeth G. Hill, Legislative Analyst, Joint Legislative Budget Committee, Sacramento, dated November 28, 1995, referred by the Speaker to the Committee on Education.

STATEMENT OF ASSEMBLY EXPENDITURES PRINTED IN JOURNAL

The following Statement of Assembly Expenditures was ordered printed in the Journal:

Honorable Brian Setencich
Speaker of the Assembly
State Capitol, Sacramento, California

Dear Mr. Speaker: Transmitted herewith is the annual report of Assembly expenses. It includes the total expenditures by Member, committee, leadership office, service operation, and overhead according to various categories for the 12-month period ending November 30, 1994. Every expenditure made from the Assembly Operating Fund during this period is accounted for. Additionally, the report includes an itemization, by Member, of per diem expenditures from the General Fund during the same period of time.

It is important to note that this report is compiled on a cash basis. Therefore, the cost of goods and services incurred by a Member during the preceding reporting period but paid for during the current period are included. Furthermore, some goods and services which were received toward the end of this reporting period were not paid for until the beginning of the December 1994–November 1995 reporting period and are, therefore, not included in this expenditure report.

The following indicates the types of expenditures which are included within each classification:

Staff Salary: This includes the salaries paid to all employees in the Member's district office as well as those employees who work in the Member's Capitol office, provided they are not committee or leadership office personnel. The salaries of the latter group of employees are included in the specific detail report for each of the respective committee and leadership offices.

All Assembly personnel are classified according to job descriptions approved by the Assembly Rules Committee. The committee has established specific salary ranges for each of the classifications. The salary within a range for a specific employee reflects a combination of years of service in his or her position and his or her own job performance since the amount of annual merit salary increases is based on evaluations of each employee's work. Thus, a Member whose office staff includes employees with substantial Assembly seniority, and/or outstanding records of service, will have a higher total expenditure for salaries than will a Member who employs more junior personnel.

Member Travel and Per Diem: Separate totals are shown for in-state travel and out-of-state travel. Most in-state travel expenditures are for attendance at interim committee hearings. Out-of-state travel expenditures are generally for participation in conferences dealing with an issue area pertinent to the legislative specialty of the Member or are for investigative trips.

Staff Travel: Almost all expenditures reported, by Member, in this category, are for mileage reimbursements to district office personnel. The staff travel expenditures reported, by committee, are generally costs incurred in connection with interim committee hearings which are generally held away from Sacramento for the convenience of citizens who wish to provide testimony to the committees.

Car Lease: The amount reported in this category is the share of the automotive lease payment made by the Assembly Rules Committee. Assembly policy stipulates that a car will be leased for the legislative use of each Member but that the Assembly will pay only 90% of the monthly lease rate or $400, whichever is less. The Member must pay the difference from personal funds.

Car Maintenance: The costs reported in this category will vary significantly because of the variance in the number of miles driven by the Members. Members in large-sized districts and Members who represent districts wherein air travel between the Capitol and the district is not practical tend to utilize their cars more than other Members. Accordingly, the maintenance costs of such cars is likely to be higher than for others.

Gas and Oil: Expenditures in this category are for gasoline and oil supplied to cars and private aircraft for legislative business. These costs, too, vary for the same reasons as those affecting car maintenance.

Car Rental, Staff and Member: This expenditure category includes the use of state-owned pool cars and commercial rental cars by both the Member and his/her staff in the course of legislative business.

This category, as listed in the Support Services section of the report, includes, in addition to car rental, the costs of gas, oil, and maintenance for cars utilized by the office of the Sergeant at Arms.

District Office Rent, Maintenance and Utilities: Each Member is entitled to rent an office within the district he/she represents so that constituents may have direct access to their legislators. In some of the larger districts, two or three offices are sometimes authorized. Accordingly, Members representing districts in high-rent metropolitan areas or Members representing large districts requiring more than one office will be reported with higher expenditures in this category than will other Members. Costs included in this expenditure item are rent, utilities (except telephone), janitorial service, and incidental maintenance costs.

Telephone and Telegraph: All telephone charges (except equipment installation charges for the Capitol phones) are reported in this expenditure category. Included are district office phones, Capitol phones, credit card charges, and state lease-line charges. Members who will likely have higher charges than many of their colleagues are those representing districts which are either far from the Capitol, in areas not serviced by the state lease-line network, or in regions which cover large geographic areas.

Postage: The category includes the total amount expended for postage except for the postage utilized in the mailing of legislative mailings.

Communications—Printing and Postage: The costs included in this expenditure category are printing, handling and mailing of legislative mailings authorized under provisions of Proposition 73 of June, 1988.

Furniture and Equipment: This category includes the purchase, rental, and maintenance of certain furniture and equipment items utilized in the Capitol and district offices of the Members. It does not include the purchase of items which will, during the course of their usefulness, be utilized by a number of Members during succeeding years. Expenditures for items of that description are reported in the Furniture and Equipment category as General Overhead expenditures.

Office Supplies: Stationery items, other printing costs charged to the Assembly Operating Fund, general office supplies, and related miscellaneous supplies utilized in the Members' Capitol and district offices are reported in this expenditure category.

Subscriptions and Publications: Each Member is authorized to subscribe to the newspapers generally circulated within his/her district and to certain metropolitan daily newspapers. Members representing districts which include many cities and towns will frequently have higher expenditures in this category than will Members representing relatively compact areas. Expenditures for subscriptions and publications incurred by the committees and leadership offices are reported separately. Each committee is authorized to purchase relevant books and to subscribe to periodicals specializing in the subject matter of the committee for which the expenditure is made.

Miscellaneous Services: Most of the expenditures shown in the Miscellaneous Services category for the Members are for services such as telephone answering services in district offices and newspaper clipping services. Included in this category for the committee reports are such items as witness expenses, meeting expenses, data-processing costs, and other miscellaneous services.

A number of operational costs incurred by the Assembly are not directly attributable to any of the Members, committees, leadership offices, or support services. Such expenditures are classified as General Overhead and are reported according to the following categories:

Miscellaneous Salaries: Accrued vacation payments made to terminating employees, and salaries paid to employees on extended sick leave are reported in this category.

Employee Benefits: This expenditure category includes the Assembly's contribution to the OASDI (Social Security) fund, the Public Employees' Retirement System, various health and dental insurance premiums, the Compensation Insurance Fund, and unemployment and disability insurance.

Building Rent, Maintenance and Utilities: Reported in this expenditure category are construction and remodeling costs and the rent, maintenance, and utilities for offices (other than Members' individual district offices) utilized and paid for by the Assembly outside the Capitol.

Telephone: This listing is for the cost of telephone equipment installation in all Assembly offices except for the Member's district office.

Furniture and Equipment: The expenditure indicated in this category is for the purchase, rental, and maintenance of furniture and equipment not reported elsewhere in the report. Most furniture and equipment is considered a capital investment which will be used, through the years, by a number of different Members or other offices and can therefore not be appropriately reported as an expense on behalf of any particular Member or office.

Office Supplies: The amount shown in this expenditure category represents office supplies which were purchased by the Assembly for the use of Members and other offices but which were not distributed to any such offices before the end of this reporting period.

Annotated Codes and Law Books: Each Member's office and certain other Assembly offices are furnished with Annotated California Codes and certain other law books. The cost of these books is considered a capital expenditure in the same manner as many furniture and equipment items, and is therefore reported in this General Overhead category.

Meeting Expenses: This expenditure category includes certain costs incurred by the Assembly relative to the conduct of Assembly Sessions and Joint Sessions of the Legislature which cannot be readily charged to any other expenditure category, rental costs for some meeting rooms, and some conference registration fees.

Freight, Moving and Delivery: This expenditure category includes costs incurred for the transport of furniture, supplies, and other items which are not chargeable to any particular office.

Printing Reimbursements: This category reflects the charges made for printing performed by the Assembly.

Other Miscellaneous Services: The major expenditures reported in this category are for the costs of photography services related to official Assembly publications, vehicle liability insurance, and organization memberships.

Study Contracts: From time-to-time the Assembly finds it practical to contract with individuals, firms, universities, and other governmental agencies in order to expand its research capability with respect to specific projects. The costs reported in this category are for payments made under such contracts during this period.

The next report of Assembly expenditures will be for the period between December 1, 1994 and November 30, 1995.

Sincerely,

FRED AGUIAR
Acting Chairman
Assembly Committee on Rules

JOHN BURTON
Vice-Chairman
Assembly Committee on Rules

TABLE I

CALIFORNIA STATE ASSEMBLY
SUMMARY OF EXPENDITURES

12/1/93 – 11/30/94

	Member Expenditures	*Committee Expenditures*	*Leadership Expenditures*	*Support Services Expenditures*	*General Overhead Expenditures*	*TOTAL EXPENDITURES*
Staff Salary	$12,035,760.34	$10,319,651.53	$3,720,530.14	$14,156,516.01	$650,002.81	$40,882,460.83
Employee Benefits	–	–	–	–	12,028,514.03	12,028,514.03
Travel & Per Diem (In-State)	356,808.54	–	–	–	–	356,808.54
Travel & Per Diem (Out-of-State)	49,860.13	–	–	–	–	49,860.13
Staff Travel	133,976.61	38,551.73	33,509.52	86,322.86	–	292,360.72
Car Lease	240,085.31	–	–	–	–	240,085.31
Car Maintenance	73,653.88	–	–	–	–	73,653.88
Gas & Oil	81,768.63	–	–	–	–	81,768.63
Car Rental—Staff & Member	17,466.56	2,180.69	1,928.93	114,229.76	–	135,805.94
Building Rent, Maint. & Util.	1,650,934.09	–	–	–	209,727.46	1,860,661.55
Office Alterations	–	–	–	–	1,235,046.47	1,235,046.47
Telephone	855,333.43	84,932.38	72,524.81	323,759.99	97,512.38	1,434,062.99
Telegraph	35.00	–	–	729.80	–	764.80
Postage	452,605.55	25,302.61	22,573.95	148,545.32	–	649,027.43
Communications	594,128.24	–	–	–	–	594,128.24
Furniture & Equipment	83,538.64	–	–	665,598.89	1,271,381.49	2,020,519.02
Office Supplies	219,400.12	18,393.69	12,422.20	101,014.21	95,692.21	446,922.43
Subscriptions, Publ. & Codes	95,337.10	22,945.89	25,951.72	40,102.40	101,895.53	286,232.64
Meeting Expenses	–	–	–	–	180,373.59	180,373.59
Meeting Expenses (Meals)	–	–	–	–	12,860.17	12,860.17
Freight, Moving & Delivery	108,168.52	4,168.83	15,545.98	18,725.56	220,054.86	366,663.75
Miscellaneous Services	168,620.82	31,605.46	100,155.82	617,783.43	200,902.08	1,119,067.61
Study Contracts	–	–	–	–	37,999.03	37,999.03
TOTALS, OPERATING FUND	$17,217,481.51	$10,547,732.81	$4,005,143.07	$16,273,328.23	$16,341,962.11	$64,385,647.73
Member Per Diem (General Fund)	1,469,454.00	–	–	–	–	1,469,454.00
TOTALS, ALL FUNDS	$18,686,935.51	$10,547,732.81	$4,005,143.07	$16,273,328.23	$16,341,962.11	$65,855,101.73

TABLE II A
Member Expenditures
12/1/93 – 11/30/94

Member	*Staff Salary*	*Travel & Per Diem (In-State)*	*Travel & Per Diem (Out-of-State)*	*Staff Travel*	*Car Lease*	*Car Maintenance*	*Gas & Oil*
Aguiar	$146,043.07	$5,195.15	–	$2,409.60	$4,693.68	$527.46	$1,387.80
Alby	153,532.23	1,118.80	$3,482.75	2,157.53	–	165.19	973.30
Allen	185,068.77	3,617.00	–	2,427.68	2,694.42	3,231.33	448.82
Alpert	149,712.43	5,518.76 *	–	4,560.45	1,906.56	56.91	828.24
Andal	139,739.46	750.00	–	699.46	4,580.64	1,147.18	1,813.51
Archie-Hudson	179,798.14	4,909.00 *	683.48 *	1,450.96	4,504.32	684.22	557.99
Areias	121,018.40	5,050.00 *	2,366.15 *	3,868.74	1,602.00	2,735.72	1,646.40
Baca	162,278.63	6,092.40 *	1,766.00 *	577.00	4,276.44	26.70	1,679.98
Bates	185,001.91	1,616.00 *	2,876.41 *	–	101.76	2,682.68	929.35
Boland	167,152.87	3,892.00 *	–	4,119.82	2,205.09	580.47	511.33
Bornstein	141,994.99	8,542.00 *	–	1,449.61	4,800.00	182.50	1,132.67
Bowen	154,679.05	7,287.40 *	711.30 *	2,404.29	4,486.08	317.92	426.79
Bowler	162,010.96	896.55	–	333.26	3,438.72	727.17	1,002.97
Bronshvag	165,335.59	1,785.01 *	457.00 *	–	–	314.17	972.94
Brown, V.	136,995.55	1,334.64 *	634.00 *	910.34	3,801.36	1,348.31	622.30
Brown, W.	89,386.51	4,141.00 *	–	1,736.11	–	24.45	587.07
Brulte	120,470.98	11,160.20 *	2,455.84 *	5,519.16	4,227.60	823.61	1,610.23
Burton	98,074.32	5,018.72 *	1,950.00 *	1,643.45	3,602.76	889.65	716.91
Bustamante	125,511.60	11,546.07 *	1,084.00 *	208.04	4,800.00	190.89	557.69
Caldera	160,554.59	4,186.00 *	1,014.00 *	457.77	3,509.40	204.85	566.59
Campbell	150,668.04	2,436.00 *	15.00 *	1,492.36	4,800.00	475.76	1,245.02
Cannella	119,559.92	1,063.38 *	1,812.00 *	5,063.02	2,587.32	2,128.25	1,751.36
Connolly	119,598.51	5,060.00 *	–	2,143.57	4,615.56	256.13	1,459.63
Conroy	173,005.38	6,537.00 *	–	2,334.88	3,595.20	86.53	394.14
Cortese	177,096.32	1,029.02 *	1,792.10 *	1,295.50	4,245.24	873.14	1,716.48
Costa	122,977.94	11,606.10 *	–	1,884.05	1,892.40	1,990.83	1,087.97
Ducheny (Effective 4/14/94)	94,215.26	2,946.00	369.00	687.50	2,694.51	313.29	295.89
Eastin	169,238.98	621.00 *	–	1,051.84	2,324.76	655.31	960.02
Epple	128,617.68	6,204.00 *	3,344.68 *	935.90	2,276.04	1,006.54	988.73
Escutia	141,980.27	4,789.40 *	635.06 *	1,043.29	2,194.76	571.24	606.76
Ferguson	163,504.51	6,589.36 *	–	1,355.15	3,555.96	77.32	519.42
Frazee	195,420.09	4,295.90	1,261.79	2,528.52	–	611.82	745.62
Friedman, B.	164,966.99	4,574.67 *	–	514.00	2,895.48	1,098.58	767.76
Friedman, T.	165,589.33	7,265.48 *	326.00 *	339.05	2,083.56	521.63	1,247.79
Goldsmith	173,040.32	3,761.20	–	775.03	–	–	–
Gotch	188,614.74	3,453.25 *	–	1,120.98	4,722.84	121.81	306.74
Hannigan	184,776.27	3,333.00 *	1,346.00 *	2,562.24	1,967.64	1,596.42	1,185.77
Harvey	161,275.09	8,564.00 *	–	5,134.69	4,800.00	1,009.28	1,917.31

Hauser	181,433.00	4,824.00 *	2,993.50 *	2,308.61	2,135.54	1,767.52	567.37
Haynes	139,172.64	4,277.00	–	1,658.93	4,515.22	479.57	1,281.81
Hoge	114,796.83	4,763.20 *	–	2,371.84	–	42.20	677.11
Honeycutt	160,503.09	4,103.00	–	1,100.33	4,641.36	1,426.28	1,334.07
Horcher	131,733.61	5,810.20 *	626.00 *	3,098.31	4,800.00	125.17	715.94
Isenberg	152,576.08	2,090.49 *	–	52.46	2,714.28	198.23	340.51
Johnson	180,668.00	4,578.00 *	–	1,827.41	4,800.00	115.59	1,237.66
Jones	*182,263.90*	*1,005.70*	–	273.90	2,191.32	1,607.76	911.56
Karnette	138,117.67	5,975.25 *	1,020.01 *	5,181.96	3,054.24	91.03	566.56
Katz	105,515.73	5,657.00 *	2,232.08 *	964.00	2,255.40	1,368.21	1,392.72
Klehs	157,947.44	505.00 *	–	253.20	2,550.00	1,097.23	2,095.27
Knight	117,007.60	3,265.00	–	254.00	3,444.72	336.29	468.32
Knowles	162,260.57	6,154.00 *	–	8,015.22	4,571.28	2,181.64	2,349.86
Lee	165,779.40	1,124.00 *	3,010.80 *	1,823.45	2,386.68	826.45	965.70
Margolin	137,949.62	6,410.00 *	–	1,034.59	4,800.00	120.33	998.92
Martinez	112,715.62	3,909.50 *	–	345.00	4,472.28	128.01	332.05
McDonald	139,635.50	8,063.83 *	2,504.23 *	1,712.50	4,298.64	567.10	908.75
McPherson	*117,101.57*	232.00	–	1,316.04	3,405.00	573.22	1,938.85
Moore	152,465.82	7,162.00 *	–	2,238.67	3,281.76	1,491.90	1,323.73
Morrow	169,378.64	7,917.77	–	230.98	2,195.82	70.59	1,475.36
Mountjoy	164,054.90	4,213.00 *	–	–	681.36	1,081.09	1,541.75
Murray	170,823.68	9,136.90 *	3,074.62 *	633.83	4,160.49	590.82	744.69
Napolitano	138,108.40	5,351.40 *	690.00 *	28.00	–	4.25	24.57
Nolan (Resigned 2/18/94)	43,177.10	868.00 *	–	226.00	488.40	235.74	213.36
O'Connell	136,935.29	8,282.00 *	–	2,655.36	–	66.38	1,455.08
Peace (Resigned 1/10/94)	14,016.13	514.00 *	–	429.70	196.12	161.26	691.81
Polanco	120,933.61	5,244.00 *	–	3,767.06	3,352.20	4,476.81	1,252.75
Pringle	*141,976.05*	8,554.00	–	181.00	4,196.40	454.06	533.92
Quackenbush	164,180.00	572.00 *	–	–	3,011.16	2,604.79	1,347.13
Rainey	151,524.84	634.00	–	48.00	4,406.16	641.68	1,271.11
Richter	145,975.00	1,380.12 *	–	470.79	3,727.20	2,994.03	2,759.24
Rogan (Effective 5/9/94)	70,946.54	1,732.00	–	552.00	2,000.00	–	32.50
Seastrand	183,142.99	6,823.00 *	–	3,857.04	2,241.24	546.26	343.78
Sher	191,812.00	348.30 *	–	983.08	1,978.04	911.12	882.00
Snyder	156,934.86	122.00 *	210.38 *	4,971.15	3,765.48	3,019.75	1,402.05
Solis	154,620.17	4,255.00 *	623.00 *	1,799.50	3,170.40	–	–
Speier	160,262.14	588.00 *	–	226.00	4,209.82	686.09	927.29
Statham	166,466.64	3,434.00 *	–	1,999.20	4,800.00	3,646.07	2,406.35
Takasugi	146,018.21	6,583.42	–	2,094.14	3,641.40	523.00	1,387.61
Tucker	180,822.27	6,013.00 *	202.00 *	123.00	4,800.00	454.52	984.62
Umberg	148,303.82	6,472.00 *	–	136.00	1,851.12	1,818.19	1,154.68
Vasconcellos	160,189.54	399.00 *	2,290.95 *	664.30	3,071.52	1,536.61	937.07
Weggeland	127,957.05	4,124.00	–	1,119.68	1,719.24	1,430.10	719.16
Woodruff	139,051.09	5,553.00 *	–	1,755.54	1,621.92	901.68	704.70
TOTALS	$12,035,760.34	$356,808.54	$49,860.13	$133,976.61	$240,085.31	$73,653.88	$81,768.63

NOTE: Asterisk (*) indicates that expenditure includes committee- or leadership-incurred expenses as well as Member-related expenditures.

TABLE II B
Member Expenditures
12/1/93 – 11/30/94

Member	*Car Rental Staff & Member*	*Dist. Office Rent, Mnt., Ut.*	*Telephone*	*Telegraph*	*Freight*	*Postage*	*Communications*
Aguiar	–	$12,714.00	$9,503.24	–	$1,281.82	$3,257.51	$4,293.60
Alby	$260.05	30,393.75	7,562.99	–	203.94	15,759.34	1,394.32
Allen	–	26,214.84	10,866.46	–	411.42	4,052.54	3,273.81
Alpert	175.66	345.57	8,794.48	–	1,662.25	8,760.06	22,918.75
Andal	–	1,376.50	12,364.93	–	242.57	12,618.64	25,623.88
Archie-Hudson	–	737.19	11,603.16	–	8,009.25	2,991.95	1,204.24
Areias	–	21,195.50	24,478.36	–	1,592.00	4,302.10	12,548.82
Baca	–	16,884.50	10,770.34	–	415.96	4,170.11	–
Bates	–	31,599.03	12,081.38	–	326.47	3,705.18	–
Boland	–	30,653.77	9,375.49	–	548.76	4,258.10	12,218.94
Bornstein	–	30,252.70	18,884.33	–	2,290.14	2,617.66	2,078.18
Bowen	81.05	16,913.45	9,054.54	–	437.41	7,140.18	–
Bowler	–	14,682.17	5,142.66	–	5.76	5,354.09	6,222.82
Bronshvag	–	19,265.67	7,980.48	–	223.20	2,585.40	–
Brown, V.	119.02	9,797.91	14,930.26	–	321.83	5,327.50	–
Brown, W.	–	37,476.65	6,112.29	–	8,195.18	25,697.33	55,636.95
Brulte	166.32	30,416.57	14,103.99	–	1,909.72	7,210.90	17,890.50
Burton	–	37,362.55	18,815.78	–	892.91	7,016.11	18,592.87
Bustamante	448.67	183.50	13,546.65	–	985.44	3,646.89	927.51
Caldera	73.59	23,980.10	6,782.80	–	773.32	1,698.86	–
Campbell	356.77	27,159.87	10,248.45	–	449.86	8,259.43	–
Cannella	57.16	16,363.57	14,055.65	–	786.10	5,659.25	1,477.15
Connolly	101.89	9,300.00	6,895.95	–	1,706.81	8,031.52	15,586.89
Conroy	–	24,329.19	7,810.00	–	6,381.69	2,395.83	8,203.83
Cortese	–	1,296.12	14,439.77	–	710.95	3,194.42	–
Costa	–	24,385.62	23,178.77	–	4,549.45	7,578.78	–
Ducheny (Effective 4/14/94)	205.27	16,805.00	4,716.58	–	578.11	1,401.96	–
Eastin	–	32,081.30	11,936.35	–	676.47	1,330.67	–
Epple	37.79	32,478.19	7,436.34	–	1,664.74	6,211.51	34,235.41
Escutia	–	20,189.40	7,214.88	$35.00	3,389.43	5,734.70	2,434.01
Ferguson	–	28,950.20	8,479.72	–	1,485.19	2,419.53	30,499.16
Frazee	–	19,768.95	5,062.75	–	106.75	1,400.64	–
Friedman, B.	25.94	26,832.03	11,386.46	–	1,189.80	5,425.14	–
Friedman, T.	81.16	27,916.13	6,903.26	–	715.01	695.95	–
Goldsmith	–	13,387.95	8,452.67	–	845.29	381.12	–
Gotch	49.45	25,279.63	8,045.78	–	527.57	1,946.87	659.88
Hannigan	–	16,621.64	13,552.06	–	133.78	2,008.13	495.37
Harvey	–	28,239.78	12,708.85	–	749.42	6,289.91	–

Hauser	1,960.19	8,358.30	8,115.72	–	836.43	6,977.92	–
Haynes	–	24,433.56	9,745.89	–	818.83	5,329.54	30,634.39
Hoge	–	19,501.05	11,249.85	–	2,207.81	6,326.93	25,116.60
Honeycutt	36.78	14,829.45	12,384.47	–	1,092.26	4,117.27	578.39
Horcher	–	21,503.82	11,774.96	–	1,695.31	6,191.22	22,268.43
Isenberg	–	3,952.05	7,384.94	–	438.31	11,177.63	10,760.95
Johnson	613.06	10,756.29	6,483.60	–	854.48	1,539.15	6,632.90
Jones	–	21,934.54	9,118.64	–	131.04	1,085.08	–
Karnette	234.51	32,035.14	8,736.40	–	1,250.79	5,259.53	3,384.69
Katz	–	21,523.94	20,192.89	–	3,277.82	11,412.42	37,689.41
Klehs	–	21,780.00	6,923.10	–	734.94	4,382.88	–
Knight	–	12,924.09	4,700.14	–	145.38	2,499.72	5,516.52
Knowles	459.44	19,533.70	13,486.39	–	3,941.78	4,124.80	2,710.71
Lee	102.19	27,204.90	17,669.43	–	960.56	8,890.08	–
Margolin	165.86	28,620.60	11,294.76	–	1,387.72	907.87	–
Martinez	–	28,549.85	6,796.41	–	1,031.42	12,482.48	30,494.46
McDonald	–	25,013.64	9,766.22	–	2,915.23	6,155.83	11,947.08
McPherson	–	17,359.26	8,023.84	–	535.09	2,744.73	24,729.99
Moore	–	47,332.33	18,494.78	–	1,250.71	4,174.18	–
Morrow	268.52	17,823.31	10,863.46	–	634.81	2,470.37	–
Mountjoy	–	20,224.77	5,786.57	–	575.88	8,418.23	16,657.75
Murray	173.20	19,979.76	12,308.19	–	365.00	4,525.10	–
Napolitano	244.54	19,446.09	11,314.20	–	1,949.02	5,896.66	2,010.55
Nolan (Resigned 2/18/94)	–	14,176.49	4,988.17	–	289.75	4,355.97	10,269.56
O'Connell	–	27,264.00	16,296.10	–	901.02	22,374.11	18,722.90
Peace (Resigned 1/10/94)	–	3,410.20	2,599.21	–	24.54	527.16	–
Polanco	75.10	28,234.59	15,226.57	–	2,653.66	7,953.27	–
Pringle	–	22,012.89	7,132.20	–	4,527.17	6,798.73	2,876.66
Quackenbush	–	24,179.19	9,510.79	–	154.29	4,381.91	–
Rainey	–	28,900.12	7,465.02	–	251.46	4,821.53	2,180.98
Richter	3,581.97	7,164.96	13,546.41	–	267.88	6,858.17	3,081.39
Rogan (Effective 5/9/94)	–	16,299.10	3,079.31	–	497.54	3,667.29	7,329.56
Seastrand	–	18,626.04	7,465.53	–	275.51	6,618.90	89.20
Sher	–	20,664.28	6,586.55	–	425.76	3,008.65	–
Snyder	19.40	19,811.57	10,486.23	–	1,050.16	2,680.12	2,346.68
Solis	180.83	12,793.54	9,916.80	–	2,962.62	6,162.65	1,765.52
Speier	–	22,775.50	12,002.52	–	1,372.54	4,083.79	7,532.20
Statham	7,111.18	16,053.08	16,150.11	–	640.29	6,465.02	–
Takasugi	–	12,726.00	6,868.56	–	1,004.62	4,896.46	–
Tucker	–	11,546.75	13,655.63	–	801.73	3,431.37	–
Umberg	–	36,684.55	12,545.27	–	611.70	4,328.10	–
Vasconcellos	–	2,652.80	7,650.05	–	1,544.65	13,879.05	19,507.12
Weggeland	–	19,716.42	6,727.37	–	1,077.31	4,952.67	8,876.76
Woodruff	–	16,791.09	7,541.28	–	427.93	735.20	–
TOTALS	$17,466.56	$1,650,934.09	$855,333.43	$35.00	$108,168.52	$452,605.55	$594,128.24

TABLE II C
Member Expenditures
12/1/93 – 11/30/94

Member	*Furniture & Equipment*	*Office Supplies*	*Subscr. & Publications*	*Misc. Services*	*TOTAL*	*Member Per Diem (Gen. Fund)*	*TOTAL EXP. (ALL FUNDS)*
Aguiar	$2,953.49	$3,001.40	$726.60	$1,684.83	$199,673.25	$18,090.00	$217,763.25
Alby	497.00	1,893.32	272.31	1,951.93	221,618.75	–	221,618.75
Allen	754.25	1,597.21	847.29	1,735.07	247,240.91	20,301.00	267,541.91
Alpert	1,571.90 *	3,124.21	2,027.29	2,757.27	214,720.79	19,995.00	234,715.79
Andal	1,878.00	1,448.18	165.80	1,439.90	205,888.65	18,308.00	224,196.65
Archie-Hudson	239.75 *	3,298.76	628.06	1,601.09	222,901.56	20,301.00	243,202.56
Areias	339.00 *	2,233.51	2,191.25	3,122.77	210,290.72	16,867.00	227,157.72
Baca	1,414.18 *	2,809.55	379.74	2,048.93	215,590.46	20,301.00	235,891.46
Bates	939.98 *	2,727.49	1,138.74	2,482.63	248,209.01	20,301.00	268,510.01
Boland	656.89 *	2,219.60	903.42	2,510.28	241,806.83	18,492.00	260,298.83
Bornstein	1,667.69 *	2,058.49	1,075.17	537.56	219,563.69	20,301.00	239,864.69
Bowen	2,632.13 *	2,697.02	2,187.11	765.67	212,221.39	19,998.00	232,219.39
Bowler	265.30	1,133.30	887.28	272.96	202,375.97	–	202,375.97
Bronshvag	254.50 *	2,034.29	621.79	1,929.23	203,759.27	5,454.00	209,213.27
Brown, V.	–	3,053.51	1,075.71	1,130.88	181,403.12	20,301.00	201,704.12
Brown, W.	652.24 *	6,812.26	155.42	8,321.62	244,935.08	20,301.00	265,236.08
Brulte	2,420.76 *	4,789.03	4,836.79	680.06	230,692.26	20,301.00	250,993.26
Burton	2,524.29 *	2,324.09	793.40	1,976.32	202,194.13	19,998.00	222,192.13
Bustamante	1,897.63 *	2,970.60	2,158.40	1,830.14	172,493.72	20,301.00	192,794.72
Caldera	476.25 *	3,096.63	494.63	(232.53)	207,636.85	20,301.00	227,937.85
Campbell	2,676.60 *	1,760.06	1,105.79	2,376.65	215,525.66	20,200.00	235,725.66
Cannella	–	2,365.99	1,267.57	4,343.07	180,340.76	18,225.00	198,565.76
Connolly	1,777.33 *	2,468.13	776.53	3,302.72	183,081.17	20,301.00	203,382.17
Conroy	(48.85) *	2,097.50	1,166.36	2,017.20	240,305.88	20,301.00	260,606.88
Cortese	1,168.24 *	1,340.27	1,731.97	829.62	212,759.16	20,301.00	233,060.16
Costa	2,319.12 *	5,301.38	2,509.02	12,756.13	224,017.56	18,492.00	242,509.56
Ducheny (Effective 4/14/94)	270.00	2,208.82	700.73	2,405.34	130,813.26	11,009.00	141,822.26
Eastin	454.69 *	2,865.02	1,430.59	2,572.30	228,199.30	17,978.00	246,177.30
Epple	217.75 *	4,045.76	1,792.99	2,976.78	234,470.83	18,501.00	252,971.83
Escutia	1,011.42 *	5,143.56	1,704.66	3,760.18	202,438.02	20,301.00	222,739.02
Ferguson	481.47 *	1,819.75	515.14	1,845.87	252,097.75	18,492.00	270,589.75
Frazee	349.52	703.67	139.00	456.10	232,851.12	20,301.00	253,152.12
Friedman, B.	428.99 *	2,704.38	2,702.54	1,342.16	226,854.92	18,616.00	245,470.92
Friedman, T.	120.00 *	855.90	1,021.01	3,292.00	218,973.26	20,099.00	239,072.26
Goldsmith	342.00	1,953.34	983.73	612.45	204,535.10	20,301.00	224,836.10
Gotch	387.76 *	1,362.02	446.51	999.83	238,045.66	20,301.00	258,346.66
Hannigan	5,179.50 *	1,837.76	1,156.83	689.23	238,441.64	20,301.00	258,742.64
Harvey	1,838.45 *	2,824.23	1,040.99	705.02	237,097.02	18,492.00	255,589.02

Hauser	3,168.77 *	2,799.12	685.39	1,539.95	230,471.33	20,301.00	250,772.33
Haynes	518.65	1,650.13	299.03	1,647.21	226,462.40	19,796.00	246,258.40
Hoge	58.00 *	3,345.94	1,871.78	3,100.06	195,429.20	20,301.00	215,730.20
Honeycutt	725.35	2,784.81	839.54	1,117.61	211,614.06	19,998.00	231,612.06
Horcher	2,447.93 *	4,914.50	1,131.77	1,484.20	220,321.37	20,200.00	240,521.37
Isenberg	385.22 *	3,398.48	2,349.94	412.77	198,232.34	–	198,232.34
Johnson	910.51 *	2,342.22	937.28	1,485.95	225,782.10	20,301.00	246,083.10
Jones	673.55	1,452.88	762.92	929.47	224,342.26	17,296.00	241,638.26
Karnette	1,807.32 *	3,495.26	973.89	1,167.53	212,351.78	20,200.00	232,551.78
Katz	2,040.34 *	4,500.21	5,100.76	4,915.35	230,038.28	19,266.00	249,304.28
Klehs	1,086.79 *	3,387.74	1,942.94	4,404.64	209,091.17	19,392.00	228,483.17
Knight	656.23	1,631.21	730.47	1,160.09	154,739.78	20,301.00	175,040.78
Knowles	635.72 *	2,097.23	985.09	2,052.53	235,559.96	20,301.00	255,860.96
Lee	1,542.30 *	3,297.94	1,204.36	1,518.91	238,307.15	19,998.00	258,305.15
Margolin	33.50 *	935.29	4,097.66	3,943.91	202,700.63	17,170.00	219,870.63
Martinez	786.00 *	3,977.29	874.21	4,797.54	211,692.12	20,301.00	231,993.12
McDonald	941.01 *	4,421.73	1,106.94	2,016.49	221,974.72	20,200.00	242,174.72
McPherson	840.76	2,627.22	548.52	4,967.88	186,943.97	17,174.00	204,117.97
Moore	802.97 *	3,778.36	473.19	2,666.05	246,936.45	20,099.00	267,035.45
Morrow	506.00	2,094.58	1,564.22	672.94	218,167.37	20,301.00	238,468.37
Mountjoy	–	2,733.68	663.58	959.13	227,591.69	18,400.00	245,991.69
Murray	1,105.34 *	2,255.82	1,401.97	3,464.74	234,744.15	19,594.00	254,338.15
Napolitano	7,385.74 *	4,249.43	841.93	1,296.61	198,841.39	20,301.00	219,142.39
Nolan (Resigned 2/18/94)	683.30 *	801.67	962.39	660.73	82,396.63	4,646.00	87,042.63
O'Connell	331.50 *	4,302.86	924.71	620.46	241,131.77	18,492.00	259,623.77
Peace (Resigned 1/10/94)	–	218.44	704.71	93.50	23,586.78	736.00	24,322.78
Polanco	390.00 *	6,173.59	1,136.27	1,768.51	202,637.99	20,301.00	222,938.99
Pringle	60.00	2,030.75	640.11	496.65	202,470.59	20,301.00	222,771.59
Quackenbush	100.50 *	1,876.85	733.91	532.33	213,184.85	15,548.00	228,732.85
Rainey	67.00	3,646.05	267.31	1,198.10	207,323.36	20,200.00	227,523.36
Richter	1,227.01 *	1,900.82	685.75	1,116.52	196,737.26	20,200.00	216,937.26
Rogan (Effective 5/9/94)	252.24	2,096.92	486.11	234.11	109,205.22	8,585.00	117,790.22
Seastrand	232.55 *	2,681.30	425.40	384.86	233,753.60	18,216.00	251,969.60
Sher	1,433.45 *	1,449.09	1,152.84	27.68	231,662.84	18,409.00	250,071.84
Snyder	120.00 *	1,997.64	1,549.56	1,011.85	211,498.88	20,301.00	231,799.88
Solis	391.00 *	2,651.53	291.58	2,311.96	203,896.10	20,099.00	223,995.10
Speier	218.20 *	2,867.21	982.34	3,172.02	221,905.66	19,594.00	241,499.66
Statham	217.01 *	5,119.32	2,884.27	3,229.32	240,621.86	19,897.00	260,518.86
Takasugi	620.70	2,656.13	437.05	609.28	190,066.58	19,897.00	209,963.58
Tucker	638.25 *	1,526.96	943.47	918.36	226,861.93	20,301.00	247,162.93
Umberg	132.00 *	2,651.89	1,199.81	1,248.62	219,137.75	16,376.00	235,513.75
Vasconcellos	1,665.22 *	2,559.43	300.99	1,560.80	220,409.10	18,400.00	238,809.10
Weggeland	2,499.12	2,773.46	234.87	1,055.76	184,982.97	18,492.00	203,474.97
Woodruff	192.37 *	267.15	1,248.11	8,818.58	185,609.64	16,548.00	202,157.64
TOTALS	$83,538.64	$219,400.12	$95,337.10	$168,620.82	$17,217,481.51	$1,469,454.00	$18,686,935.51

NOTE: Asterisk (*) indicates that expenditure includes committee- or leadership-incurred expenses as well as Member-related expenditures.

TABLE III
Committee Expenditures
12/1/93 – 11/30/94

Committee	*Staff Salary*	*Staff Travel*	*Car Rental*	*Postage*	*Freight*	*Telephone*	*Telegraph*
Agriculture	$269,576.55	$692.30	$115.71	$204.68	$19.50	$2,368.28	–
Agriculture—Vice-Chair	22,868.00	–	–	–	–	388.96	–
* Fairs & Expositions	53,513.82	–	–	–	–	162.12	–
Banking & Finance	151,359.24	455.79	–	3.35	–	1,462.72	–
Banking & Finance—Vice-Chair	12,256.00	–	–	–	–	–	–
Consumer Protection, Governmental Efficiency & Economic Development	292,285.50	860.15	76.21	604.90	–	1,596.34	–
Consumer Protection, Governmental Efficiency & Economic Development—Vice-Chair	28,824.50	–	–	–	–	0.68	–
Education	452,036.23	3,309.53	72.39	879.43	160.85	4,173.60	–
Education—Vice-Chair	53,346.51	–	–	–	–	24.84	–
* Urban Education Quality	4,137.00	–	–	–	–	–	–
Elections, Reapportionment & Constitutional Amendments	209,503.74	–	–	1,942.03	81.75	3,584.50	–
Elections, Reapportionment & Constitutional Amendments—Vice-Chair	72,152.77	–	–	–	–	–	–
Environmental Safety & Toxic Materials	245,190.02	–	–	29.84	15.25	1,062.04	–
Environmental Safety & Toxic Materials—Vice-Chair	29,597.73	–	–	–	–	0.71	–
Finance & Insurance	61,390.82	817.33	–	7.52	18.00	2,310.40	–
Governmental Organization	314,195.00	36.00	–	221.33	53.70	959.73	–
* Veterans Affairs	47,689.53	–	–	167.09	25.00	1,027.43	–
Health	445,789.98	361.00	–	42.62	56.50	1,523.66	–
Health—Vice-Chair	26,000.00	–	–	–	–	331.64	–
Higher Education	158,313.43	3,209.75	58.85	170.60	153.95	1,285.75	–
Higher Education—Vice-Chair	41,830.73	(181.00)	–	–	–	0.82	–
* Workforce Training, Development, and Educational Support	50,197.18	–	–	–	–	–	–
Housing & Community Development	274,970.75	642.84	–	298.63	923.37	3,274.61	–
* Manufactured Housing and Mobile-homes	–	–	–	–	–	–	–
Human Services	277,091.00	449.75	31.39	596.51	162.00	4,811.12	–
Insurance	212,058.10	1,689.83	253.74	107.12	9.50	470.25	–
Judiciary	511,567.67	176.42	–	523.77	19.00	2,689.96	–

Labor & Employment	315,006.84	1,411.91	–	431.57	383.76	4,745.37	–
Labor & Employment—Vice-Chair	35,630.00	–	–	–	–	–	–
Local Government	208,543.05	229.00	–	763.83	883.20	1,291.86	–
Local Government—Vice-Chair	32,582.00	–	–	–	–	190.87	–
Natural Resources	294,750.00	273.11	34.31	1,161.63	–	3,200.84	–
Natural Resources—Vice-Chair	41,155.00	–	–	–	–	0.26	–
Public Employees, Retirement & Social Security	208,509.76	497.11	65.54	14.77	47.00	843.92	–
Public Safety	410,956.91	1,457.74	148.79	664.52	62.69	4,723.46	–
Public Safety—Vice-Chair	47,404.64	–	–	–	–	111.03	–
Revenue & Taxation	294,671.45	747.30	–	876.39	31.60	2,646.74	–
Revenue & Taxation—Vice-Chair	34,657.82	–	–	–	–	–	–
Televising the Assembly	265,436.81	25.00	65.34	460.86	139.62	4,014.91	–
Televising the Assembly—Vice-Chair	5,454.54	–	–	–	–	–	–
Transportation	452,560.31	2,762.64	187.52	1,782.09	137.50	6,109.03	–
Transportation—Vice-Chair	27,706.00	–	–	–	–	120.80	–
Utilities & Commerce	454,493.81	1,017.50	32.17	187.44	231.23	1,923.34	–
Utilities & Commerce—Vice-Chair	50,608.23	–	–	–	–	25.67	–
* Business Recovery and Job Retention	85,038.50	–	–	–	–	–	–
Water, Parks & Wildlife	206,823.45	286.88	–	1,767.84	279.15	2,188.53	–
Water, Parks & Wildlife—Vice-Chair	26,140.00	–	–	–	–	10.53	–
Ways & Means (Majority)	929,305.55	2,449.44	–	2,897.82	84.71	8,566.39	–
* No. 1—Health & Human Services	76,203.00	–	–	–	–	–	–
* No. 2—School Finance	197,560.87	–	–	–	–	391.74	–
* No. 3—Resources, Agriculture, & Environment	225,340.08	–	–	–	–	948.07	–
Ways & Means—Vice-Chair	356,486.05	1,052.47	31.39	128.02	77.50	2,661.78	–
Special & Select Committees							
Alameda Corridor Project	36,750.00	–	–	–	–	344.35	–
California-Mexico Affairs	32,584.81	244.16	58.65	–	–	386.11	–
California Ports	53,695.95	93.00	–	–	–	0.71	–
California Wine Production & Economy	49,626.00	1,039.20	–	121.56	–	883.77	–
Defense Conversion	27,085.50	–	66.28	–	–	1,648.37	–
Democratic Economic Prosperity Task Force	71,427.00	4,069.19	523.68	7,980.91	87.50	527.50	–

TABLE III—Continued
Committee Expenditures
12/1/93 – 11/30/94

Committee	*Staff Salary*	*Staff Travel*	*Car Rental*	*Postage*	*Freight*	*Telephone*	*Telegraph*
Joint Fisheries & Aquaculture	56,750.00	715.48	–	–	–	1,292.16	–
Joint Legislative Ethics	134,524.00	–	–	263.94	–	712.92	–
Joint Rules	–	–	–	–	–	328.41	–
Restructuring Government	26,333.23	–	–	–	–	162.61	–
Property Tax & Local Government Finance	–	–	–	–	–	–	–
State Public Procurement Practices	120,290.82	–	–	–	–	–	–
Statewide Immigration Impact	59,047.57	110.50	–	–	–	66.13	–
Status of African-American Males	–	7,390.80	303.21	–	25.00	–	–
Youth at Risk	50,770.18	159.61	55.52	–	–	354.04	–
TOTALS	$10,319,651.53	$38,551.73	$2,180.69	$25,302.61	$4,168.83	$84,932.38	$0.00

* Subcommittee of Standing Committee.

TABLE III – Continued
Committee Expenditures
12/1/93 – 11/30/94

Committee	*Subscr. & Publications*	*Office Supplies*	*Misc. Services*	*TOTAL EXP.*
Agriculture	$63.98	$300.16	$591.68	$273,932.84
Agriculture—Vice-Chair	–	–	–	23,256.96
* Fairs & Expositions	–	–	–	53,675.94
Banking & Finance	1,525.94	1,576.42	2,460.96	158,844.42
Banking & Finance—Vice-Chair	–	–	–	12,256.00
Consumer Protection, Governmental Efficiency & Economic Development	–	545.22	1,458.73	297,427.05
Consumer Protection, Governmental Efficiency & Economic Development—Vice-Chair	–	–	–	28,825.18
Education	1,415.72	849.59	856.91	463,754.25
Education—Vice-Chair	–	–	–	53,371.35
* Urban Education Quality	–	–	–	4,137.00
Elections, Reapportionment & Constitutional Amendments	274.86	599.75	1,078.54	217,065.17
Elections, Reapportionment & Constitutional Amendments—Vice-Chair	–	–	–	72,152.77
Environmental Safety & Toxic Materials	–	–	25.00	246,322.15
Environmental Safety & Toxic Materials—Vice-Chair	–	–	–	29,598.44
Finance & Insurance	80.00	5.58	–	64,629.65
Governmental Organization	591.15	703.25	483.42	317,243.58
* Veterans Affairs	–	–	344.68	49,253.73
Health	2,480.55	394.97	655.83	451,305.11
Health—Vice-Chair	–	–	–	26,331.64
Higher Education	333.84	30.44	763.04	164,319.65
Higher Education—Vice-Chair	–	–	–	41,650.55
* Workforce Training, Development, and Educational Support	–	–	–	50,197.18
Housing & Community Development	1,689.16	509.45	964.04	283,272.85
* Manufactured Housing and Mobile-homes	–	–	139.00	139.00
Human Services	141.06	116.47	492.31	283,891.61
Insurance	1,209.88	1,002.47	1,928.12	218,729.01
Judiciary	2,172.13	672.48	2,534.56	520,355.99

TABLE III—Continued
Committee Expenditures
12/1/93 – 11/30/94

Committee	*Subscr. & Publications*	*Office Supplies*	*Misc. Services*	*TOTAL EXP.*
Labor & Employment	2,383.81	555.25	746.32	325,664.83
Labor & Employment—Vice-Chair	–	–	–	35,630.00
Local Government	1,107.23	628.74	575.76	214,022.67
Local Government—Vice-Chair	–	–	–	32,772.87
Natural Resources	1,287.73	260.17	432.48	301,400.27
Natural Resources—Vice-Chair	–	–	287.82	41,443.08
Public Employees, Retirement & Social Security	113.00	523.64	6.73	210,621.47
Public Safety	1,426.67	3,576.90	7,911.78	430,929.46
Public Safety—Vice-Chair	–	50.19	–	47,565.86
Revenue & Taxation	263.19	343.86	115.45	299,695.98
Revenue & Taxation—Vice-Chair	–	–	–	34,657.82
Televising the Assembly	–	104.16	–	270,246.70
Televising the Assembly—Vice-Chair	–	–	–	5,454.54
Transportation	1,038.36	325.23	8,523.73	473,426.41
Transportation—Vice-Chair	–	–	–	27,826.80
Utilities & Commerce	495.00	126.27	244.53	458,751.29
Utilities & Commerce—Vice-Chair	131.13	–	8.00	50,773.03
* Business Recovery and Job Retention	–	–	–	85,038.50
Water, Parks & Wildlife	28.97	373.49	807.25	212,555.56
Water, Parks & Wildlife—Vice-Chair	–	–	–	26,150.53
Ways & Means (Majority)	2,159.43	2,647.00	3,283.19	951,393.53
* No. 1—Health & Human Services	–	–	–	76,203.00
* No. 2—School Finance	–	–	90.65	198,043.26
* No. 3—Resources, Agriculture, & Environment	213.75	–	261.12	226,763.02
Ways & Means—Vice-Chair	242.85	1,435.18	345.49	362,460.73
Special & Select Committees				
Alameda Corridor Project	–	–	684.13	37,778.48
California-Mexico Affairs	–	–	–	33,273.73
California Ports	–	–	–	53,789.66
California Wine Production & Economy	32.50	–	268.93	51,971.96
Defense Conversion	–	–	–	28,800.15
Democratic Economic Prosperity Task Force	9.00	27.39	705.73	85,357.90

Joint Fisheries & Aquaculture	35.00	2.99	–	58,795.63
Joint Legislative Ethics	–	97.20	565.28	136,163.34
Joint Rules	–	–	34.43	362.84
Restructuring Government	–	–	–	26,495.84
Property Tax & Local Government Finance	–	–	4,949.96	4,949.96
State Public Procurement Practices	–	–	–	120,290.82
Statewide Immigration Impact	–	–	222.12	59,446.32
Status of African-American Males	–	9.78	(14,242.24)	(6,513.45)
Youth at Risk	–	–	–	51,339.35
TOTALS	$22,945.89	$18,393.69	$31,605.46	$10,547,732.81

* Subcommittee of Standing Committee.

TABLE IV
Leadership Expenditures
12/1/93 – 11/30/94

Leadership	*Staff Salary*	*Staff Travel*	*Car Rental*	*Postage*	*Freight*	*Telephone*	*Telegraph*	*Subscr. & Publications*	*Office Supplies*	*Misc. Services*	*TOTAL EXP.*
Speaker	$1,939,192.64	$33,332.10	$1,867.94	$22,572.46	$15,545.98	$70,207.66	–	$25,757.40	$11,566.84	$98,504.66	$2,218,547.68
Speaker pro Tempore	308,474.59	–	–	–	–	155.03	–	–	–	–	308,629.62
Majority Floor Leader	289,414.71	–	–	–	–	1,555.83	–	–	–	–	290,970.54
Minority Floor Leader	–	–	–	–	–	–	–	20.70	–	228.44	249.14
Democratic Caucus Chairwoman—Bornstein	94,604.41	–	–	–	–	103.83	–	141.62	658.88	212.57	95,721.31
Democratic Caucus Chairman—Costa	75,478.59	–	–	–	–	–	–	–	–	–	75,478.59
Majority Whip	52,420.95	–	–	–	–	–	–	–	–	–	52,420.95
Chairman, Rules Committee	206,487.00	–	–	–	–	–	–	32.00	147.71	82.00	206,748.71
Member of Rules—Alpert	98,688.45	177.42	60.99	–	–	476.57	–	–	–	–	99,403.43
Member of Rules—Harvey	59,240.45	–	–	–	–	–	–	–	–	–	59,240.45
Member of Rules—Hoge	56,523.04	–	–	–	–	–	–	–	–	–	56,523.04
Member of Rules—Johnson	88,630.00	–	–	–	–	16.71	–	–	–	–	88,646.71
Member of Rules—Lee	77,173.50	–	–	–	–	9.18	–	–	–	882.12	78,064.80
Member of Rules—Mountjoy	73,447.00	–	–	–	–	–	–	–	–	–	73,447.00
Member of Rules—Murray	125,821.33	–	–	–	–	–	–	–	–	–	125,821.33
Member of Rules—Nolan	19,248.66	–	–	–	–	–	–	–	–	–	19,248.66
Member of Rules—Polanco	155,684.82	–	–	–	–	–	–	–	–	–	155,684.82
Latino Legislative Caucus	–	–	–	–	–	–	–	–	–	246.03	246.03
Rural Caucus	–	–	–	1.49	–	–	–	–	48.77	–	50.26
TOTALS	$3,720,530.14	$33,509.52	$1,928.93	$22,573.95	$15,545.98	$72,524.81	$0.00	$25,951.72	$12,422.20	$100,155.82	$4,005,143.07

TABLE V A
Support Services Expenditures
12/1/93 – 11/30/94

	Staff Salary	*Staff Travel & Per Diem*	*Car Rental*	*Telephone*	*Telegraph*	*Postage*	*Freight*
Rules Committee	$3,195,247.48	$38,868.42	$4,061.34	$151,019.94	$729.80	$21,687.69	$9,798.79
Office of Research	1,306,701.40	5,543.60	420.25	11,483.13	–	2,454.00	973.64
Majority Services	1,577,367.54	13,826.25	2,931.36	33,296.66	–	6,555.04	6,282.84
Minority Consultants	1,754,025.50	271.00	–	19,952.33	–	2,315.55	697.28
Reproduction Center	1,128,888.35	422.00	8,919.93	7,481.66	–	100,381.54	115.48
Secretarial Services	798,596.56	–	–	2,678.34	–	–	–
Clerical Services	139,978.15	–	–	1,826.22	–	11.19	–
Address Control	180,624.00	–	–	580.74	–	–	–
Chief Clerk	1,184,086.53	2,934.92	–	11,080.25	–	1,876.31	91.75
Sergeant at Arms	1,404,326.48	6,187.71	95,470.41	62,488.86	–	375.06	368.55
Fellowship Program	35,571.00	–	–	2,027.99	–	2,265.39	129.00
Computer Services	1,451,103.02	18,268.96	2,426.47	19,843.87	–	10,623.55	268.23
TOTALS	$14,156,516.01	$86,322.86	$114,229.76	$323,759.99	$729.80	$148,545.32	$18,725.56

TABLE V B
Support Services Expenditures
12/1/93 – 11/30/94

	Furniture & Equipment	*Office Supplies*	*Subscr. & Publications*	*Misc. Services*	*TOTAL EXP.*
Rules Committee	$68,153.00	$33,237.75	$13,923.18	$39,619.55	$3,576,346.94
Office of Research	149.13	3,616.77	3,528.91	3,631.23	1,338,502.06
Majority Services	8,493.02	11,489.84	8,640.78	47,975.55	1,716,858.88
Minority Consultants	3,878.49	9,784.22	10,476.53	4,809.03	1,806,209.93
Reproduction Center	266,925.48	23,277.01	354.56	468,113.21	2,004,879.22
Secretarial Services	455.16	4,071.15	–	587.79	806,389.00
Clerical Services	–	130.29	–	–	141,945.85
Address Control	2,849.74	1,870.32	–	28,542.12	214,466.92
Chief Clerk	5,950.06	3,479.50	1,774.70	6,734.10	1,218,008.12
Sergeant at Arms	187,947.86	3,089.94	957.79	2,637.86	1,763,850.52
Fellowship Program	–	167.56	–	–	40,160.94
Computer Services	120,796.95	6,799.86	445.95	15,132.99	1,645,709.85
TOTALS	$665,598.89	$101,014.21	$40,102.40	$617,783.43	$16,273,328.23

TABLE VI
General Overhead Expenditures
12/1/93 – 11/30/94

Miscellaneous Salaries	$650,002.81
Employee Benefits	12,028,514.03
Building Rent, Maintenance & Utilities	209,727.46
Office Alterations	1,235,046.47
Telephone	97,512.38
Furniture & Equipment	1,271,381.49
Office Supplies	95,692.21
Subscriptions, Publications & Codes	101,895.53
Meeting Expenses	180,373.59
Meeting Expenses (Meals)	12,860.17
Freight, Moving & Delivery	220,054.86
Other Miscellaneous Services	200,902.08
Study Contracts	37,999.03
TOTALS	$16,341,962.11

TABLE VII
Assembly Operating Fund Transfers
12/1/93 – 11/30/94

Joint Legislative Budget Committee	$1,755,666.66
TOTALS	$1,755,666.66

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 13

INTERIM RECESS

Assembly Chamber, Sacramento
Thursday, December 7, 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 Interim Study Recess:

COMMUNICATIONS

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

December 6, 1995

Honorable Kathleen Connell
State Controller
300 Capitol Mall
Sacramento, California

Dear Kathleen: I am appointing Jim Brulte to the State Allocation Board as a Member of the Assembly. His term will expire at my pleasure.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

December 5, 1995

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

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

Fred Aguiar—Majority Speaker pro Tempore
Curt Pringle—Majority Floor Leader

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

October 27, 1995

Honorable Kathleen Connell
State Controller
300 Capitol Mall
Sacramento, California

Dear Kathleen: I am appointing Tom Bordonaro to the California Film Commission as a Member of the Assembly. His term will expire October 27, 1999.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

The following communications were presented by the Chief Clerk from:

Gerald H. Goldberg, Executive Officer, Franchise Tax Board, Rancho Cordova, dated December 1, 1995, relative to proposed regulation, Revenue Analysis 25137-4.2., as submitted to the Legislature. Referred by the Speaker to the Committee on Revenue and Taxation.

Frank S. Zolin, Director, Department of Motor Vehicles, Sacramento, dated November 16, 1995, relative to delay in submitting Tahoe Conservancy license plates study to the Legislature. Referred by the Speaker to the Committee on Transportation.

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:

Medical Use of Marijuana. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Marijuana. Medical Use. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Voter Approval for Local Government Taxes. Limitations on Fees, Assessments, and Charges. Initiative Constitutional Amendment.

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

Education. Public Schools. Administrative Changes. Initiative Statute.

Referred by the Speaker to the Committee on Education.

REPORTS

The following reports were presented by the Chief Clerk:

1995 OAL Determination No. 6 [Docket No. 90-031]
(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 November 28, 1995, referred by the Speaker to the Committee on Judiciary.

Fact Book, 1995–96, Handbook of Education Information

Above transmitted report, together with letter of transmittal from Martha Zaragoza-Diaz, Director, Governmental Affairs Office, Department of Education, Sacramento, dated November 28, 1995, referred by the Speaker to the Committee on Education.

California Housing Finance Agency's 1994–95 Annual Report
(Pursuant to Health and Safety Code Section 51005)

Above transmitted report, together with letter of transmittal from Maureen Higgins, Executive Director, California Housing Finance Agency, Sacramento, dated November 29, 1995, referred by the Speaker to the Committee on Housing and Community Development.

COMMUNICATIONS

The following communication was 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 official returns of the November 28, 1995 67th 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 30th day of November, 1995.

[SEAL]

BILL JONES
Secretary of State

SPECIAL ELECTION RESULTS

Member of the Assembly, 67th District
County of Orange
Special Recall Election, November 28, 1995

OFFICIAL CANVASS

Precinct Votes Cast	30,859	Total Registration	207,538
Absentee Votes Cast	23,589	Number of Precincts	157
Total Votes Cast	54,448	Percent Turnout	26.24%

Recall of Doris Allen

COUNTY NAME	Registered Voters	YES	NO
Orange	207,538		
Precinct Vote		18,044	12,060
Absentee Vote		16,495	6,384
Total County Vote		34,539	18,444
Percent		65.19%	34.81%

Candidates to succeed Doris Allen

COUNTY NAME	Registered Voters	Don MacAllister Rep	Linda Moulton-Patterson Dem	Shirley Carey Rep	Scott R. Baugh * Rep	Haydee V. Tillotson Rep
Orange	207,538					
Precinct Vote		3,404	10,409	1,455	11,676	1,073
Absentee Vote		2,130	5,199	812	10,644	2,500
Total County Vote		5,534	15,608	2,267	22,320	3,573
Percent		11.22%	31.66%	4.60%	45.27%	7.25%

* Since the recall succeeded, a successor was elected.

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 28th day of November, 1995,

SCOTT R. BAUGH

was elected to the office of

MEMBER OF ASSEMBLY—DISTRICT 67

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 29th day of November 1995.

[SEAL]

BILL JONES
Secretary of State

OATH OF OFFICE

The following Oath of Office was administered by Hon. James L. Smith, Presiding Judge, Orange County, and ordered printed in the Journal:

OATH

for the Office of Member of the Assembly
67th Assembly District

I, Scott R. Baugh, 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.

SCOTT R. BAUGH

Subscribed and sworn to before me,
this 29th day of November
A.D. 1995

HON. JAMES L. SMITH,
Presiding Judge, Orange County

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 14

INTERIM RECESS

Assembly Chamber, Sacramento
Friday, December 15, 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 Interim Study Recess:

COMMUNICATIONS

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

December 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 Joint Committee on Fisheries and Aquaculture to fill an existing vacancy.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

December 13, 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 Local Government Committee and the Assembly Transportation Committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

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

December 14, 1995

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

Dotson: I hereby resign my seat in the California State Assembly as a representative of the 13th District, effective 11:55 p.m. December 14, 1995.

Sincerely,

WILLIE L. BROWN, JR

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

95021
December 12, 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 303, Statutes of 1995, the Bureau of State Audits presents its audit report concerning the actions taken by the California Student Aid Commission (commission) to address the concerns and implement the recommendations made by Deloitte & Touche in its September 28, 1994, report, entitled "An Independent Assessment of the Financial Aid Processing System." Our report concludes that the commission has not fully addressed the concerns nor fully implemented the recommendations reported by Deloitte & Touche. Although improvements have been made to the commission's Financial Aid Processing System (FAPS), the design of the FAPS database and application remains poor and the system operates inefficiently. As a result, many of the conditions reported by Deloitte & Touche continue to exist. The commission recently hired a new management team that has developed a comprehensive strategy to address the problems with FAPS. The comprehensive strategy consists of both short- and long-term plans. The long-term plan includes completing an analysis of alternative solutions to FAPS by May 1996. Therefore, because the commission is still in the process of determining the best approach to address the issues reported by Deloitte & Touche, we could not fully assess the commission's actions to address the problems with FAPS.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Higher 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:

Increased Penalties for Hate Violence. Initiative Statute.

Referred by the Speaker to the Committee on Public Safety.

Marijuana Legalization. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

Residency Status Verification. DMV Identification Cards. Initiative Statute.

Referred by the Speaker to the Committee on Transportation.

The following communications were presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting copies of the ballot titles, summaries, and labels, March 26, 1996, Primary Election Ballot, for the following Propositions in accordance with the provisions of Section 6 (Chapter 310, Statutes of 1995 and Chapter 779, Statutes of 1995), and in accordance with Elections Code Sections 9050–9051, 13280–13281, and 13247, and Government Code Sections 88002–88003:

Proposition 192
Seismic Retrofit Bond Act of 1996
Chapter 310, Statutes of 1995 (SB 146)

Referred by the Speaker to the Committees on Governmental Organization and Elections, Reapportionment and Constitutional Amendments.

Proposition 193
Property Appraisal. Exemption. Grandparent-Grandchild Transfer. Legislative Constitutional Amendment.
Resolution Chapter 110, Statutes of 1994 (ACA 17)

Referred by the Speaker to the Committees on Revenue and Taxation and Elections Reapportionment and Constitutional Amendments.

Proposition 194
Prisoners. Joint Venture Program. Unemployment Benefits. Parole. Legislative Initiative Amendment.
Chapter 440, Statutes of 1995 (SB 103)

Referred by the Speaker to the Committees on Human Services and Elections, Reapportionment and Constitutional Amendments.

Proposition 195
Punishment. Special Circumstances. Carjacking. Murder of Juror. Legislative Initiative Amendment. Chapter 477, Statutes of 1995 (SB 32)

Referred by the Speaker to the Committees on Public Safety and Elections, Reapportionment and Constitutional Amendments.

Proposition 196
Punishment for Murder. Special Circumstances. Drive-By Shootings. Legislative Initiative Amendment. Chapter 478, Statutes of 1995 (SB 9)

Referred by the Speaker to the Committees on Public Safety and Elections, Reapportionment and Constitutional Amendments.

Proposition 197
Amendment of the California Wildlife Protection Act of 1990. Mountain Lions. Legislative Initiative Amendment. Chapter 779, Statutes of 1995 (SB 28)

Referred by the Speaker to the Committees on Water, Parks and Wildlife and Elections, Reapportionment and Constitutional Amendments.

Proposition 198
Elections. Open Primary. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Proposition 199
Limits on Mobilehome Rent Control. Low-Income Rental Assistance. Initiative Statute.

Referred by the Speaker to the Committees on Housing and Community Development and Elections, Reapportionment and Constitutional Amendments.

Proposition 200
No-Fault Motor Vehicle Insurance. Limits Lawsuits. Initiative Statute.

Referred by the Speaker to the Committees on Insurance and Elections, Reapportionment and Constitutional Amendments.

Proposition 201
Attorney's Fees. Shareholder Actions. Class Actions. Initiative Statute.

Referred by the Speaker to the Committees on Judiciary and Elections, Reapportionment and Constitutional Amendments.

Proposition 202
Attorney's Contingent Fees. Limits. Initiative Statute.

Referred by the Speaker to the Committees on Judiciary and Elections, Reapportionment and Constitutional Amendments.

REPORTS

The following reports were presented by the Chief Clerk:

Minority/Women/Disabled Veteran Business Enterprise Participation in Contracts Awarded by the State Teachers' Retirement System (Pursuant to Public Contract Code Section 10115.5)

Above transmitted report, together with letter of transmittal from James D. Mosman, Chief Executive Officer, State Teachers' Retirement System, Sacramento, dated December 1, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

Annual Report Joint Enforcement Strike Force on the Underground Economy (Pursuant to Senate Bill 1490, Chapter 1117, Statutes of 1994)

Above transmitted report, together with letter of transmittal from Victoria L. Bradshaw, Director, Employment Development Department, Sacramento, dated December 13, 1995, referred by the Speaker to the Committee on Labor and Employment.

Electronic Filing: A New Era in Campaign and Lobbying Financial Disclosure (Pursuant to Assembly Bill 3575)

Above transmitted report, together with letter of transmittal from Bill Jones, Secretary of State, Sacramento, dated December 13, 1995, referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Alternative Examination and Selection Program for Health and Welfare Agency Data Center (HWDC) Employees, Proposed Demonstration Project (Pursuant to Government Code Section 19600)

Above transmitted report, together with letter of transmittal from C. Lance Barnett, Ph.D., Executive Officer, California State Personnel Board, Sacramento, dated December 7, 1995, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

Wright, McCorquodale, and Bronzan Act (Pursuant to Welfare and Institutions Code Section 5800)

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, Sacramento, dated December 13, 1995, referred by the Speaker to the Committee on Health.

Progress Report on the Phase-Down of Rice Straw Burning in the Sacramento Valley Air Basin, 1992–94 (Pursuant to Chapter 787, Statutes of 1991)

Above transmitted report, together with letter of transmittal from John D. Dunlap, III, Chairman, Air Resources Board, Sacramento, dated December 12, 1995, referred by the Speaker to the Committee on Natural Resources.

OATH OF OFFICE

The following oath of office was administered by E. Dotson Wilson, Chief Clerk of the Assembly, and ordered printed in the Journal:

OATH

for the Office of Speaker pro Tempore of the Assembly

I, Fred Aguiar, 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.

FRED AGUIAR

Subscribed and sworn to before me,
this 11th day of December
A.D. 1995

E. DOTSON WILSON

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 15

INTERIM RECESS

Assembly Chamber, Sacramento
Wednesday, December 20, 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 Interim Study Recess:

COMMUNICATIONS

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

December 18, 1995

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

Dear Mr. Wilson: Please be advised that on behalf of the Democratic Caucus, I have been appointed Democratic Floor Leader for the 1995–96 Legislative Session.

Sincerely,

RICHARD KATZ
Democratic Floor Leader

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, do hereby proclaim and order that a special election shall be held on the 21st day of May, 1996, within the 13th Assembly District of the State, to fill the vacancy in the office of Member of Assembly from said district resulting from the resignation of Willie L. Brown, Jr.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 19th day of December 1995.

PETE WILSON
Governor of California

[SEAL]

ATTEST:

BILL JONES
Secretary of State

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 16

INTERIM RECESS

Assembly Chamber, Sacramento
Friday, December 22, 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 Interim Study Recess containing information received as of this publication date:

COMMUNICATIONS

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

December 20, 1995

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

Dear Mr. Wilson: Pursuant to the Rules, the following Democratic appointments are effective immediately:

Assemblymember Louis Caldera—Chair, Assembly Budget Committee

Assemblymember Sheila Kuehl—Chair, Assembly Judiciary Committee

Assemblymember Antonio Villaraigosa—Chair, Transportation Committee

Assemblymember Grace Napolitano—Chair, Housing and Community Development Committee

Assemblymember Kevin Murray—Assistant Minority Floor Leader

In accordance with these appointments, Assemblymembers Vasconcellos, Isenberg, Hauser and myself have resigned their respective chairmanships.

Thanks for your attention to this matter.

Sincerely,

RICHARD KATZ
Democratic Floor Leader

Explanation of Vote—Assembly Bill No. 112

December 20, 1995

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

Dear Dotson: Over the course of the interim, it was determined that I was inadvertently recorded as an "aye" vote on AB 112 (W. Murray), which was taken on June 19, 1995. My intention was to vote "no" on this measure, as I did on May 11, 1995, on the Assembly floor.

I would like the Journal to reflect this correction as soon as possible with the following explanation:

> On June 19, 1995, I was mistakenly recorded as an "aye" vote on AB 112 (W. Murray). I did not cast such a vote nor did I support this bill, as was evidenced by my "no" vote on the same bill on May 11, 1995. Accordingly, I would like the Assembly Daily Journal to note the correction.

Thank you for your attention to this matter.

Sincerely,

CURTIS R. TUCKER, JR.
Assembly Member
Fifty-first District

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 17

INTERIM RECESS

Assembly Chamber, Sacramento
Tuesday, January 2, 1996

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 Interim Study Recess:

COMMUNICATIONS

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

December 28, 1995

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

Dear Dotson: Please be advised of the following committee assignments and changes:

I will no longer serve as a member of the Assembly Agriculture Committee. Assemblymember Jim Brulte has been appointed to this committee.

I will no longer serve as a member of the Assembly Banking and Finance Committee. Assemblymembers Jim Brulte and Paula Boland have been appointed to this committee to fill existing vacancies.

Assemblymember Scott Baugh has been appointed to the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee to fill an existing vacancy.

Assemblymember Paula Boland will no longer serve as a member of the Assembly Education Committee. Assemblymember Dick Ackerman has been appointed to this committee to fill one of the existing vacancies.

Assemblymember Paula Boland has been appointed to the Assembly Environmental Safety and Toxic Materials Committee to fill an existing vacancy.

Assemblymember Tom Woods has been appointed to the Assembly Health Committee to fill one of the existing vacancies.

I will no longer serve as a member of the Assembly Higher Education Committee. Assemblymember Scott Baugh has been appointed to this committee to fill one of the existing vacancies.

Assemblymember Paula Boland will no longer serve as a member of the Assembly Housing and Community Development Committee. Assemblymember Scott Baugh has been appointed to this committee to fill one of the existing vacancies.

Assemblymember Jim Brulte has been appointed to the Assembly Insurance Committee to fill an existing vacancy.

Assemblymember Dick Ackerman has been appointed to the Assembly Local Government Committee, the Assembly Natural Resources Committee and the Assembly Transportation Committee to fill existing vacancies.

Assemblymember Nao Takasugi will no longer serve as a member of the Assembly Public Employees, Retirement and Social Security Committee.

Assemblymember Scott Baugh has been appointed to the Assembly Utilities and Commerce Committee to fill an existing vacancy.

I will no longer serve as a member of the Assembly Water, Parks and Wildlife Committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

December 28, 1995

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

Dear Dotson: Please be advised that Assemblymember Barbara Alby has been appointed to the Assembly Rules Committee to fill an existing vacancy.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

December 28, 1995

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

Dear Dotson: Please be advised that Assemblymember Bob Margett has been appointed to the following Assembly Committees to fill existing vacancies:

Assembly Budget Committee
Assembly Revenue and Taxation Committee
Assembly Transportation Committee

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

December 29, 1995

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

Dear Dotson: Please be advised that I have created the Select Committee on House Reorganization Post Term Limits and have appointed the following Assemblymembers:

Brian Setencich, Chairman
Martha Escutia, Vice Chairwoman
Debra Bowen
James Brulte
John Burton
Jim Cunneen
Denise Moreno Ducheny
Peter Frusetta
Jan Goldsmith
George House
Mike Machado
Bob Margett
Kerry Mazzoni
Juanita McDonald
Bruce McPherson

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

January 2, 1996

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

Dear Dotson: Pursuant to the request of Assemblymember Ted Weggeland, he will no longer serve as a member of the Assembly Banking and Finance Committee. Assemblymember Gary Miller will serve as Chairman of this committee.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

January 2, 1996

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

Dear Dotson: Please be advised that I will serve as Chairman of the Assembly Rules Committee. The existing five Republican members of the Assembly Rules Committee will remain the same.

Sincerely,

BRIAN SETENCICH
Speaker of the Assembly

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 3, 1996

ONE HUNDRED FORTY-FIFTH SESSION DAY

THREE HUNDRED NINETY-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, January 3, 1996

The Assembly met at 11 a.m.
Hon. Brian Setencich, Speaker 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 PRESENT

At 11:25 a.m., Speaker Setencich declared a quorum of the Assembly present.

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

Ackerman	Campbell	House	Murray, Willard
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	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

PRAYER

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

O Lord Our God, Who have placed times and seasons under Your own authority; Who in Your infinite compassion and goodness, have counted us worthy to enter a New Year of Your loving kindness, bless it and keep us in peace.

Enlighten the Members of this Assembly with the light of Your truth and Your divine commandments. Establish in our souls, Your holy will; and guide us to every work that is good and pleasing to You.

Overshadow this great state with Your might, and grant it gentle rain and abundance of the fruits of the earth.

Let Your kingdom come upon us, O Lord; the kingdom of love, goodness, peace and justice; and make us worthy to praise and glorify, with one mouth and one heart, Your most honorable and majestic name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Setencich, Assembly Member Cunneen 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 Goldsmith, seconded by Assembly Member Bustamante.

ASSEMBLY BILL NO. 318—VOTE CORRECTION

ASSEMBLY BILL NO. 318 (Katz)—An act to add Sections 113 and 114 to the Water Code, relating to water.

Due to a printer's error, the vote in the Assembly Daily Journal for June 1, 1995, page 1739, relative to Assembly Bill No. 318 is being corrected to reflect Assembly Member Villaraigosa as an "Aye" vote and Assembly Member Vasconcellos as "Not Voting".

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 3, 1996

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

Assembly Bill No. 1202

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered on file.

Assembly Chamber, January 3, 1996

Mr. 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.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

January 3, 1996

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 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 Transportation

January 3, 1996

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

Assembly Bill No. 735

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

KATZ, Chairman

ASSEMBLY BILL NO. 735—An act to add Section 5073 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 Health

January 3, 1996

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

Assembly Bill No. 944

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 944—An act to amend Section 1316.5 of the Health and Safety Code, relating to health 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

January 3, 1996

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

Assembly Bill No. 1724

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

RAINEY, Chairman

ASSEMBLY BILL NO. 1724—An act to add Section 65302.6 to the Government Code, relating to general 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 Health

January 3, 1996

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

Senate Bill No. 849

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

GRANLUND, Chairman

SENATE BILL NO. 849—An act to amend Section 1357.12 of the Health and Safety Code, and to amend Sections 10714, 10731, 12711, and 12720 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 Revenue and Taxation

January 3, 1996

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

Senate Bill No. 875

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

McDONALD, Chairwoman

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.

Bill read second time; author's amendments, 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

January 3, 1996

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

Assembly Bill No. 52

Assembly Bill No. 1453

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

RAINEY, Chairman

ASSEMBLY BILL NO. 52—An act to add Chapter 6.6 (commencing with Section 6655) to Division 7 of Title 1 of the Government Code, relating to public entities.

Bill read 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. 1453—An act to amend Section 65302 of the Government Code, relating to general 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 Water, Parks and Wildlife

January 3, 1996

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

Assembly Bill No. 363
Assembly Bill No. 1363

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

CORTESE, Chairman

ASSEMBLY BILL NO. 363—An act to add Section 13557 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.

ASSEMBLY BILL NO. 1363—An act to add Section 4191 to the Fish and Game Code, relating to mountain lions, 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 Consumer Protection, Governmental Efficiency and Economic Development

January 3, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1368

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

SPEIER, Chairwoman

ASSEMBLY BILL NO. 1368—An act to add Section 926.19 to the Government Code, relating to claims against the state.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 711
Assembly Bill No. 931

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

SHER, Chairman

ASSEMBLY BILL NO. 711—An act to amend Sections 4551.9, 4593, 4593.3, 4593.7, 4593.8, 4593.9, 4593.11, 4594, 4594.2, 4594.4, 4594.6, and 4594.7 of, to amend and renumber Section 4593.2 of, and to add Section 4593.2 to, the Public Resources Code, and to amend Sections 13 and 14 of Chapter 1290 of the Statutes of 1989, relating to forest 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.

ASSEMBLY BILL NO. 931—An act to add Section 4584.1 to the Public Resources Code, relating to forest 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.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

January 3, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 269

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

KNOX, Chairman

ASSEMBLY BILL NO. 269—An act to amend Section 6501.8 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 Public Employees, Retirement and Social Security

January 3, 1996

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1623

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

CANNELLA, Vice Chair

ASSEMBLY BILL NO. 1623—An act to amend Section 45272 of the Education Code, relating to school 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 Water, Parks and Wildlife

January 3, 1996

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

Assembly Bill No. 474

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

CORTESE, Chairman

ASSEMBLY BILL NO. 474—An act to amend Section 8842 of, and to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, 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 Natural Resources

January 3, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 169
Assembly Bill No. 925
Assembly Bill No. 960
Assembly Bill No. 961

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

SHER, Chairman

ASSEMBLY BILL NO. 169—An act to amend Sections 4585, 4587, and 4590 of the Public Resources Code, relating to forest 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.

ASSEMBLY BILL NO. 925—An act to amend Section 6501.1 of, and to add Sections 4129.5 and 6504 to, the Public Resources Code, relating to state lands, 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.

ASSEMBLY BILL NO. 960—An act to amend Section 66474 of the Government Code, relating to subdivisions.

Bill read 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. 961—An act to add Section 44011 to 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 Education

January 3, 1996

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

Assembly Bill No. 955

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 955—An act to add Section 52179 to the Education Code, relating to bilingual 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 Banking and Finance

January 3, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 1646

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

WEGGELAND, Chairman

ASSEMBLY BILL NO. 1646—An act to amend Section 17006 of the Financial Code, relating to escrow.

Bill read second time; author's amendments, 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

January 3, 1996

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

Assembly Bill No. 553

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 553—An act to amend Section 3400 of the Health and Safety Code, relating to communicable disease.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 826

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

SPEIER, Chairwoman

ASSEMBLY BILL NO. 826—An act to amend Sections 10233, 12153, 12157, 12200, 12205, 12301, 12305, and 12320 of, to add Article 9.5 (commencing with Section 10875) to Chapter 2.5 of Part 2 of Division 2 of, and to add Chapter 4.5 (commencing with Section 12230) and Chapter 5.5 (commencing with Section 12325) to Part 2 of Division 2 of, the Public Contract Code, relating to public purchases.

Bill read second time; author's amendments, 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

January 3, 1996

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

Assembly Bill No. 1359

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

CORTESE, Chairman

ASSEMBLY BILL NO. 1359—An act to add Chapter 6.5 (commencing with Section 12899) to Part 6 of 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

January 3, 1996

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

Assembly Bill No. 476
Assembly Bill No. 1162
Assembly Bill No. 1963

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 476—An act to add Section 3325 to the Health and Safety Code, relating to communicable disease.

Bill read 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. 1162—An act to add Section 22960 to the Business and Professions Code, and to amend Section 19994.31 of the Government Code, relating to tobacco.

Bill read 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. 1963—An act to add Article 11.5 (commencing with Section 428.5) to Chapter 2 of Part 1 of Division 1 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 Education

January 3, 1996

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

Assembly Bill No. 1438

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 1438—An act to amend Section 56366.7 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.

AUTHOR'S AMENDMENTS
Committee on Transportation

January 3, 1996

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

Assembly Bill No. 260
Assembly Bill No. 420
Assembly Bill No. 1848

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

KATZ, Chairman

ASSEMBLY BILL NO. 260—An act to add Section 43200.1 to the Health and Safety Code, relating to electric 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.

ASSEMBLY BILL NO. 420—An act to amend Sections 35789.5 and 35790 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.

ASSEMBLY BILL NO. 1848—An act to amend Section 34501.2 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 Natural Resources

January 3, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1565

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

SHER, Chairman

ASSEMBLY BILL NO. 1565—An act relating to forest resources, and making an appropriation for the usual current expenses of the state, 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

January 3, 1996

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

Assembly Bill No. 164
Assembly Bill No. 508

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 164—An act to amend Sections 48260.5, 48262, and 48264.5 of the Education Code, and to amend Sections 12507, 12514, and 13202.7 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.

ASSEMBLY BILL NO. 508—An act to add Section 51220.6 to the Education Code, relating to domestic violence prevention 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

January 3, 1996

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.

POOCHIGIAN, 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 Elections, Reapportionment and Constitutional Amendments

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1281

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

McPHERSON, Chairman

ASSEMBLY BILL NO. 1281—An act to amend Sections 102, 1003, 3001, 8601, 9190, 9295, 9380, 9509, 10220, 10222, 10223, 10225, 10226, 10227, 10229, 10407, 11224, 12241, 13313, 14105.5, 15000, and 15004 of, and to repeal Sections 10221, 10224, and 11225 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 Elections, Reapportionment and Constitutional Amendments

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1924

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

McPHERSON, Chairman

ASSEMBLY BILL NO. 1924—An act to amend Sections 9030 and 9031 of the Elections Code, relating to initiatives.

Bill read second time; author's amendments, 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

January 3, 1996

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

Assembly Bill No. 1348
Assembly Bill No. 1832

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

ISENBERG, Chairman

ASSEMBLY BILL NO. 1348—An act to amend Sections 903, 903.1, 903.25, and 903.3 of the Welfare and Institutions 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.

ASSEMBLY BILL NO. 1832—An act to add Sections 697.321 and 697.322 to the Code of Civil Procedure, relating to support orders.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 612

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

WEGGELAND, Chairman

ASSEMBLY BILL NO. 612—An act to amend Sections 22102 and 22457 of the Financial Code, relating to finance lenders.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1925

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

McPHERSON, Chairman

ASSEMBLY BILL NO. 1925—An act to add Section 84201 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; author's amendments, 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

January 3, 1996

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

Assembly Bill No. 85
Assembly Bill No. 159
Assembly Bill No. 769
Assembly Bill No. 974
Assembly Bill No. 1091
Assembly Bill No. 1275
Assembly Bill No. 1350
Assembly Bill No. 1352

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 85—An act to add Section 1597.543 to the Health and Safety Code, relating to day 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.

ASSEMBLY BILL NO. 159—An act to amend Sections 11401, 11402, 11404, 11404.1, and 11405 of, and to add Section 11404.2 to, 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.

ASSEMBLY BILL NO. 769—An act to add Section 12300.4 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.

ASSEMBLY BILL NO. 974—An act to add Section 8216 to the Education 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.

ASSEMBLY BILL NO. 1091—An act to add Article 23.5 (commencing with Section 8489) to Chapter 2 of Part 6 of the Education 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.

ASSEMBLY BILL NO. 1275—An act to add Sections 10026 and 11501.3 to the Welfare and Institutions Code, relating to public assistance restructuring.

Bill read 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. 1350—An act to amend Section 306 of, and to add Section 301.5 to, the Welfare and Institutions 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.

ASSEMBLY BILL NO. 1352—An act to amend Section 311 of the Welfare and Institutions 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.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 704

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 704—An act to amend Sections 82015, 82025, 82033, 82034, 82036, 83116, 83117.5, 84200.5, 84203.5, 84211, 84300, 84304, 86102, 86113, 86114, 86116, 86203, 86300, 87103, 87205, 87206, 87207, 87210, 87303, and 87313 of, to repeal and add Sections 89501, 89502, and 89503 of, and to repeal Sections 82048.5, 89504, and 89505 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 177
Assembly Bill No. 183
Assembly Bill No. 252
Assembly Bill No. 296
Assembly Bill No. 703
Assembly Bill No. 850
Assembly Bill No. 916
Assembly Bill No. 1372
Assembly Bill No. 1550

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 177—An act to add Section 39006 to the Health and Safety Code, to add Section 19 to the Public Resources Code, and to add and repeal Sections 17053.26 and 23626 of the Revenue and Taxation Code, relating to the environment.

Bill read 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. 183—An act to add and repeal Section 17052.6 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 252—An act to add and repeal Section 17053.28 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.

ASSEMBLY BILL NO. 296—An act to amend Section 7073 of, and to add Section 7085.3 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.

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.

ASSEMBLY BILL NO. 850—An act to add Section 17952.5 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. 916—An act to amend Sections 24411 and 25110 of, and to add Section 24344.1 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. 1372—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; 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. 1550—An act to amend Sections 17053.66 and 23666 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 Labor and Employment

January 3, 1996

Mr. Speaker: The Chair of Your Committee on Labor and Employment reports:

Assembly Bill No. 713

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 713—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 Local Government

January 3, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 47
Assembly Bill No. 134

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 47—An act to amend Sections 53601, 53635, 53684, and 53852 of, and to add Section 53852.5 to, the Government Code, relating to investments, 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. 134—An act to amend Section 26720 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 185
Assembly Bill No. 1537

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 185—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.

ASSEMBLY BILL NO. 1537—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 Appropriations

January 3, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 978
Assembly Bill No. 1096

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 978—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.

ASSEMBLY BILL NO. 1096—An act to amend Section 15372.19 of the Government Code, and to add and repeal Chapter 6.10 (commencing with Section 25403) of Division 20 of the Health and Safety Code, relating to dry cleaning.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 121

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 121—An act relating to public works.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1142

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

ASSEMBLY BILL NO. 1142—An act to add Section 11347.1 to 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.

AUTHOR'S AMENDMENTS

Committee on Human Services

January 3, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 278

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

SENATE BILL NO. 278—An act to amend Section 12302.7 of the Welfare and Institutions Code, relating to 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 Public Safety

January 3, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 172
Assembly Bill No. 1952

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 172—An act to add Section 13205 to the Penal Code, relating to criminal street gangs, 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.

ASSEMBLY BILL NO. 1952—An act to amend Section11357 of the Health and Safety Code, to amend Section 261.5 of the Penal Code, and to amend Section 256 of the Welfare and Institutions 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 Public Safety

January 3, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 69	Assembly Bill No. 1017
Assembly Bill No. 267	Assembly Bill No. 1327
Assembly Bill No. 588	Assembly Bill No. 1403
Assembly Bill No. 629	Assembly Bill No. 1741
Assembly Bill No. 749	Assembly Bill No. 1803
Assembly Bill No. 1006	Assembly Bill No. 1901
Assembly Bill No. 1015	

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 69—An act to amend Section 2053.1 of, and to add Sections 2053.5 and 2053.6 to, the Penal Code, relating to prison education 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.

ASSEMBLY BILL NO. 267—An act to add Section 1202.45 to the Penal Code, and to amend Section 204.5 of, and to add Sections 730.7 and 827.3 to, the Welfare and Institutions Code, relating to crime.

Bill read 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. 588—An act to repeal and add Sections 241.3, 243.3, and 245.2 of 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.

ASSEMBLY BILL NO. 629—An act to add Chapter 1.5 (commencing with Section 12150) to Title 2 of Part 4 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.

ASSEMBLY BILL NO. 749—An act to amend Section 655.6 of the Harbors and Navigation Code, 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.

ASSEMBLY BILL NO. 1006—An act to amend Section 186.22 of 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.

ASSEMBLY BILL NO. 1015—An act to amend Section 385 of 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.

ASSEMBLY BILL NO. 1017—An act to amend Sections 8052 and 8090 of the Penal Code, and to amend Section 1 of Chapter 41 of the Statutes of 1994, First Extraordinary Session, 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.

ASSEMBLY BILL NO. 1327—An act to amend Section 3000 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.

ASSEMBLY BILL NO. 1403—An act to amend Sections 264, 264.1, 286, 288a, 288.5, 289, and 2933.5 of, and to add Section 2933.3 to, the Penal Code, relating to sex offenders.

Bill read 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. 1741—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.

ASSEMBLY BILL NO. 1803—An act to add Section 1008 to the Evidence Code, relating to physician-patient confidential communications.

Bill read 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. 1901—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 983

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 983—An act 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 Human Services

January 3, 1996

Mr. 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.

BORDONARO, 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 Water, Parks and Wildlife

January 3, 1996

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 619

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

ASSEMBLY BILL NO. 619—An act to add Article 8 (commencing with Section 347) to Chapter 2.5 of Division 1 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 Elections, Reapportionment and Constitutional Amendments

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 544

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 544—An act to add Chapter 5.5 (commencing with Section 20450) to Division 20 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 Transportation

January 3, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 244

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 244—An act to amend Sections 22651 and 40152 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 Elections, Reapportionment and Constitutional Amendments

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 220

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 220—An act to amend Section 66602 of the Education Code, to amend Sections 7150, 7156, 7157, 7207, 7300, 7350, 7405, 7550, 7652, 13109, 15651, 15653, and 15654 of the Elections Code, to amend Sections 7.6, 1001, 1062, 1750, 1775, 8575, 8704, 8790.1, 9766, 9791, 11552.5, 12058, 12058.5, 12059, 12241, 12700, 14886, 15350, 15355.5, 15364.2, 20360, and 75030.5 of, to repeal Sections 3039, 12100, and 12101 of, and to repeal Chapter 2 (commencing with Section 14999) of Part 5.7 of Division 3 of Title 2 of, the Government Code, to amend Section 6101 of the Public Resources Code, to amend Section 2154 of the Streets and Highways Code, to amend Section 15036 of the Unemployment Insurance Code, to amend Section 2600 of the Vehicle Code, and to amend Section 14477 of the Welfare and Institutions Code, relating to the Lieutenant Governor.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 6

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 17 of Article II thereof, subdivision (l) of Section 8 of Article III thereof, Sections 5, 9, 10, and 11 of, and subdivision (f) of Section 14 of, Article V thereof, Section 4 of Article VII thereof, and subdivision (a) of Section 9 of Article IX thereof, relating to the Lieutenant Governor.

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 Transportation

January 3, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 1460

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 1460—An act to amend Section 44011.6 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 Local Government

January 3, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1419

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 1419—An act to add Section 20103 to 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.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

January 3, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1376

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 1376—An act to amend Section 51081 of the Government Code, and to add Section 3233 to the Public Resources Code, relating to oil and gas.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 596
Assembly Bill No. 800
Assembly Bill No. 1353
Assembly Bill No. 1389

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 596—An act to add Section 2399.5 to the Business and Professions Code, relating to medicine.

Bill read 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. 800—An act to add Section 3044 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.

ASSEMBLY BILL NO. 1353—An act to amend Sections 355, 355.1, 356, and 358 of the Welfare and Institutions 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.

ASSEMBLY BILL NO. 1389—An act to add Chapter 11 (commencing with Section 21750) to Division 8 of the Business and Professions Code, relating to copyright.

Bill read second time; author's amendments, 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

January 3, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 84
Assembly Bill No. 101
Assembly Bill No. 979

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 84—An act to add and repeal Part 26.9 (commencing with Section 47800) 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.

ASSEMBLY BILL NO. 101—An act to repeal and add Article 5 (commencing with Section 49000) to Chapter 6 of Part 27 of 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.

ASSEMBLY BILL NO. 979—An act to amend Sections 44277, 44421, 44661, 44663, 44664, 44929.21, 44929.23, 44932, and 44948.3 of, to add Sections 44251.5 and 44666 to, and to repeal and add Section 44251 of, the Education Code, relating to certificated school 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 Utilities and Commerce

January 3, 1996

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 648
Assembly Bill No. 1914

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

ASSEMBLY BILL NO. 648—An act to add and repeal Section 743.3 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.

ASSEMBLY BILL NO. 1914—An act to add Chapter 6.5 (commencing with Section 2791) to Part 2 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.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Date of Hearing: May 17, 1995

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1626
Assembly Bill No. 1627

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.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 638

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: September 15, 1995

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 611

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1983—Miller, Baldwin, Boland, Granlund, Harvey, House, Knowles, and Woods (Senator Haynes, coauthor). An act to repeal Chapter 9 (commencing with Section 25898) of Division 20 of, and to repeal and add Part 9 (commencing with Section 44470) of Division 26 of, the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 1984—Baca. An act to amend Sections 7113.5 and 7114 of the Government Code, relating to local agencies.

ASSEMBLY BILL NO. 1985—Speier (Principal Senate coauthor: Leslie), Baldwin, Conroy, Cortese, Gallegos, Harvey, Hawkins, Margett, Rainey, Sweeney, and Woods (Senators Ayala, Leonard, O'Connell, and Petris, coauthors). An act to amend Sections 191.5, 193, and 1170.12 of the Penal Code, and to amend Sections 2800.3, 23104, 23180, and 23190 of, and to repeal Section 23185 of, the Vehicle Code, relating to driving under the influence.

ASSEMBLY BILL NO. 1986—Ducheny. An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1987—Miller (Principal Senate coauthor: Ayala), Granlund, and Harvey (Senator Kopp, coauthor). An act to amend Sections 1500 and 1547 of, and to add Article 4 (commencing with Section 1550) to Chapter 1 of Part 6 of Division 1 of, the Labor Code, relating to athlete agents.

ASSEMBLY BILL NO. 1988—Baca. An act to amend Sections 890, 920, 940, 980, and 999 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

ASSEMBLY BILL NO. 1989—Baca. An act to amend Sections 64, 65, 84, 694, 700, 987.25, and 987.88 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 1990—Willard Murray. An act to add and repeal Chapter 3.6 (commencing with Section 18320) of Part 6 of Division 9 of the Welfare and Institutions Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 760:

Pringle, Rainey, and Burton.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Without objection, the following statement of legislative intent was printed in the Journal:

Legislative Intent—Assembly Bill No. 530

December 1, 1995

The Hon. Brian Setencich
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

RE: AB 530, Real Estate Disclosures

Dear Mr. Speaker: I am writing to request that this letter be published in the Journal so as to resolve any possible doubt about my intent regarding my legislation.

Earlier this year I authored Assembly Bill 530, Chapter 335 of the Statutes of 1995, to clarify and codify the intent behind recent changes to the real estate transfer disclosure form. Among other clarifications to the form itself, those changes were accompanied by legislative intent language which became the subject of my legislation.

It appears that no language can be without ambiguity. A question has been raised as to whether the bill is applicable to transactions beyond those subject to the residential disclosure law (Civil Code 1102 et seq.), and whether its use would then be required for disclosures that the applicable statute (Civil Code Sec. 1102.2) specifically lists as exempted from the act. Such an absurd and unfortunate result was never intended nor was it ever considered or discussed in the course of the bill's movement through the Legislature.

I am aware that real estate licensees have occasionally used the agents' portion of the statutory transfer disclosure form to report upon transactions not subject to the form, but my legislation does not speak to this type of transaction or inspection. The main point of the existing intent language, which my bill only codified, was to make it clear that licensees obligations under Civil Code Sec. 2079 et seq.

were *not* changed by making the transfer disclosure statement applicable to an "as is" transaction.

Thank you for your consideration and cooperation in setting the record straight.

Sincerely,

TED WEGGELAND, Assembly Member
Sixty-fourth District

REQUEST FOR UNANIMOUS CONSENT

Speaker Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Kelly, of Sacramento.

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 Alejandro Vidal, infant son of Chaz and Debbie Vidal, of Canyon Country.

Assembly Member Hauser was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Greta E. Hill, of Arcata.

REQUEST FOR WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Tucker requested unanimous consent that Assembly Bill No. 841 be withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Veterans Affairs.

Unanimous consent was withheld.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 797, on request of Assembly Member Archie-Hudson.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

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 returned to the second reading file.

MOTION BY ASSEMBLY MEMBER RICHTER

Assembly Member Richter moved that the following rules relative to "Legislative Powers and Duties" be adopted.

LEGISLATIVE POWERS AND DUTIES

Speaker of the Assembly

The Speaker is responsible for the efficient conduct of the legislative and administrative affairs of the Assembly so as to be able to carry out the decisions and directives of the Rules Committee. The Speaker shall be elected upon organization of the Assembly at the beginning of each regular or special session and shall serve until adjournment sine die of the session, unless removed and a successor chosen pursuant to the rules of the Assembly.

Assembly General Officers

(a) The five general officers of the Assembly whose names and titles shall appear on the frontispiece of all publications are:

Speaker
Speaker Pro Tempore
Majority Floor Leader
Minority Floor Leader
Chief Clerk
Sergeant at Arms

(b) The Majority Floor Leader shall be the duly elected caucus leader of the registered political party having the largest number of members in the Assembly.

(c) The Minority Floor Leader shall be the duly elected caucus leader of the registered political party having the second largest number of members in the Assembly.

(d) No other officers or offices shall be created without a vote of two-thirds of the duly elected members concurring in the creation of such office.

Assembly Committee on Rules

There is hereby created in the Assembly a Committee on Rules, with nine Members of the Assembly, five to be elected by the registered political party having the largest number members in the Assembly, with one elected as Chair by the majority caucus and four to be elected by the registered political party having the second largest number of Members. The Assembly Committee on Rules has a continuing existence and may meet and act during sessions of the Legislature or any recess thereof and in the interim periods between sessions. The committee shall have all the powers and authority provided in Section 11 of Article IV of the Constitution of California, in this article, and as provided in the rules of the Assembly. One alternate member of the Rules Committee shall be selected by the majority and minority caucus; however, there shall be no more than two alternate members to the Rules committee. No member of the Committee on Rules shall simultaneously serve as a Chair of any standing committee.

Powers of the Assembly Committee on Rules

(a) The Assembly Committee on Rules shall have the power:

(1) To organize standing committees and determine their jurisdiction and size.

(2) To assign all bills to Assembly committees.

(3) To 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.

(4) To allocate all funds, staffing and other resources necessary for the effective operation of the Assembly.

(5) To choose one Chief Administrative Officer.

(6) To choose one Speaker Pro Tempore.

(7) To exercise such other powers and perform such duties as may be provided by statute enacted in accordance with the provisions of this chapter, or in the rules of the Assembly.

(b) Notwithstanding any other provision of law or rule, neither the Chairman nor any member or agent of the Assembly Committee on Rules shall have the power to perform any action on behalf of the committee, including but not limited to the making of contracts, the payments of claims, the allocation of office space, or the hiring or dismissal of staff, without the express authorization of a majority of the total membership of the committee. Such authorization shall apply only to the matter or matters under immediate consideration. To the extent that there is a conflict between the authority granted to the Rules Committee and the authority granted to any other member of the house, the decision of the Rules Committee shall prevail.

(c) Unless otherwise specified, these rules shall require a majority vote of the membership of the Committee on Rules to implement any power granted to the Committee on Rules.

Appointments by the speaker; confirmation of Assembly Committee on Rules

All statutory and non-statutory appointments delegated to the Speaker of the Assembly who serve at the Speaker's pleasure shall be vacated upon adoption of these rules; in addition, the Speaker shall officially request the resignation of every Speaker-appointee currently serving a fixed term. Notwithstanding any other provision of law, all statutory and non-statutory appointments delegated to the Speaker of the Assembly shall be made from a list of nominees selected by the Rules Committee.

Joint rules committee

(a) There is hereby created the Joint Rules Committee which shall be comprised of the combined membership of the Assembly Committee on Rules and the Senate Committee on Rules as specified in this article and four other Members of the Senate, two to be elected by the party having the largest number of Members in the Senate and two to be elected by the party having the second largest number of Members. The committee herein created has a continuing existence and may meet and act during sessions of the Legislature or any recess thereof and in the interim periods between sessions. The committee shall have all the powers and authority provided in Section 11 of Article IV of the Constitution of California, this title, and in the joint rules of the Legislature. Any action of the committee shall require an affirmative vote of not less than a majority of the Senate members and a majority of the Assembly members of the committee, except that any action which involves or anticipates the expenditure or allocation of funds shall require an affirmative vote of at least two thirds of the Senate members and two thirds of the Assembly members. Any reference in any code or statute to the Joint Committee on Legislative Organization shall be deemed a reference to the Joint Rules Committee.

(b) Notwithstanding any other provision of law or rule, neither the Chairman nor any member or agent of the Joint Rules Committee shall have the power to perform any action on behalf of the committee, including but not limited to the making of contracts,

the payments of claims, the allocation of office space, or the hiring or dismissal of staff, without express authorization of two thirds of the membership of the committee. Such authorization shall apply only to the matter or matters under immediate consideration.

LEGISLATIVE RULES AND PROCEDURES

Rules

The Assembly shall adopt rules for its proceedings for each regular and special session by resolution adopted by an affirmative recorded vote of majority of the house. No rule of the Assembly shall be amended except by resolution adopted by an affirmative recorded vote of majority of the Members. Any standing rule of the Assembly may be suspended temporarily by a vote of two thirds of the Members present and voting: provided, that in no case may a rule be suspended in the absence of a quorum. Any such temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Standing committees

All standing committees of the Assembly, except the Assembly Committee on Rules, shall be created and the size and jurisdiction thereof established through the adoption of or amendment to the rules by resolution, a majority of the membership of the Committee on Rules concurring. Committee membership shall be determined in the following manner:

(a) The chair, vice-chair and membership of each committee of the Assembly shall be appointed by the Committee on Rules.

(b) The Assembly Committee on Rules shall provide for the necessary and reasonable expenses of all committees of their respective houses.

Special and select committees, subcommittees

No special or select committees nor any subcommittee shall be established in the Assembly except by affirmative vote of a majority of the Committee on Rules. For purposes of this section, "special" and "select" committees or subcommittees include all committees or subcommittees which are not standing committees of the Assembly or joint committees.

Joint committees

No joint committee shall be established except by passage of concurrent resolution, two thirds of the membership of each house concurring. The membership of each joint committee shall be allocated equally between the Senate and the Assembly, and the delegation from each house shall be chosen pursuant to the procedures set forth in for the standing committees.

Member voting

The Assembly Committee on Rules shall provide for appropriate voting procedures on the floor and in committees or subcommittees; provided, that no Member shall be allowed to cast a vote for another Member.

Open and public meetings; public notice

Except as otherwise provided in this article, all meetings of the Assembly and the committees, subcommittees, and conference committees, shall be open and public and all the proceedings shall be conducted openly so that the public may remain informed. All such meetings shall be held only after full and timely notice to the public published in the Journal at least two working days prior to the hearing unless longer notice is required by the Joint Rules of the Assembly, except notice may be dispensed with on extraordinary occasions by two thirds affirmative recorded vote of the membership of the Assembly.

Executive sessions

Nothing contained in this article shall be construed to prevent the Assembly or a committee or subcommittee thereof, except a conference committee, from holding executive sessions to consider matters relating to the appointment, employment or dismissal of a public officer or matters affecting the safety and security of the State Capitol or Members of the Legislature, its staff and employees. Members of the Assembly shall not be prevented from meeting privately in caucus with members of their own political party.

Conference committees

The Committee on Rules shall appoint Assembly membership of committees on conference. Notwithstanding any other provision of law, no Member of the Assembly shall sign a conference committee report unless a full and public meeting of the conference committee has been held in accordance with the adopted provisions of the "Open and Public Meetings; Public Notice" section of these Rules. No report of a conference committee shall be adopted until the same, with amendments, has been printed and made available to the public for a minimum of two days, except that a house may dispense with this requirement by roll call vote entered in the journal, two thirds of the Assembly membership concurring. Any conference report adopted in violation of this provisions shall be void.

Independent audit of contingent funds

The Assembly Rules Committee shall annually contract for an independent audit of the revenues and expenditures, for each fiscal year, from the Assembly Contingent Fund, and the Contingent Funds of the Assembly. The organization performing the audit shall be subject to the Fair Political Practices Commission. The audit shall include, but need not be limited to, an evaluation of the accuracy and appropriateness of the expenditures described in section on Reports to public on expenditures made from contingent funds and an evaluation of the effectiveness of the internal auditing procedures of the individual rules committees.

The audit shall be completed and made available to the public within 180 calendar days following the completion of the fiscal year for which the audit is performed.

Conflict with Other Rules

To the extent that these rules are in conflict with any previously adopted Rules of the Assembly, or with previous custom and usage of Assembly Rules, these rules shall prevail. In all cases not otherwise provided by the California Constitution, by statute, by these rules, or by the Joint Rules of the Senate and Assembly, the authority shall be Mason's Manual (1979 edition).

Reply by Speaker

The Speaker replied that consistent with procedure of the House in the previous year, petitions and resolutions relative to the rules presented at the Desk, will be referred to the Committee on Rules.

Parliamentary Inquiry

Assembly Member Richter arose to the following parliamentary inquiry:

Is it the ruling of the Chair that this matter is to be referred to the Committee on Rules?

Reply by Speaker

The Speaker replied that it is not a ruling but rather a statement of procedure of the House.

Point of Order

Assembly Member Richter arose to the following point of order:

That the House proceed by vote on the question of whether or not it is the procedure of the House to refer motions relative to rules to the Committee on Rules.

Reply by Speaker

The Speaker replied that he would not entertain an appeal from the decision of the Chair; that it was his intention to maintain the procedure of the House established during the previous year.

Point of Order

Assembly Member Rogan arose to the following point of order:

That there is established precedent of the House on January 23, 1995 and June 5, 1995 whereby proposed rules and proposed changes to the rules were presented at the Desk and taken up for immediate consideration and vote.

Reply by Speaker

The Speaker replied that the Chair would not entertain an appeal from the decision of the Chair; and that precedent was also established last year whereby proposed changes in the rules were introduced at the Desk in resolution form and referred to the Committee on Rules.

REQUEST FOR WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Tucker requested unanimous consent that Assembly Bill No. 841 be withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Veterans Affairs; and that Assembly Bill No. 294 be withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Public Safety.

Unanimous consent was withheld.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Burton and Vasconcellos were 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 Pauline Davis.

Speaker Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Petersen Jackson, of Fresno, father of his Chief of Staff Marc Jackson.

POINT OF ORDER

Assembly Member Rogan arose to the following point of order:

That he had raised a point of order and would request that the Chair rule on the point of order to allow the matter to be before the House.

Point of Order

Assembly Member Burton arose to the following point of order:

That Assembly Member Richter spoke prior to making his motion and therefore, under the rules, his motion is out of order.

Reply by Speaker

The Speaker replied that he would not entertain motions and appeals that are not consistent with the precedent of the Body and that all proposed changes to the rules would be referred and fairly debated in the Committee on Rules.

BILLS STRICKEN FROM FILE

Assembly Member Hannigan was granted unanimous consent that Assembly Bill No. 397 be stricken from 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 Isidro Ornelas, Sr., of Winters.

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 Anne Noel Fazio, daughter of Congressman Vic Fazio; and out of respect to the memory of William Patrick Moffat, of Sacramento.

Assembly Members Isenberg, Vasconcellos, and Bates were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bernard E. Witkin, of Berkeley.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

The rules governing the House at the present time and rules established in prior sessions allow for the opportunity to resolve a dispute between the presiding officer and the Members of the Assembly through the process of appeal from the decision of the Chair. By what procedure does the Body resolve a dispute with the presiding officer?

Reply by Speaker

The Speaker replied that it is his assumption that disputes are resolved by the Rules Committee.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

If a ruling is made by the presiding officer that is not supported by a majority of the Members on the Floor, is there no longer a process for appeal from the decision of the Chair?

Reply by Speaker

The Speaker replied that he would uphold the established procedures of the previous year.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Assembly Members Richter and Rogan attempted to implore the process of appeal from the decision of the Chair. By what procedure can the opportunity for appeal from the decision of the Chair move forward?

Reply by Speaker

The Speaker replied that if the inquiry is how to change the process by which the Body can consider proposed rules changes, that question can also be addressed by the Rules Committee.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Is it your ruling that the proposed rules offered by Assembly Member Richter, or any other Member, will be referred to the Rules Committee for hearing?

Reply by Speaker

The Speaker replied that it was not his ruling but rather, an upholding of the established procedure of the House.

Parliamentary Inquiry

Assembly Member Conroy arose to the following parliamentary inquiry:

Who is the Chair of the Committee on Rules?

Reply by Speaker

The Speaker replied that he is the Chair of the Committee on Rules.

MOTION BY ASSEMBLY MEMBER GOLDSMITH

Assembly Member Goldsmith moved to temporarily vacate the Chair and elect Assembly Member Brulte as temporary presiding officer to hear all motions pertaining to the Richter proposed rules, including the appeal of the Chair.

Assembly Member Rogan seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is it not proper under the rules that a proposed amendment to the rules be presented to the Desk in resolution form and referred to the Committee on Rules?

Reply by Speaker

The Speaker replied in the affirmative.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is the proposed document by Assembly Member Richter at the Desk in Legislative Counsel form?

Reply by Speaker

The Speaker replied in the negative.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Would it not be a suspension of the rules to take up proposed changes to the rules that are not in Legislative Counsel form and which have not been referred to the Committee on Rules?

Reply by Speaker

The Speaker replied in the affirmative.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member McDonald announced her intention to request that Assembly Bills Nos. 1622 and 1624 be removed from the inactive file.

PARLIAMENTARY INQUIRY

Assembly Member Battin arose to the following parliamentary inquiry:

Is it not true that in the previous year proposed amendments to the rules were referred to the Committee on Rules by vote of the Members, and that proposed changes to the rules were taken up for consideration on the Floor?

Reply by Speaker

The Speaker replied that he is maintaining the precedent of the previous year.

Further Consideration of Motion by Goldsmith

The question being on the motion by Assembly Member Goldsmith to temporarily vacate the Chair and elect Assembly Member Brulte as temporary presiding officer to hear all motions pertaining to the Richter proposed rules, including the appeal of the Chair.

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, 11:49 a.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 Rogan moved that the Call of the Assembly be dispensed with as it relates to the motion by Assembly Member Goldsmith.

CAUCUS ANNOUNCEMENTS

At 11:50 a.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:51 a.m., Speaker Setencich declared the Assembly recessed.

REASSEMBLED

At 2:46 p.m., the Assembly reconvened.

Hon. Brian Setencich, Speaker of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON GOLDSMITH MOTION TO TEMPORARILY VACATE THE CHAIR

At 2:49 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 Assembly Member Goldsmith to temporarily vacate the Chair and elect Assembly Member Brulte as temporary presiding officer to hear all motions pertaining to the Richter proposed rules, including the appeal of the Chair, carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Pringle
Baldwin	Firestone	Knowles	Rainey
Battin	Frusetta	Kuykendall	Richter
Baugh	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods

NOES—39

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	Mr. Speaker
Campbell	Hauser	Murray, Kevin	

At 2:51 p.m., Hon. Jim Brulte, 63rd District, presiding

FURTHER CONSIDERATION OF MOTION BY ASSEMBLY MEMBER RICHTER

The question being on the motion by Assembly Member Richter relative to the rules entitled "Legislative Powers and Duties".

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Under the rules, is there not a requirement that matters before the Body for vote be read in entirety?

Reply by Presiding Officer

Presiding Officer Brulte replied that the Clerk advises that it is the policy of the House that bills are read by title or read with amendments, and that the motion by Assembly Member Richter is in written form, on the Members' desks and is properly before the House.

Parliamentary Inquiry

Assembly Member Olberg arose to the following parliamentary inquiry:

Under the rules, is there not a limited time for debate?

Reply by Presiding Officer

The Presiding Officer replied in the affirmative.

Demand for Previous Question

Assembly Members Goldsmith, Woods, Conroy, Baldwin, and Napolitano demanded the previous question.

Roll Call Demanded

Assembly Members Speier, Katz, and Knox, demanded a roll call.

The roll was called, and the demand for the previous question as it relates to the motion by Assembly Member Richter was sustained by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Pringle
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Request for Unanimous Consent

Assembly Member Speier requested unanimous consent to ask a question of Assembly Member Richter on his closing time for debate.

Unanimous consent was withheld.

Motion to Temporarily Suspend the Rules

Assembly Member Speier moved that the Rules be temporarily suspended for the purpose of permitting her to ask a question of Assembly Member Richter on his closing time for debate.

Assembly Member Katz seconded the motion.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

NOES—38

Ackerman	Brulte	Kaloogian	Pringle
Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

Parliamentary Inquiry

Assembly Member Sher arose to the following parliamentary inquiry:

What is the vote required to carry the motion by Assembly Member Richter?

Reply by Presiding Officer

Presiding Officer Brulte replied that based upon precedent of June 5, 1995 the motion would carry on a vote of a majority of the Members of the House and that with 79 duly elected Members of the House, the motion would carry with 40 votes.

Roll Call

The roll was opened, and the motion by Assembly Member Richter relative to "Legislative Powers and Duties" carried by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Pringle
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

CAUCUS ANNOUNCEMENTS

At 3:20 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 3:21 p.m., Presiding Officer Brulte declared the Assembly recessed.

REASSEMBLED

At 5:52 p.m., the Assembly reconvened.

Hon. Jim Brulte, Assembly Member, 63rd District, presiding.

At 5:53 p.m., Hon. Fred Aguiar, 61st District, presiding

MESSAGES FROM THE SENATE

Senate Chamber, January 3, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Lockyer, Boatwright and Hurtt as a Committee on Conference concerning:

Senate Bill No. 760.

JOHN W. ROVANE, Acting Secretary of the Senate

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

January 3, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Pursuant to the Rules adopted by the Assembly on January 3, 1996, the Assembly Republican Caucus has selected the following members to serve on the Committee on Rules:

Curt Pringle, Chair
Marilyn Brewer
Barbara Alby
William "Pete" Knight
Jan Goldsmith

Sincerely,

CURT PRINGLE
Assembly Republican Leader

January 3, 1996

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Pursuant to the Rules adopted by the Assembly on January 3, 1996, the Assembly Democratic Caucus has selected the following members to serve on the Committee on Rules: John Burton, Martha Escutia, Barbara Lee and Kevin Murray.

Sincerely,

RICHARD KATZ
Assembly Democratic Leader

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 David John Dangelo, Jr., of Sacramento, grandson of former Assemblyman Dan E. Williams, son of Virginia Williams and brother of Lisa Hokama of Sacramento.

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 William N. Ross, of Ellensburg, Washington.

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 William H. Aroner, of Berkeley.

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 Dolores Napoletano, of Carson City and Annette Macedonio, of Ohio.

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 George Nations, of Apple Valley.

ANNOUNCEMENTS

Acting Speaker Aguiar announced that the Rules Committee would meet on Thursday, January 4, 1996, at 9:45 a.m., and that Floor session would convene at 10 a.m.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 1168, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Without objection the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety was continued until the next legislative day; and the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services was continued until the next legislative day.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:55 p.m., Acting Speaker Aguiar declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 5:55 p.m., the Assembly adjourned until 10 a.m., Thursday, January 4, 1996, out of respect to the memory of Charles Kelly and Robert Petersen Jackson, on motion of Speaker Setencich; out of respect to the memory of Alejandro Vidal, on motion of Assembly Member Rogan; out of respect to the memory of Greta E. Hill, on motion of Assembly Member Hauser; out of respect to the memory of Pauline Davis, on motion of Assembly Members Burton and Vasconcellos; out of respect to the memory of Isidro Ornelas, Sr., on motion of Assembly Member Hannigan; out of respect to the memory of Anne Noel Fazio and William Patrick Moffat, on motion of Assembly Member Isenberg; out of respect to the memory of Bernard E. Witkin, on motion of Assembly Members Isenberg, Vasconcellos, and Bates; out of respect to the memory of David John Dangelo, Jr., on motion of Assembly Member Isenberg; out of respect to the memory of William N. Ross, on motion of Assembly Member Vasconcellos; out of respect to the memory of William H. Aroner, on motion of Assembly Member Bates; out of respect to the memory of Dolores Napoletano and Annette Macedonio, on motion of Assembly Member Boland; and out of respect to the memory of George Nations, on motion of Assembly Member Olberg.

BRIAN SETENCICH, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 3, 1996

The following measures were amended in the Assembly on this day:

AB	RN
47	9534872
52	9534139
69	9534017
84	9535393
85	9534609
101	9535000
121	9534832
134	9534837
159	9535152
164	9533684
169	9535430
172	9534164
177	9534930
183	9525520
185	9534926
220	9535557
244	9535455
252	9534608
260	9534622
267	9534577
269	9533893
296	9533954
363	9534328
420	9534831
474	9534273
476	9533873
508	9534949
544	9518322
553	9533882
588	9534555
596	9535269
612	9534946
619	9534840
629	9535191
648	9535039
703	9534762
711	9533928
713	9534540
735	9533876
749	9533896
769	9535038
800	9535032
826	9534438
850	9534633
916	9534292
925	9517810
931	9533929
932	9534841
944	9534399
955	9533918
960	9534641
961	9534624
974	9529118
978	9533367
979	9535338
983	9535694
1006	9534323
1015	9517924
1017	9533662
1091	9534695
1096	9535006
1142	9534663
1162	9534548
1190	9533062
1275	9534486
1281	9534387
1327	9534554
1348	9534388
1350	9534706
1352	9534768
1353	9534702
1359	9534866
1360	9534250
1368	9534381
1372	9534551
1376	9535438
1389	9520671
1403	9534549
1419	9535412
1438	9534932
1453	9534234
1460	9534936

AB	RN
1537	9534603
1550	9534656
1565	9535056
1623	9534362
1646	9534402
1724	9534233
1741	9534219
1803	9534245
1832	9534741
1848	9534765
1901	9534433
1914	9534121
1919	9534876
1924	9534324
1925	9535119
1952	9534102
1963	9534496

ACA	RN
6	9535559

SB	RN
278	9535207
704	9534147
849	9529944
875	9532809
1147	9532389

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 4, 1996

ONE HUNDRED FORTY-SIXTH SESSION DAY

THREE HUNDRED NINETY-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, January 4, 1996

The Assembly met at 12:40 p.m.
Hon. Brian Setencich, Speaker of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

QUORUM PRESENT

At 12:41 p.m., Speaker Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Campbell	House	Murray, Willard
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	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

PRAYER

Upon invitation of Speaker Setencich, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, This afternoon we lift up our hearts to You, for You are sovereign; You govern and sanctify all creation. We acknowledge, Holy Master that if You do not build the house of virtue in our hearts, then we labor in vain. Accept our prayer at this hour. Strengthen us and grant us wisdom in all that we seek to accomplish this day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker 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 Katz, seconded by Assembly Member Pringle.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 4, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 47
Assembly Bill No. 52
Assembly Bill No. 85
Assembly Bill No. 121
Assembly Bill No. 134
Assembly Bill No. 159
Assembly Bill No. 164
Assembly Bill No. 169
Assembly Bill No. 177
Assembly Bill No. 183
Assembly Bill No. 185
Assembly Bill No. 252
Assembly Bill No. 260
Assembly Bill No. 269
Assembly Bill No. 296
Assembly Bill No. 508
Assembly Bill No. 769
Assembly Bill No. 931
Assembly Bill No. 944
Assembly Bill No. 1646

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 703

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 4, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 474
Assembly Bill No. 553
Assembly Bill No. 826
Assembly Bill No. 1281
Assembly Bill No. 1359
Assembly Bill No. 1565
Assembly Bill No. 1832

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 363
Assembly Bill No. 476
Assembly Bill No. 612
Assembly Bill No. 711
Assembly Bill No. 713
Assembly Bill No. 735
Assembly Bill No. 850
Assembly Bill No. 925
Assembly Bill No. 960
Assembly Bill No. 961
Assembly Bill No. 974
Assembly Bill No. 1091
Assembly Bill No. 1142
Assembly Bill No. 1162
Assembly Bill No. 1190
Assembly Bill No. 1275
Assembly Bill No. 1348
Assembly Bill No. 1352
Assembly Bill No. 1363
Assembly Bill No. 1368
Assembly Bill No. 1372
Assembly Bill No. 1438
Assembly Bill No. 1537
Assembly Bill No. 1724
Assembly Bill No. 1925

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Transportation

January 4, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 1457

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 1457—An act to add Section 44036.4 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 Public Employees, Retirement and Social Security

January 4, 1996

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 312
Assembly Bill No. 430

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

ASSEMBLY BILL NO. 312—An act to amend Sections 20685 and 21367.54 of, and to repeal Section 21292.6 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.

ASSEMBLY BILL NO. 430—An act to amend Section 22953 of, and to add Section 24312 to, the Education Code, relating to the State Teachers' Retirement System, 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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 987
Assembly Bill No. 1106
Assembly Bill No. 1650

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

ASSEMBLY BILL NO. 987—An act to amend Section 4454 of the Labor Code, and to amend Section 927 of 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.

ASSEMBLY BILL NO. 1106—An act to amend Sections 4600.3 and 4600.5 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.

ASSEMBLY BILL NO. 1650—An act to add Section 4664 to the Labor Code, relating to workers' compensation, 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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 740

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 740—An act to amend Section 15278 of the Vehicle 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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 990

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 990—An act to amend Section 2085.5 of the Penal Code, and to amend Section 1752.82 of the Welfare and Institutions Code, relating to prisoners, 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 Transportation

January 4, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 669

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 669—An act to add Section 5076 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 Environmental Safety and Toxic Materials

January 4, 1996

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 362

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

ASSEMBLY BILL NO. 362—An act to amend Section 43021 of the Public Resources Code, and to amend Section 13172 of the Water 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 Governmental Organization

January 4, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 1052

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

ASSEMBLY BILL NO. 1052—An act to amend Section 19608.2 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 Appropriations

January 4, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 246
Assembly Bill No. 255
Assembly Bill No. 1533
Assembly Bill No. 1977

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 246—An act to amend Sections 48900 and 48918 of the Education Code, and to add Section 827.1 to the Welfare and Institutions Code, relating to pupil expulsion.

Bill read 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. 255—An act to amend Sections 16582, 16583, and 16584 of, to add and repeal Sections 15705, 16583.5, 16583.6, 16583.7, and 16584.5 of, to repeal Section 16581 of, and to repeal, add, and repeal Section 16587 of, the Government Code, and to amend Section 19532 of, and to add and repeal Section 19568 of, the Revenue and Taxation Code, relating to state funds, 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.

ASSEMBLY BILL NO. 1533—An act to amend Section 1243 of, and to add Chapter 13 (commencing with Section 1860) to Part 2 of Division 2 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.

ASSEMBLY BILL NO. 1977—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.

Bill read second time; author's amendments, 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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 649
Assembly Bill No. 1306

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 649—An act to add Section 51219 to 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.

ASSEMBLY BILL NO. 1306—An act to amend Sections 52760, 52761, 52762, and 52764 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 Human Services

January 4, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1484
Assembly Bill No. 1495
Assembly Bill No. 1723

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 1484—An act to amend Section 1597.531 of the Health and Safety Code, relating to family day care homes.

Bill read 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. 1495—An act to add Section 11251 to the Welfare and Institutions Code, relating to public 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. 1723—An act to add Section 1596.867 to the Health and Safety Code, relating to child day 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.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
714	Pub. S.
748	Trans. and W.,P. & W.
779	Rev. & Tax.
1008	Pub. S.
1351	Pub. S.
1456	B. & F.
1652	Pub. S.

Senate Bill No.	*Committee*
340	B. & F. and L. Gov.
1353	L. & E.

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:

Assembly Bills Nos. 1622 and **1624**, on request of Assembly Member McDonald.

NOMINATION FOR SPEAKER OF THE ASSEMBLY

Assembly Member Brulte nominated Assembly Member Curt Pringle to be Speaker of the California State Assembly.

Assembly Member Harvey seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is the motion by Assembly Member Brulte in order or must there first be a motion to vacate the Chair?

Reply by Speaker

The Speaker replied that pursuant to Legislative Counsel opinion and precedent the nomination by Assembly Member Brulte is in order.

FURTHER NOMINATION FOR SPEAKER

Assembly Member Burton nominated Assembly Member Brian Setencich for the Office of Speaker of the Assembly.

Assembly Member Speier seconded the motion.

Nominations Closed

Assembly Member Hoge moved that further nominations for the Office of Speaker of the Assembly be closed.

ELECTION OF SPEAKER

The roll was called, with the following result:

For Assembly Member Curt Pringle:

Ackerman, Aguiar, Alby, Baldwin, Battin, Baugh, Boland, Bordonaro, Bowler, Brewer, Brulte, Conroy, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, Harvey, Hawkins Hoge, House, Kaloogian, Knight, Knowles, Kuykendall, Margett, McPherson, Miller, Morrissey, Morrow, Olberg, Poochigian, Pringle, Rainey, Richter, Rogan, Takasugi, Thompson, Weggeland, and Woods—40.

For Assembly Member Brian Setencich:

Alpert, Archie-Hudson, Baca, Bates, Bowen, Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Davis, Ducheny, Escutia, Figueroa, Friedman, Gallegos, Hauser, Katz, Knox, Kuehl, Lee, Machado, Martinez, Mazzoni, McDonald, Kevin Murray, Willard Murray, Napolitano, Sher, Speier, Sweeney, Tucker, Vasconcellos, Villaraigosa, Setencich, and Cortese—37.

Whereupon Speaker Setencich announced the vote of the Assembly and declared Assembly Member Curt Pringle the choice of the Assembly for the Office of Speaker for the 1995–96 Regular Session of the Legislature.

APPOINTMENT OF SELECT COMMITTEE ON ESCORT

Chief Clerk E. Dotson Wilson announced the appointment of Assembly Members Brulte, Aguiar, Harvey, Granlund, Thompson, and Alby as a Select Committee on Escort to escort Speaker-elect Curt Pringle to the Rostrum.

OATH OF OFFICE ADMINISTERED

Speaker-elect Pringle appeared at the bar of the Assembly and took and subscribed to the following oath of office administered by Chief Clerk of the Assembly, E. Dotson Wilson.

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.

Speaker Presiding

At 12:57 p.m., the Honorable Curt Pringle, Speaker of the Assembly, presiding.

ADDRESS BY SPEAKER PRINGLE

Speaker Curt Pringle then addressed the Members of the Assembly.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 4, 1996

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the Assembly Rules Committee appointed Assembly Member Fred Aguiar as the Speaker pro Tempore. Also, Jim Richardson was appointed as the Chief Administrative Officer of the Rules Committee.

Temporary Appointments were also made to fill vacancies on the following committees:

Howard Kaloogian—Revenue and Taxation Committee

Dick Ackerman—Elections, Reapportionment & Constitutional Amendments Committee

Scott Baugh—Transportation Committee

Bruce Thompson—Vice Chair, Joint Legislative Budget Committee

Sincerely,

CURT PRINGLE
Chair, Assembly Rules Committee

SPEAKER PRO TEMPORE OF THE ASSEMBLY ANNOUNCED

Speaker Pringle announced Assembly Member Fred Aguiar as the Speaker pro Tempore of the Assembly, whereupon he appointed Assembly Members Kuykendall, Hoge, Firestone, Battin, and Knowles as a Select Committee on Escort to escort Speaker pro Tempore-elect Fred Aguiar to the Rostrum.

OATH OF OFFICE ADMINISTERED

Speaker pro Tempore-elect Aguiar appeared at the bar of the Assembly and took and subscribed to the following oath of office administered by Chief Clerk of the Assembly, E. Dotson Wilson.

OATH

for the Office of Speaker pro Tempore 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.

ADDRESS BY SPEAKER PRO TEMPORE AGUIAR

Speaker pro Tempore Aguiar then addressed the Members of the Assembly.

BILLS STRICKEN FROM FILE

Assembly Member Burton was granted unanimous consent that Assembly Bill No. 756 be stricken from file.

Assembly Member Villaraigosa was granted unanimous consent that Assembly Bills Nos. 1215 and 1408 be stricken from file.

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 Walter C. "Bud" La Core, of Modesto; and out of respect to the memory of Marc Baumgartner.

BILLS RETURNED TO SENATE

Without objection, Assembly Member Bordonaro returned Assembly Bill No. 1418 to the Senate for further action.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bordonaro was granted unanimous consent that Assembly Bill No. 1091 be withdrawn from the Committee on Human Services and re-referred to the Committee on Education.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Bordonaro announced that the Committee on Human Services would meet on Wednesday, January 10, 1996 at 1 p.m., instead of 9 a.m.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Brulte announced his intention to request that Senate Bill No. 1185 be removed from the inactive file.

BILLS STRICKEN FROM FILE

Assembly Member Brewer was granted unanimous consent that Assembly Bill No. 1785 be stricken from file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Sher, Cunneen, and Vasconcellos were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of longtime Mountain View Councilwoman Maryce Freelen.

BILLS STRICKEN FROM FILE

Assembly Member Bates was granted unanimous consent that Assembly Bill No. 767 be stricken from file.

MOTION TO AFFIRM APPOINTMENT OF CHIEF CLERK

Assembly Member Aguiar moved that the Assembly affirm the appointment of E. Dotson Wilson as Chief Clerk of the Assembly.

Assembly Member Brulte seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is the Chief Clerk not appointed by the Rules Committee under new rules adopted on January 3, 1996?

Reply by Speaker

The Speaker replied that the appointment of the Chief Clerk, Sergeant-at-Arms, and Chaplain is determined by the Body pursuant to Government Code Section 9171.

Further Consideration of Aguiar Motion

The motion by Assembly Member Aguiar that the Assembly affirm the appointment of E. Dotson Wilson as Chief Clerk of the Assembly carried by unanimous consent.

OATH OF OFFICE ADMINISTERED

Chief Clerk E. Dotson Wilson appeared at the bar of the Assembly and took and subscribed to the following oath of office, administered by Speaker Curt Pringle.

OATH

for the Office of Chief Clerk 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.

Motion to Appoint Acting Sergeant-at-Arms

Assembly Member Brulte moved that the Assembly appoint Ron Pane as Acting Sergeant-at-Arms.

Assembly Member Thompson seconded the motion.

Roll Call Demanded

Assembly Members Caldera, Kuehl, and Machado demanded a roll call.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is there not an elected Sergeant-at-Arms at this time?

Reply by Speaker

The Speaker replied that the Sergeant-at-Arms has not been elected during the 1995–96 session.

Demand for Roll Call Withdrawn

Assembly Member Caldera, with the consent of Assembly Members Kuehl and Machado, withdrew the demand for a roll call vote as it pertains to the motion by Assembly Member Brulte.

Motion to Offer Substitute Motion

Assembly Member Archie-Hudson moved to offer a substitute motion to elect Charles Bell as Sergeant-at-Arms.

Assembly Member McDonald seconded the motion.

CAUCUS ANNOUNCEMENTS

At 1:17 p.m., Assembly Member Kevin Murray was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 1:17 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 1:25 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

FURTHER CONSIDERATION OF ARCHIE-HUDSON MOTION TO OFFER SUBSTITUTE MOTION

Demand for Previous Question

Assembly Members Burton, Alpert, Sweeney, Machado, and Davis demanded the previous question. Demand sustained.

The question being on the Archie-Hudson motion to offer a substitute motion to elect Charles Bell as Sergeant-at-Arms.

Motion lost by the following vote:

AYES—35

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	

NOES—40

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Baugh	Goldsmith	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mr. Speaker

Further Consideration of Motion by Assembly Member Brulte

The question being on the motion by Assembly Member Brulte to appoint Ron Pane as Acting Sergeant-at-Arms.

Motion carried by the following vote:

AYES—74

Ackerman	Campbell	Kaloogian	Napolitano
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	Escutia	Lee	Sher
Battin	Figueroa	Machado	Speier
Baugh	Firestone	Margett	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Vasconcellos
Brewer	Goldsmith	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

ADDRESS BY CHARLES BELL

Charles Bell then addressed the Members of the Assembly.

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 Ed Staneart, of West Minster.

Assembly Member Olberg 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:

Assembly Bill No. 668, on request of Assembly Member Knowles.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Granlund and Brulte were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William G. Moore, of Redlands.

POINT OF ORDER

Assembly Member Katz arose to the following point of order:

That subsequent to the adoption of new rules personnel actions were taken on January 3, 1996 prior to the meeting of the Committee on Rules earlier this day.

BILLS STRICKEN FROM FILE

Assembly Member Mazzoni was granted unanimous consent that Assembly Bill No. 1830 be stricken from file.

Assembly Member Alpert was granted unanimous consent that Assembly Bill No. 168 be stricken from file.

Assembly Member Ducheny was granted unanimous consent that Assembly Bill No. 839 be stricken from file.

REQUEST FOR UNANIMOUS CONSENT

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 Rosa Manuela Huerta Valdez De Vasquez, of National City.

REQUEST FOR UNANIMOUS CONSENT

Speaker Pringle requested unanimous consent that all Governor's vetoes be stricken from the file.

Unanimous consent was withheld.

BILLS STRICKEN FROM FILE

Assembly Member Machado was granted unanimous consent that Assembly Bill No. 580 be stricken from file.

PARLIAMENTARY INQUIRY

Assembly Member Brulte arose to the following parliamentary inquiry:

Is it not the policy of the House that Governor's vetoes remain on file for 1 day and are then stricken from the file?

Reply by Speaker

The Speaker replied that the policy would be determined subsequent to further discussions with leadership.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1626—An act to amend Section 19221 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1627—An act to amend Sections 18662 and 18668 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 638—An act to amend Sections 12050 and 12054 of the Penal Code, relating to concealable weapons licenses.

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 bill was this day on the second reading file:

Senate Bill No. 1147, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 611—An act to amend Section 16722 of the Government Code, relating to bond acts.

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.

UNFINISHED BUSINESS
ASSEMBLY BILL NO. 1168 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Campbell was granted unanimous consent that the vote be reconsidered whereby the Senate amendments to Assembly Bill No. 1168 which add an urgency clause, were refused concurrence.

Consideration of Senate Amendments to Assembly Bill No. 1168

ASSEMBLY BILL NO. 1168 (Campbell)—An act 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.

The question being: Shall 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.

Point of Order

Assembly Member Mazzoni arose to the following point of order: That debate be limited to the merits of Assembly Bill No. 1168.

Ruling by Speaker

The Speaker ruled the point of order not well-taken.

Demand for Previous Question

Assembly Members Escutia, Machado, Lee, Villaraigosa, and Kevin Murray demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—69

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Martinez	Takasugi
Bordonaro	Friedman	Mazzoni	Tucker
Bowen	Frusetta	McDonald	Vasconcellos
Bowler	Gallegos	McPherson	Villaraigosa
Brown	Goldsmith	Miller	Weggeland
Brulte	Granlund	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hauser	Murray, Kevin	
Caldera	Hawkins	Murray, Willard	

NOES—6

Baugh	Knowles	Olberg
Hoge	Margett	Thompson

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knox	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Martinez	Takasugi
Bordonaro	Friedman	Mazzoni	Tucker
Bowen	Frusetta	McDonald	Vasconcellos
Bowler	Gallegos	McPherson	Villaraigosa
Brown	Goldsmith	Miller	Weggeland
Brulte	Granlund	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hauser	Murray, Kevin	
Caldera	Hawkins	Murray, Willard	

NOES—6

Baugh	Knowles	Olberg
Hoge	Margett	Thompson

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Without objection, the following communications were ordered printed in the Journal:

January 4, 1996

Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Third Floor
Sacramento, California

Dear Dotson: I request that I be a coauthor of AB 1168 (Campbell) relating to placing a school bond on the March 1996 ballot.

This measure is important for schools in my district and those in our state.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

January 4, 1996

Mr. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This letter is to request that my name be added as a coauthor on Assembly Bill 1168 (Campbell), relating to school bonds, and that this be reflected in the Journal record.

Thank you for your attention to this request.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixty-fifth District

January 4, 1996

Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Third Floor
Sacramento, California

Dear Dotson: I request that the following members be added as coauthors on AB 1168 (Campbell) relating to placing a school bond on the March 1996 ballot.

Susan Davis
Mike Machado
Debra Bowen
Liz Figueroa
Sheila Kuehl
Kerry Mazzoni
Denise Ducheny
John Vasconcellos
Tom Hannigan

This measure is very important for schools in their districts and those in our state.

Sincerely,

RICHARD KATZ
Democratic Floor Leader

TO: DOTSON WILSON

FR: ASSEMBLYMAN BRUCE McPHERSON

Please include me as a co-author on AB 1168 by Assemblyman Bob Campbell to place a $3 billion bond on the March 1996 ballot. The schools in my district, and in the state of California, are in need of new and improved facilities for the ever-growing student enrollment in our schools. Deadlines make it impossible to add my name as a co-author, without amendments, at this time.

Sincerely,

BRUCE McPHERSON, Assembly Member
Twenty-seventh District

January 4, 1996

Hon. Curt Pringle
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Speaker Pringle: This is to make public my intention of co-authoring Assembly Bill 1168, the school bond ballot issue. I understand that because of deadlines it is impossible for me to be added today unless amendments take place.

As I am concerned about the present physical condition of California's public schools and believe strongly that this measure is necessary I would appreciate my name being added as co-author.

Thank you.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

BILLS STRICKEN FROM FILE

Assembly Member McPherson was granted unanimous consent that Assembly Bill No. 1701 be stricken from file.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member McPherson announced that the Committee on Elections, Reapportionment and Constitutional Amendments would meet on Monday, January 8, 1996 at 1:30 p.m., instead of 4 p.m.

RECESS

By unanimous consent, at 2:02 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 2:12 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

ASSEMBLY MEMBER SCOTT BAUGH WELCOMED TO THE ASSEMBLY

Speaker Pringle welcomed newly elected Assembly Member Scott Baugh, representing the 67th Assembly District, to the California State Assembly.

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. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Without objection the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety was continued until the next legislative day; and the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services was continued until the next legislative day.

MOTION TO ADJOURN

At 2:16 p.m., Assembly Member McDonald moved that the Assembly do now adjourn.

REMARKS ON CONDITION OF THE FILE

Assembly Member Mazzoni arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member McDonald that the Assembly adjourn.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Brulte Motion to Elect Acting Chief Sergeant-at-Arms: Boland, Cannella, Cortese, and Hannigan—Aye.

Assembly Bill No. 1168, Urgency and Concurrence: Rogan—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:18 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1991—Granlund. An act to repeal and add Section 206.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1992—McDonald. An act to add Section 287 to the Penal Code, relating to sex offenses.

ASSEMBLY BILL NO. 1993—McDonald. An act to add Section 11267.5 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 1994—Burton (Principal coauthors: Alpert and Kuehl). An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 1995—Ducheny. An act relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1996—Margett. An act to add and repeal Section 44475 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 1997—House (Senator Monteith, coauthor). An act to add Section 56111.12 to the Government Code, and to amend Section 99231 of the Public Utilities Code, relating to annexation, and declaring the urgency thereof, to take effect immediately.

AUTHOR'S AMENDMENTS
Committee on Transportation

January 4, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 748

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VILLARAIGOSA, Chairman

ASSEMBLY BILL NO. 748—An act to amend Section 663.7 of the Harbors and Navigation Code, relating to boating 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 Revenue and Taxation

January 4, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 703
Assembly Bill No. 779

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 703—An act to amend Sections 17053.49 and 23649 of, and to add Sections 17052.8 and 23604 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. 779—An act to amend Section 25122 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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1971

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 1971—An act to amend Section 19011 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 Consumer Protection, Governmental Efficiency and Economic Development

January 4, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1180

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

ASSEMBLY BILL NO. 1180—An act to add Chapter 5.5 (commencing with Section 11540) to Division 3 of Title 2 of the Government Code, relating to administrative adjudication.

Bill read second time; author's amendments, 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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 385

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

ASSEMBLY BILL NO. 385—An act to amend Section 23320 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time; author's amendments, 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

January 4, 1996

Mr. 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.

KUEHL, Chairwoman

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

January 4, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 435

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 435—An act to amend Section 3521 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 Public Safety

January 4, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 614
Assembly Bill No. 988

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 614—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; 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. 988—An act to amend Section 1324 of, to add and repeal Title 16 (commencing with Section 1700) of Part 2 of, and to repeal Section 1324.1 of, the Penal Code, relating to criminal procedure, 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.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member McDonald, the Assembly adjourned until 3:30 p.m., Monday, January 8, 1996, out of respect to the memory of Walter C. "Bud" La Core and Marc Baumgartner, on motion of Assembly Member House; out of respect to the memory of Maryce Freelen, on motion of Assembly Members Sher, Cunneen, and Vasconcellos; out of respect to the memory of Ed Staneart, on motion of Assembly Member Conroy; out of respect to the memory of William G. Moore, on motion of Assembly Members Granlund and Brulte; and out of respect to the memory of Rosa Manuela Huerta Valdez De Vasquez, on motion of Assembly Member Ducheny.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 4, 1996

The following measures were amended in the Assembly on this day:

AB	RN
246	9535461
255	9535181
312	9534879
362	9534969
385	9600050
430	9534598
435	9535647
614	9534990
638	9525528
649	9535501
669	9535452
703	9535570
740	9535065
748	9533641
779	9534564
987	9535103
988	9600125
990	9535033
1052	9534541
1106	9535081
1180	9535650
1306	9535360
1457	9534689
1484	9534987
1495	9535435
1533	9600056
1650	9534473
1723	9534966
1971	9534747
1977	9535118

SB	RN
86	9534991
611	9532358

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 8, 1996

ONE HUNDRED FORTY-SEVENTH SESSION DAY

FOUR HUNDRETH 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, January 8, 1996

The Assembly met at 3:30 p.m.

Hon. Fred Aguiar, 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 Conroy moved a quorum call of the Assembly.

Motion carried. Time, 3:31 p.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 3:32 p.m., Assembly Member Katz announced that the Democratic Caucus would meet at this time in the Tom Bane Rules Committee Room.

QUORUM PRESENT

At 4:12 p.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Reverend Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Treasury of All Graces and Overflowing Fountain, Father All-Holy, Wonder-Worker and Protector, We beseech You, to support us and assist us in all we do. Surround us, O Lord, with Your love and be our help and our defense. Accept our prayers upon Your heavenly altar, for You are our God and we Your people and we send up glory to You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Bowen 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 House.

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, Cunneen, and Isenberg.

(NOTE: This day's Journal corrected to show Assembly Member Isenberg excused on this day on legislative business, pursuant to letter received on January 9, 1996, page 4325.)

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 8, 1996

Honorable Curt Pringle
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session today, January 8, 1996. I will be in my District on legislative business.

Thank you for your cooperation on this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

January 8, 1996

Speaker Curt Pringle
State Capitol, Room 219

The Honorable Speaker Pringle: Due a minor illness and the intense fog which has made travel difficult in my district, I would like to request that I be excused from session today, January 8, 1996. With the unsafe traveling conditions, I feel it would be more effective to work on some previous legislative business that I have in my district. If you have any questions, you can contact me in my district office at (408) 369-8170.

Thank you for your help,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 4, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1168

And reports the same correctly enrolled, and presented to the Governor at 4:45 p.m., January 4, 1996.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, January 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 172
Assembly Bill No. 420
Assembly Bill No. 588
Assembly Bill No. 648
Assembly Bill No. 800
Assembly Bill No. 916
Assembly Bill No. 932
Assembly Bill No. 955
Assembly Bill No. 983
Assembly Bill No. 1015
Assembly Bill No. 1096
Assembly Bill No. 1327
Assembly Bill No. 1350
Assembly Bill No. 1353
Assembly Bill No. 1376
Assembly Bill No. 1419
Assembly Bill No. 1453
Assembly Bill No. 1550
Assembly Bill No. 1623
Assembly Bill No. 1848
Assembly Bill No. 1919
Assembly Bill No. 1924
Assembly Bill No. 1952
Assembly Bill No. 1963

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 69
Assembly Bill No. 84
Assembly Bill No. 244
Assembly Bill No. 267
Assembly Bill No. 619
Assembly Bill No. 979
Assembly Bill No. 1389
Assembly Bill No. 1460
Assembly Bill No. 1803
Assembly Bill No. 1901
Assembly Bill No. 1914

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 101
Assembly Bill No. 596
Assembly Bill No. 749

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 362
Assembly Bill No. 430
Assembly Bill No. 669
Assembly Bill No. 1006

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1998—Knight. An act to add Section 7.5 to the Elections Code, relating to election materials.

ASSEMBLY BILL NO. 1999—Knight. An act to amend Sections 2800.2 and 2800.3 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2000—Goldsmith. An act to amend Section 1936 of the Civil Code, to amend Section 53150 of the Government Code, to amend Sections 11836, 11837, 11837.1, 11837.2, and 11837.4 of the Health and Safety Code, to amend Section 670 of the Insurance Code, to amend Sections 191.5, 192, 193.8, 1192.7, 13894.7, and 13894.8 of the Penal Code, and to amend Sections 1803, 1821, 9250.14, 12802.5, 13350, 13352, 13352.5, 13353, 13353.1, 13353.2, 13353.3, 13353.4, 13353.5, 13372, 13557, 13954, 14601.2, 14601.3, 15023, 15300, 15302, 23103.5, 23136, 23137, 23140, 23152, 23153, 23155, 23157, 23159, 23165, 23166, 23175, 23176, 23182, 23190, 23191, 23192, 23194, 23199, 23201, 23205, 23206.5, 23220, 23222, 23224, 34501.16, 40000.15, 40300.5, 40300.6, and 42009 of, and to repeal Sections 23170, 23171, 23185, 23186, and 23187 of, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2001—Goldsmith. An act to amend Section 148 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2002—Goldsmith. An act to add Section 2037 to the Code of Civil Procedure, relating to discovery.

ASSEMBLY BILL NO. 2003—Goldsmith, Rainey, Richter, and Woods, (Senator Haynes, Coauthor). An act to amend Section 231 of the Code of Civil Procedure, relating to jury selection.

ASSEMBLY BILL NO. 2004—Kevin Murray. An act to amend Section 11353.6 of the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2005—Kevin Murray. An act to add Section 23188 to the Vehicle Code, relating to driving offenses.

ASSEMBLY BILL NO. 2006—Kevin Murray. An act to amend Section 527.6 of the Code of Civil Procedure, relating to restraining orders.

ASSEMBLY BILL NO. 2007—Kevin Murray. An act to amend Sections 341, 602, and 664 of, and to add Section 602.5 to, the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2008—Kevin Murray. An act to amend Section 1240 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2009—Cortese. An act to amend Section 44009 of the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2010—Goldsmith, Ackerman, Baldwin, Battin, Bowler, Cunneen, Gallegos, Margett, and Richter, (Senators Ayala and Haynes, coauthors). An act to amend Sections 669, 1170, 1170.1, 1170.13, and 1170.15 of, to add Section 1170.11 to, and to repeal Section 1170.95 of, the Penal Code, relating to sentencing.

ASSEMBLY BILL NO. 2011—Hauser. An act to amend Section 19601 of the Business and Professions Code, relating to horseracing, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2012—Hauser. An act to amend Section 93011 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 2013—Hauser. An act to amend Section 64 of the Humboldt Bay Harbor, Recreation, and Conservation District Act, Chapter 1283 of the Statutes of 1970, relating to the Humboldt Bay Harbor, Recreation, and Conservation District.

ASSEMBLY BILL NO. 2014—Boland. An act to amend Section 803 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2015—Knight. (Principal Senate coauthor: Polanco) and Baldwin. An act to add Section 15819.95 to, and to repeal and add Section 15819.90 of, the Government Code, and to amend Section 1011 of the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2016—Tucker. An act to add Section 41323.5 to the Education Code, relating to schools.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, January 3, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 1443.

STEVE BALDWIN

Assembly Chamber, January 8, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bills Nos. 780, 781, 782, 783, and 784.

DEDE ALPERT

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

January 8, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1709

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 1709—An act to amend Section 84202.5 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; author's amendments, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 403

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

ASSEMBLY BILL NO. 403—An act to amend Sections 25299.10 and 25299.41 of, and to add Section 25299.26 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 Public Safety

January 8, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 880
Assembly Bill No. 1494
Assembly Bill No. 1562

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 880—An act to amend Section 1385 of the Penal Code, relating to criminal 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.

ASSEMBLY BILL NO. 1494—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read 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. 1562—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read second time; author's amendments, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1700

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 1700—An act to amend Section 3203 of the Elections Code, relating to voting.

Bill read second time; author's amendments, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1026

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 1026—An act to amend Section 13210 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 Banking and Finance

January 8, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 1456

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

ASSEMBLY BILL NO. 1456—An act to amend Section 14653 of the Financial Code, relating to credit unions.

Bill read second time; author's amendments, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 714
Assembly Bill No. 1008
Assembly Bill No. 1351

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 714—An act to amend Section 3311 of the Government Code, relating to public safety 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.

ASSEMBLY BILL NO. 1008—An act to amend Section 602 of the Welfare and Institutions 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.

ASSEMBLY BILL NO. 1351—An act to amend Section 11170 of 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 Judiciary

January 8, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1058

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 1058—An act to amend Sections 259 and 706.030 of, to add Chapter 9 (commencing with Section 689.010) to Division 1 of Title 9 of Part 2 of, and to repeal Sections 639.5 and 640.1 of, the Code of Civil Procedure, to add Section 5246 to, to add Article 3 (commencing with Section 3680) to Chapter 6 of Part 1 of Division 9 of, to add Article 4 (commencing with Section 4250) to Chapter 2 of Part 2 of Division 9 of, and to add Division 14 (commencing with Section 10000) to, the Family Code, to amend Section 70141, of the Government Code, to amend Sections 11350.1, 11475.1, and 15200.6 of, and to add Sections 11350.7, 11354, 11355, and 11356 to, the Welfare and Institutions Code, relating to family law, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 1443

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 1443—An act to add Chapter 5 (commencing with Section 60660) to Part 33 of the Education Code, relating to pupil 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 Environmental Safety and Toxic Materials

January 8, 1996

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 1530

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

ASSEMBLY BILL NO. 1530—An act to repeal Section 25208.14 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 Utilities and Commerce

January 8, 1996

Mr. 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 and repeal Sections 1080, 3526, 4124, and 5005.1 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 Judiciary

January 8, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 432
Assembly Bill No. 1479

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 432—An act to add Section 3333.4 to the Civil Code, relating to liability.

Bill read 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. 1479—An act to amend Section 1021.1 of the Code of Civil Procedure, relating to civil actions and proceedings.

Bill read second time; author's amendments, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 859
Assembly Bill No. 1394
Assembly Bill No. 1748
Assembly Bill No. 1752
Assembly Bill No. 1754

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

ASSEMBLY BILL NO. 859—An act to amend Sections 678.1 and 11664 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.

ASSEMBLY BILL NO. 1394—An act to amend Sections 123.6, 5310, 5311.5, and 5500.3 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.

ASSEMBLY BILL NO. 1748—An act to amend Section 742.25 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.

ASSEMBLY BILL NO. 1752—An act relating to 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.

ASSEMBLY BILL NO. 1754—An act to add Section 12921.8 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 784

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALPERT, Chairwoman

ASSEMBLY BILL NO. 784—An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school 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 Public Employees, Retirement and Social Security

January 8, 1996

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 766

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Vice Chair

ASSEMBLY BILL NO. 766—An act to amend Section 3206 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 Public Safety

January 8, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 577

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 577—An act to amend Sections 12071 and 12072 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 Revenue and Taxation

January 8, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1972

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McDONALD, Chairwoman

ASSEMBLY BILL NO. 1972—An act to amend Sections 17063 and 23051.5 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 Consumer Protection, Governmental Efficiency and Economic Development

January 8, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1160

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SPEIER, Chairwoman

ASSEMBLY BILL NO. 1160—An act to add and repeal Section 11340.4 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.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

January 8, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 841

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TUCKER, Chairman

ASSEMBLY BILL NO. 841—An act to add Chapter 3 (commencing with Section 90) to Division 1 of the Military and Veterans Code, relating to veterans.

Bill read second time; author's amendments, 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 195

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 195—An act to add Section 1240.05 to the Penal Code, relating to criminal 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1724

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 1724—An act to add Section 65302.6 to the Government Code, relating to general 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

January 8, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 926

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 926—An act to amend Sections 11553, 12805, and 65962.5 of the Government Code, to amend Sections 25150, 25218.10, 25250.1, 33459.1, and 33459.2 of the Health and Safety Code, to amend Sections 10507.5, 10860, 12153, 12155, 12164.5, 12165, 12166, 12167, 12167.1, 12225, and 12301 of the Public Contract Code, to amend Sections 3477.1, 15004, 40110, 42605, 44202, 44203, 50000, 50000.5, 50001, and 50002 of, to add Section 40183 to, and to repeal and add Chapter 3 (commencing with Section 40400) of Part 1 of Division 30 of, the Public Resources Code, to amend Section 7718 of the Public Utilities Code, and to amend Sections 45855, 45863, 45981, and 45982 of the Revenue and Taxation 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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1026
Assembly Bill No. 1700
Assembly Bill No. 1709

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Huerta of Clovis.

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Rodriguez, of Colton.

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 Concepción Barberia, of Covina.

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 Chuck Raggio, of Linden and George B. Lagorio, of Stockton.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Kaloogian was granted unanimous consent that Assembly Bill No. 1623 be withdrawn from the Committee on Public Employees, Retirement and Social Security and re-referred 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. 1623 for hearing in the Committee on Education.

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 Alex Preston, of Rocklin.

Assembly Member Granlund was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barbara Anderson, of Sacramento.

COMMITTEE MEETING CANCELED

Assembly Member Granlund announced that the meeting of the Committee on Health scheduled for tomorrow has been canceled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the active file:

Senate Bill No. 268, on request of Assembly Member Friedman.

REQUEST FOR UNANIMOUS CONSENT

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 Al Harrow, of Los Angeles.

BILLS STRICKEN FROM FILE

Assembly Member Bowen was granted unanimous consent that Assembly Bill No. 1578 be stricken from file.

Assembly Member Vasconcellos was granted unanimous consent that Assembly Bills Nos. 709, 1529, 818, and 1038 be stricken from 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. 611, ordered to third reading.

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 Tuesday, January 9, 1996, at 1:30 p.m., in Room 447, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bills Nos. 88, 249, 252, 387, 643, 916, 1190, 1193, 1224, 1286, 1555, 1585, 1670, 1673, 1971, 1972, 1372, 177, 296, 456, 703, 850, 1057, 1081, 1550, and 1766.

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. 1185, on request of Assembly Member Brulte.

At 4:47 p.m., Speaker Curt Pringle, 68th District, presiding

RECESS

By unanimous consent, at 4:48 p.m., Speaker Pringle declared the Assembly recessed.

IN JOINT CONVENTION

At 5 p.m., the Senate and Assembly met in Joint Convention. Hon. Curt Pringle, Speaker of the Assembly, presiding.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Speaker Pringle appointed Senators Beverly, Rogers, Calderon, and Killea and Assembly Members Brulte, Aguiar, Boland, and Brown as a Joint Committee on Escort to escort Governor Pete Wilson to the Joint Convention.

INTRODUCTION OF MRS. GAYLE WILSON AND WILSON FAMILY

Speaker Pringle introduced Mrs. Gayle Wilson, wife of Governor Pete Wilson, and Todd and Valerie Graham, son and daughter-in-law of Governor and Mrs. Wilson.

INTRODUCTION OF CONSTITUTIONAL OFFICERS AND SPECIAL GUEST

Speaker Pringle introduced Superintendent of Public Instruction Delaine Eastin; Secretary of State Bill Jones; Attorney General Dan Lungren; Controller Kathleen Connell; Treasurer Matt Fong; State Board of Equalization Members Dean Andal, Johan Klehs, Ernest Dronenburg, and Brad Sherman; and Insurance Commissioner Charles Quackenbush.

INTRODUCTION OF SUPREME COURT JUSTICES

Speaker Pringle introduced Hon. Ronald M. George, Associate Justice of the Supreme Court and Hon. Kathryn Werdeger, Associate Justice of the Supreme Court.

PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

Speaker Pringle then presented the Honorable Bill Lockyer, President pro Tempore of the Senate.

PRESENTATION OF LIEUTENANT GOVERNOR

President pro Tempore Lockyer then presented the Honorable Gray Davis, Lieutenant Governor.

PRESENTATION OF GOVERNOR

Lieutenant Governor Davis then presented the Honorable Pete Wilson, Governor of the State of California, to the Joint Convention.

ADDRESS BY THE GOVERNOR

Governor Wilson then proceeded to address the Joint Convention.

ADJOURNMENT OF JOINT CONVENTION

At 5:42 p.m., there being no further business, Speaker Pringle declared the Joint Convention adjourned *sine die.*

IN ASSEMBLY

At 5:43 p.m., the Assembly reconvened.
Hon. Curt Pringle, Speaker of the Assembly, presiding

GOVERNOR'S ADDRESS PRINTED IN JOURNAL

Without objection the following text of Governor Pete Wilson's State of the State address was printed in the Journal:

Taking Charge of California's Future
State of the State Address

Lt. Governor Davis, Mr. Speaker, Mr. President pro Tem, distinguished members of the Legislature, constitutional officers, distinguished members of the Supreme Court, and of course, my fellow Californians, thank you and Happy New Year.

As I look ahead to a new year, I'm full of optimism and anticipation for California.

We stand on the edge of a new millennium, better prepared than any state in the nation to seize the reins of the 21st century if we have

the courage to continue making change, to shape our destiny and to lead.

We've already come so far. Just five years ago, TIME magazine declared that California was an "endangered dream."

We were losing thousands of jobs a week, and young families were fleeing our state so fast U-Haul nearly ran out of trailers.

Autopilot spending threatened to engulf state government in a sea of red ink.

I wasn't sure if I'd been elected chief executive of California—or the trustee for its bankruptcy.

But we cut projected spending by a third. We didn't just part the sea of red ink. We rolled it back and replaced it with a billion dollar surplus.

And the people of California responded to tough times with characteristic grit and determination. Now, in the words of the *Economist* magazine—California is "roaring back."

We've transformed our state jobs climate and brought California from fiftieth to first in the nation in job creation.

We replaced some of the most dangerously lenient criminal laws in America with some of the toughest. And for the first time since 1952, the crime rate has dropped two years in a row. Now, the only folks fleeing California are those who've already got two strikes.

This Golden State has once again become a beacon for people with energy, optimism and ambition. The watchword for thousands of Americans is once again, "California here I come."

They're eager to join the most creative, the most dynamic and the most entrepreneurial people on earth. That's California's secret—and our richest resource: our people.

By spring, California will have replaced all of the 730,000 jobs we lost in the recession.

And not because we got the old jobs back but because Californians invented new products and new services which created new jobs. That's why California attracts three times more venture capital than any other state. And it's this private sector investment that starts our new businesses—that supplies the high octane fuel which powers California's dynamic, vibrantly growing economy.

But what if we lose these entrepreneurs and investors?

What if California were to lose the intense, on-going contest with neighboring states who daily woo California's jobs and job-creators?

The risk-takers who create California's jobs are fully prepared to face the uncertainties of the marketplace and even the hazards of fire, flood or earthquake. But they can't survive the ruinous cost of lawsuit abuse. They can't survive California's costly and time-consuming over-regulation. And they can't survive California's all too high taxes.

Our competitors know this all too well. That's why 29 other states cut their taxes last year.

It's simple enough: They want our jobs.

And we make it easy for other states to steal our jobs. California continues to tax both job creators and individual workers far more heavily than almost any other state.

If we continue to, we risk losing the entrepreneurs and innovators who give California our competitive edge. So let's resolve to keep them.

I propose that we leave some of the surplus revenue created by this economic recovery with the people who earned it. Let's cut taxes 15 percent across the board for every taxpayer in our state.

Let's let the families who earned this money—not government—decide how it can best be spent.

Instead of letting state government grow, let's give small businesses the chance to grow—to reinvest that money to create still more jobs and still greater revenues.

A tax cut will force state government to fundamentally rethink how it spends every dollar it collects from the taxpayers. We must ask whether each program or service is worth continuing; and if so, who can provide the best quality at the lowest cost.

We must honestly examine the potential of privatizing and otherwise introducing the benefits of competition into the performance of public services.

I've launched a top-to-bottom overhaul of state government. Before your tax returns are due in April, I'll delivery a comprehensive plan to be sure we get the best deal for your hard-earned tax dollars.

As we race toward a new century, the old government model of tax, spend and regulate is as relevant to our age as the horse and buggy is to the space age.

We must also give careful consideration to the recommendations of the Constitution Revision Commission to restructure state and local government.

We must invest in the future, and we will. My budget on Wednesday will include bond proposals to build the schools, roads, prisons and water facilities our growing state requires.

Californians can't be truly free in the future if they're forced to live in fear of violent crime and the brutal gangs that have taken title to our streets.

How can we even call ourselves a civilized society, when three-year-old Stephanie Kuhen is killed in a hail of gunfire simply because her family station wagon took a wrong turn onto a street claimed by a gang?

Tough new laws will help—but only if they're enforced.

We need more cops on the street. In Los Angeles County alone, gang members out-number police officers by more than six to one.

So, let's give Californians a little direct democracy and the chance to make public safety a top priority. I propose that we provide a box on our state income tax returns that taxpayers can check. It won't add to their tax burden. It will redirect one percent of their income taxes to directly aid local law enforcement in their own community.

We'll call it the "Citizens' Option for Public Safety," or simply COPS. And for a tiny fraction of the state's budget, it can put hundreds more police officers on our streets, and prosecute and jail juvenile thugs who now go unpunished. We owe that commitment to our families. We owe it to the brave men and women who daily pin on a badge and risk their lives to protect ours.

Let's also give these officers the other tools they need, not only to combat the crime done by juvenile gangs, but to crack the very culture of the gangs. Gang activity is nothing less than the hijacking of our neighborhoods by urban terrorists. And we will no more tolerate terrorism against our cities than against our country.

Gang members must know that there will be stern consequences for their actions—even if they are minors. All too many of California's most vicious criminals embarked upon their ugly careers as teenagers. Yet our juvenile justice system remains dangerously lenient. It lets a teen thug break the law four, five, even six times, and escape with little more than a lecture.

It needs a total overhaul.

We must hold these kids accountable for their actions—with punishment that's swift and certain on the first offense. We must, for their sake and to prevent them from harming more victims.

Those 14 or older who commit serious adult crimes must know they'll do serious adult time.

That means being transferred to adult prison when they turn 18—not remaining in the relative comfort of the youth authority, and not being released at age 25.

And we should expand the curfews that have proven so effective at keeping kids off the street and out of trouble. San Diego's curfew helped cut violent teenage crime by nearly a third. Of course, no good deed goes unpunished. San Diego's now being sued for that success by the ACLU.

If anyone ought to be sued, its the ACLU—for defying common sense.

Curfews make sense. They prevent crime before it happens. And that's always the wisest course.

Parents are morally responsible for the behavior of their minor children. They should be legally responsible for the costs as well. Let's authorized police agencies to charge the parents of curfew violators the cost of enforcing the curfew.

But as you heard me say five years ago and many times since, how much better to prevent crime than to punish it. Someone who wholeheartedly agrees is LAPD Officer Frank DiPaola. And he has reason to know. He's spent 21 years patrolling the streets of L.A. But five years ago, Officer DiPaola, who's with us tonight, started working with boys in trouble, because he wanted to prevent them from becoming the hardened criminals he sees on the street. Today, he and fellow volunteers work with 150 boys a year. He demands strict discipline from the boys, puts "taggers" on graffiti clean up and insists that parents get re-engaged in their boys' lives.

Officer DiPaola knows that the best way to keep boys out of jail is to keep fathers in the home.

We're building too many prisons—instead of college libraries and laboratories—because too many absent fathers have failed to prevent the brutalizing of their sons.

We need to show these kids that there are other choices in life.

Some cities around the nation have found success with all-male classrooms for at-risk boys. There, strong male teachers serve as an alternative to gang leaders.

So I propose establishing all-male Empowerment Academies as magnet schools. There boys can find the discipline and role models they'll need to escape a life on the streets.

In the same way, young girls and their parents should have the option of all-female schools. I'd especially like to see such a school offer girls the opportunity to concentrate on math and science.

I, for one, want the very best education possible for our future pilots, our future bridgebuilders, and especially our future throat surgeons.

Education has always been the path to a brighter future.

A growing economy has allowed us to provide our schools with a two-year budget that will increase spending in every California classroom by nearly $7,000.

Important as that investment is, money alone won't fix what ails our schools.

We've acted to free our schools of guns and drugs and the kids who bring them.

We also need to junk the eleven-volume education code. It makes the IRS code look like a Dick and Jane reader. Let's start from scratch and replace it with a single volume.

We need to remove the artificial barriers to the creation of more charter schools and even charter districts.

And we need to enforce high standards and insist our children meet them—starting with the basics of math and reading.

I look forward to working closely with Superintendent Delaine Eastin to bring much more intensive instruction in reading, writing and math skills in grades K through 4. Our success will mean dramatically increased learning through all the rest of a student's school career.

That's why my budget will include one hundred million dollars to achieve that.

California has some outstanding schools. But there are too many that are failing to provide our kids the education they deserve and need.

No child should be trapped in these failing schools because their parents can't afford an alternative. So, I propose a pilot program to offer Opportunity Scholarships to families of kids attending our lowest achieving schools.

And just as we must change schools that are failing our children, we must change a welfare system that is failing the very people it was meant to help.

The states are far more capable than Washington of fixing what's wrong with welfare. In the past five years, California has saved taxpayers $9 billion, ended the incentive for having more children while on welfare and doubled the number of welfare recipients at work.

The greatest rewards from our efforts, though, are the individuals now leading lives of independence and self-sufficiency—people like Trish Molina, who's with us tonight.

Trish will tell you it wasn't easy when, as a single mother with three kids, she joined our GAIN program. But it got her back in the workforce. Now she not only has a job, but has had several promotions with her company in Riverside. But Trish will tell you that her greatest satisfaction is that now, when she looks in her children's eyes, she sees their respect. And they see a woman who takes pride in her work and in providing for her family.

Eloise Anderson is another woman who knows the pitfalls of welfare. Though she's never received welfare, she grew up poor and has lived among neighbors who have. Today, Eloise is California's welfare director. She's helped thousands of young mothers to avoid

or escape dependency by finding work and the dignity and self-respect that go with it.

Eloise and I eagerly await action in Washington that will let us take a new approach that doesn't just reform welfare—but replaces it.

We simply can't let another generation grow up thinking welfare is an acceptable career choice. A ten-year-old in Sacramento's Castori Elementary School was asked by his principal what career he wanted when he grew up. He said, "Welfare. Just like my mother and my grandfather."

Instead of welfare, we'll offer able-bodied adults our new Ready-to-Work program.

It'll offer temporary help to those in need—to the mother fleeing from an abusive home or the family that loses a major breadwinner through death, divorce or abandonment.

But the goal will be helping people to find work—not letting them sit around watching film-strips about work, but actually doing it—to learn the dignity and self-esteem that goes with seeing their name on a paycheck they earned.

Those people who aren't yet prepared to work will get help. What they won't get is a welfare check. They'll continue to be eligible for food stamps. But we're going to replace cash grants to these individuals with vouchers for clothing and rent. So, their ticket to independence will be getting back on the track to work.

And for those able to work who won't, their full grant will last just 6 months. It will decline again after a year. And after two years, the checks stop for good.

No one who can do any honest work has a right to live off the sweat of others.

But most important of all, we've got to end the vicious cycle of promiscuity and irresponsibility that produces generation after generation of children giving birth to children.

Every baby deserves a mother and a father.

In 1945, one in 25 children nationwide were born out of wedlock. Today, the figure is almost one in three. In some neighborhoods, 4 out of every 5 children are born to an unwed mother.

The consequences, for them and for us, are devastating.

Children of unwed mothers are overwhelmingly more likely to drop out of school, to abuse drugs, to land in jail, to have their own children out-of-wedlock and to become trapped in welfare dependency. All of the problems tearing apart the fabric of our society have deep roots in this exploding epidemic of out-of-wedlock births.

We must arrest and reverse it, or suffer the loss of the California we've known and cherished.

Government alone can't solve this problem.

Changing laws is one thing. But what we've got to change is the culture.

We've got to teach our teenage girls that it's terribly wrong to have a child out of wedlock.

It's unfair to her and monstrously unfair to her child.

Simply wanting a baby to cuddle does not justify the decision of a teenage girl to become pregnant. As Dr. Grace Payne of the Westminister Neighborhood Association tells young girls, "A baby's

not a doll you can abandon or take back to the store when you're tired of playing with it." Amen!

And we must teach teenage boys that having a child doesn't make you a man—taking responsibility as the father of your child will.

And for the adult men who impregnate vulnerable teenage girls I have this message: That's not just wrong, not just a shame, it's a crime, a crime called statutory rape.

We're not just going to hunt you down and dock your pay for child support. We're going to prosecute statutory rape in every county of California. It's not macho to get a teenager pregnant. But if you lack the decency to understand that yourself, we'll give you a year to think about it in county jail.

We've got to instill values and responsibility as the governing norm for the behavior of our kids including those without parents. But this simply can't be left to social workers or child welfare agencies.

This profound change will take commitment from parents and teachers, churches and synagogues, business and labor, private groups from the PTA to the NBA, and courageous souls like Dr. Grace Payne whose life work is changing young lives.

Dr. Payne, who's here tonight, spent years running the Westminister Neighborhood Association in Watts. She not only cared for young, unwed mothers, she helped thousands of young girls avoid unwed pregnancy by instilling in them discipline and self-respect.

Government should not operate these programs, but we can support those, like Dr. Payne's, that are a proven success. We can encourage their expansion and duplication. And that's what I intend to do through our new Partnership for Responsible Parenting and the award of Challenge Grants.

The people I've mentioned in the audience tonight aren't the kind of heroes who regularly bring a packed stadium crowd to its feet. But in terms of their impact on the human condition, people like Dr. Payne, Officer DiPaola, Eloise Anderson and Trish Molina are engaged in quiet heroics. They're changing California's future by changing our children's future. And that's work you do one child at a time.

I'm convinced that no education program that seeks to modify or prevent irresponsible adolescent behavior will be anywhere near as successful as one reinforced by a strong, caring adult who's won a child's trust and respect. Before a mentor can provide guidance or direction, the child must believe that the mentor cares about him or her.

But too many children don't have that strong and caring adult in their lives.

That's why I attach such importance to the California Mentor Initiative which has brought together business and civic leaders from throughout the state. We've set an ambitious goal: to provide mentors for one million kids in the next four years.

Our challenge as a society is nothing less than recasting and re-invigorating our culture.

We've got to persuade California's children that a baby is an awesome responsibility. Your baby is your responsibility—not the taxpayers!

That means that education and marriage must come first—before you have children.

If you don't want a child or won't love a child, don't get pregnant.

If you want a child but are not prepared to be a parent, don't get pregnant.

If you will have no father for your child, don't get pregnant.

In all of these cases, abstinence or birth control are the only responsible choice.

Contraceptive services are already provided to women on welfare. Unfortunately, too few use them. So, I'm directing that our health care providers be required to provide instruction in pregnancy prevention to these women. And my budget will include funds to ensure that working poor women have the same access to contraceptive services as women on welfare.

Despite the millions of loving natural parents and adoptive parents, there are still too many children who are not loved, too many who are abused and neglected, too many we must place in foster homes.

Nothing will have a more profound impact on the future of California and the quality of our children's lives than to discourage unintended pregnancies and the teen births that sentence both mother and child to years and even lives of despair.

One of California's first colonial governors, Jose Castro, said that one day our children would "build ladders to touch the sky, and once in the heavens change the whole face of the universe and even the color of the stars."

Just a few weeks ago one of California's ladders did indeed reach the stars, a ladder we call Galileo. For six years, this spacecraft—designed, built and operated by Californians—hurtled billions of miles through space for a rendezvous with the planet Jupiter.

Like Galileo, our entire state has endured a remarkable journey these past five years. It tested our strength and our character. But unlike Galileo, our journey has just begun.

We must give every child the chance to start life in a caring, stable home with a mother and a father.

Every child deserves a safe neighborhood.

They deserve a good education in a safe school free of drugs, guns or gangs.

They deserve a state that competes and wins to provide them the jobs of the 21st century.

They deserve the opportunity to succeed and be all that they can be through hard work, initiative and individual merit.

If we give them that, there's no limit to how high our children can reach.

As the Galileo mission proves once more, Californians are capable of building ladders higher in the sky than anyone else ever imagined.

So, let us set aside personal and partisan differences to do the people's business.

As I told this audience in my first message as governor five years ago, if we succeed, there will be abundant credit to share, and if we fail, no amount of finger-pointing will absolve us.

So let's resolve tonight and throughout the year that we will empower Californians, that we will do our part so every young boy and girl can grow up to build their own ladder to the sky and reach for the stars.

They will build upon what we leave them.

Let's give them a launching pad to realize their most magnificent dreams.

Thank you, good night, and God bless you.

RECESS

By unanimous consent, at 5:44 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 7:22 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

MOTION TO ADJOURN

At 7:23 p.m., Assembly Member Thompson moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Motion carried.

ANNOUNCEMENTS

Speaker Pringle announced that Members are to remain within one or two hours availability to the State Capitol to reconvene the session upon Call of the Speaker, pending the outcome of the vote in the Senate on Assembly Bill No. 680.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 7:24 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

Senate Chamber, January 8, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 680

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bill ordered to unfinished business file.

January 8, 1996

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning SB 76 to the Assembly for further action.

Sincerely,

JOHN W. ROVANE
Acting Secretary of the Senate

ASSEMBLY RECONVENED

At 9:16 p.m., pursuant to the call of the Speaker, Speaker pro Tempore Aguiar reconvened the House in Floor session pursuant to the motion to adjourn and the subsequent announcement by Speaker Pringle to reconvene the House in Floor session subsequent to receipt at the Desk of Assembly Bill No. 680.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent to take up Assembly Bill No. 680, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 680 (Mazzoni)—An act to amend Section 6 of Chapter 310 of the Statutes of 1995, relating to bonds, 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 Kevin Murray, Alpert, Knight, Rogan, and House demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—58

Aguiar	Campbell	Kaloogian	Murray, Willard
Alby	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Baldwin	Escutia	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Battin	Firestone	Margett	Takasugi
Boland	Friedman	Martinez	Tucker
Bordonaro	Gallegos	Mazzoni	Vasconcellos
Bowen	Goldsmith	McDonald	Villaraigosa
Bowler	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hawkins	Morrissey	
Bustamante	House	Murray, Kevin	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—58

Aguiar	Campbell	Kaloogian	Murray, Willard
Alby	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Baldwin	Escutia	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Battin	Firestone	Margett	Takasugi
Boland	Friedman	Martinez	Tucker
Bordonaro	Gallegos	Mazzoni	Vasconcellos
Bowen	Goldsmith	McDonald	Villaraigosa
Bowler	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hawkins	Morrissey	
Bustamante	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled immediately.

(NOTE: For explanation of vote by Assembly Member Frusetta relative to Assembly Bill No. 680, see Assembly Journal for January 10, 1996, page 4339.)

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Alby announced her intention to request that Assembly Bill No. 341 be removed from the inactive file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Villaraigosa was granted unanimous consent that the Committee on Transportation be permitted to hold a special meeting on Thursday, January 11, 1996 and that Joint Rule 62(a) be waived.

UNANIMOUS CONSENT WITHHELD

Assembly Member Kevin Murray withheld unanimous consent on any requests for vote adds to the roll call vote taken on this day on Assembly Bill No. 680.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Committee on Rules would meet on Tuesday, January 9, 1996 at 8:30 a.m. in the Tom Bane Rules Committee Room.

SCHEDULE ANNOUNCEMENT

Speaker pro Tempore Aguiar announced the following schedule for the coming week:

Tuesday, January 9, Check-in session

Wednesday, January 10, Check-in session

Thursday, January 11, Floor session at 10 a.m., if needed (Members will be notified)

Friday, January 12; Floor session at 8:30 a.m.

OBJECTION WITHDRAWN

Assembly Member Kevin Murray withdrew his objection to any requests to add votes to the roll call vote taken on this day on Assembly Bill No. 680.

DESK HELD OPEN

Unanimous consent was granted that the Desk be held open 20 minutes to permit vote adds to the roll call vote taken on Assembly Bill No. 680.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until Friday, January 12, 1996.

MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Without objection the motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety was continued until the next legislative day; and the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services was continued until Friday, January 12, 1996.

MOTION TO ADJOURN

At 9:55 p.m., Assembly Member Brulte moved that the Assembly do now adjourn.

Assembly Member Alby seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:55 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 680, Urgency and Concurrence: Bowler, Martinez, McDonald, and Vasconcellos—Aye.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 680

And reports the same correctly enrolled, and presented to the Governor at 10:15 p.m., January 8, 1996.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 10:30 p.m., the Assembly adjourned until 7 a.m., Tuesday, January 9, 1996, out of respect to the memory of Richard Rodriguez, on motion of Assembly Member Baca; out of respect to the memory of Michael Huerta, on motion of Assembly Member Bustamante; out of respect to the memory of Concepción Barberia, on motion of Assembly Member Gallegos; out of respect to the memory of Chuck Raggio and George B. Lagorio, on motion of Assembly Member Machado; out of respect to the memory of Alex Preston, on motion of Assembly Member Richter; out of respect to the memory of Barbara Anderson, on motion of Assembly Member Granlund; out of respect to the memory of Al Harrow, on motion of Assembly Member Caldera.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 8, 1996

The following measures were amended in the Assembly on this day:

AB	RN
195	9534766
403	9535106
432	9535530
577	9535648
714	9534666
766	9600232
784	9600072
841	9535537
859	9535019
880	9535638
926	9600299
1008	9534518
1026	9600217
1058	9535034
1160	9534442
1351	9534721
1394	9535052
1443	9600198
1456	9534945
1479	9600106
1494	9535385
1530	9535335
1562	9534980
1700	9535208
1709	9600158
1724	9600500
1748	9600194
1752	9535549
1754	9535563
1972	9535568
SB	**RN**
1142	9534265

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 9, 1996

ONE HUNDRED FORTY-EIGHTH SESSION DAY

FOUR HUNDRED 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)

Vol. 3 22—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 9, 1996

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 Parker reading.

ROLL CALL

The following were placed upon the morning roll call—78:

Ackerman	Campbell	House	Napolitano
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	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

Quorum present.

At 11:14 a.m., Hon. James E. Rogan, 43rd 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 Member was granted leave of absence for the day:

On legislative business: Assembly Member Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 9, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I will be traveling to the Berkeley, Bay Area on January 8 and 9 for various meetings and research. I expect to return to Sacramento the evening of the 9th.

Please excuse me from any sessions and Committee meetings held during this time.

Thank you for your consideration.

Sincerely,

PHIL ISENBERG, Assembly Member
Ninth District

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

January 9, 1996

Dotson Wilson, Chief Clerk
California State Assembly
Sacramento, California

Dear Dotson: In the Assembly Rules Committee this morning I made a motion to give the Speaker the authority to call floor sessions, make statutory appointments, determine excuses for absences, determine per diem, administer house decorum functions, and the filling of temporary vacancies on committees.

This motion passed the Rules Committee with five affirmative votes.

Sincerely,

WM. J. "PETE" KNIGHT, Assembly Member
Thirty-sixth District

January 9, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson: Please be advised of the following temporary committee appointments for hearings held on January 10, 1996:

Appropriations: Trice Harvey
Public Employees, Retirement and Social Security: Howard Kaloogian (Chair), Bill Morrow
Education: Jim Battin, Phil Hawkins
Human Services: Jim Morrissey
Labor and Employment: Barbara Alby, Scott Baugh
Local Government: Bob Margett

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

The following communications were presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting revised copies of the ballot titles, summaries, and labels, March 26, 1996, Primary Election Ballot, for the following Propositions in accordance with the provisions of Section 6 (Chapter 310, Statutes of 1995 and Chapter 779, Statutes of 1995), and in accordance with Elections Code Sections 9050–9051, 13280–13281, and 13247, and Government Code Sections 88002–88003:

Proposition 197
Amendment of the California Wildlife Protection Act of 1990 (Proposition 117). Mountain Lions. Legislative Initiative Amendment. Chapter 779, Statutes of 1995 (SB 28) (Revised per Court Order)

Referred by the Speaker to the Committee on Water, Parks and Wildlife and Elections, Reapportionment and Constitutional Amendments.

Proposition 199
Phases Out Mobilehome Rent Control. Low-Income Rental Assistance. Initiative Statute. (Revised per Court Order)

Referred by the Speaker to the Committee on Housing and Community Development and Elections, Reapportionment and Constitutional Amendments.

Proposition 200
No-Fault Motor Vehicle Insurance. Initiative Statute. (Revised per Court Order)

Referred by the Speaker to the Committee on Insurance and Elections, Reapportionment and Constitutional Amendments.

Proposition 202
Attorneys' Contingent Fees. Limits. Initiative Statute.
(Revised per Court Order)

Referred by the Speaker to the Committees on Judiciary and Elections, Reapportionment and Constitutional Amendments.

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:

Limitations on Public Display of Marine Mammals. Initiative Statute.

Referred by the Speaker to the Committee on Water, Parks and Wildlife.

Cigarette Tax. After-School Tutoring. Initiative Statute.

Referred by the Speaker to the Committee on Revenue and Taxation.

Elections: Candidate Spending Limit. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Minimum Wage Increase. Initiative Statute.

Referred by the Speaker to the Committee on Labor and Employment.

Equal Opportunity and Non-Discrimination Without Quotas.
Initiative Constitutional Amendment and Statute.

Referred by the Speaker to the Committee on Judiciary.

Budget Bill. Appropriations. Taxes.
Initiative Constitutional Amendment and Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

94123
January 4, 1996

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 Chancellor's Office's administration of the Economic Development Program. In addition, the report addresses the Chancellor's Office and the Department of Education's (department) process for preparing the Needs Assessment and State

Plan for Vocational Education. This report concludes that the Chancellor's Office lacks adequate control over the Economic Development program. Specifically, the Chancellor's Office did not comply with its own procedures for awarding Economic Development Program grants, and did not ensure that community colleges complied with grant requirements.

The report also concludes that the Chancellor's Office and the department inappropriately circumvented state controls by using fiscal agents to obtain the services of a specific contractor. In addition, the Chancellor's Office and the department submitted erroneous and misleading information to the Department of General Services as support for its requests for approval of contracts and amendments. Finally, by using fiscal agents to pay the contractor neither the Chancellor's Office nor the department can assure that the amounts paid to the contractor were appropriate or reasonable.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Higher Education.

California State Auditor

95022
January 3, 1996

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 the Budget Act of 1995, the Bureau of State Audits presents its audit report concerning the reasonability and equitability of the charges the Board of Equalization (board) assesses special tax jurisdictions (STJ) for the administration of their transactions-and-use tax program. This report concludes that the cost model used by the board to calculate STJ assessments reflects a significant policy decision to allocate the board's basic, or infrastructure, costs of operating its tax administration system to STJs and local governments. We recommend that the State's policy makers examine the policy decision.

In addition, the board inappropriately charged the STJs nearly $6.6 million for costs associated with its administration of two unrelated statewide sales taxes from fiscal year 1993–94 through 1995–96. Further, the board used estimates of workload that either were developed without benefit of workload studies or were not updated since they were developed using data from fiscal year 1987–88. Finally, the board based its cost allocations to individual STJs, in part, on proportion of revenue rather than entirely on key indicators of

workload resulting in some STJs being overcharged a total of nearly $1.7 million and others being undercharged the same amount.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Revenue and Taxation.

REPORTS

The following reports were presented by the Chief Clerk:

Railroad Corporation Fees Budget, Public Utilities Commission (Pursuant to Public Utilities Code Section 421)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated December 15, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

Annual Report to the Legislature, California Public Utilities Commission, Safety and Enforcement Division—Railroad Safety Branch (Pursuant to Public Utilities Code Sections 309.7 and 765.6)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated December 29, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

On Behalf of the Consumer, California Department of Consumer Affairs Annual Report 1994–95

Above transmitted report, together with letter of transmittal from Marjorie M. Berte, Director, Department of Consumer Affairs, Sacramento, dated December 27, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Report on Loaned or Temporarily Assigned Positions, Resources Agency, July 1 through December 31, 1995 (Pursuant to Supplemental Report, 1995 Budget Act, Item 0540-001-001)

Above transmitted report, together with letter of transmittal from Douglas P. Wheeler, Secretary for Resources, the Resources Agency of California, Sacramento, dated December 27, 1995, referred by the Speaker to the Committee on Budget.

Compliance Report on Senate Bill No. 1998, Subminute Billing for Telecommunications Companies (Pursuant to Public Utilities Code Section 2882.5)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated December 28, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

Toll Bridge Report to the California Legislature, 1995–96 (Pursuant to Streets and Highways Code Section 30895)

Above transmitted report, together with letter of transmittal from Lawrence D. Dahms, Executive Director, Metropolitan Transportation Commission, Oakland, dated December 20, 1995, referred by the Speaker to the Committee on Transportation.

**California State Lottery Fund,
Financial Statements, September 30, 1995
(Pursuant to Government Code Section 8880.22)**

Above transmitted report, together with letter of transmittal from Patricia Eberhart, Chief, Finance Department, California Lottery, Sacramento, dated December 15, 1995, referred by the Speaker to the Committee on Governmental Organization.

**The Acquired Traumatic Brain Injury Demonstration Project,
Fiscal Years 1990–91 and 1992–93
(Pursuant to Senate Bill 2232, Chapter 1292, Statutes of 1988)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, Sacramento, dated December 20, 1995, referred by the Speaker to the Committee on Health.

**Report to the Governor and the Legislature
by the Oil Spill Technical Advisory Committee
(Pursuant to Government Code Section 8670.54)**

Above transmitted report, together with letter of transmittal from Clifford Graves, Chairman, Oil Spill Technical Advisory Committee, Sacramento, dated November 17, 1995, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**October 1995, Disability Insurance (DI) Fund Balance Forecast
Disability Insurance Fund Forecast for Calendar Years 1995–97
Disability Insurance Definitions (Appendix)**

Above transmitted report, together with letter of transmittal from Haven T. Bays, Chief, Fiscal Programs Division, Employment Development Department, Sacramento, dated December 13, 1995, referred by the Speaker to the Committee on Insurance.

**October 1995, Unemployment Insurance (UI) Fund Balance Forecast
Unemployment Insurance Fund Forecast for Calendar Years 1995–97
Definitions (Appendix)**

Above transmitted report, together with letter of transmittal from Haven T. Bays, Chief, Fiscal Programs Division, Employment Development Department, Sacramento, dated December 13, 1995, referred by the Speaker to the Committee on Insurance.

**1995 Annual Report to California Legislature, Volume I,
Significant Issues for 1996**

**1995 Annual Report to California Legislature, Volume II,
Status of Implementing State Transportation Blueprint and Proposition 116
and Other Commission Policies and Actions, 1995
(Pursuant to Government Code Sections 14535–14536)**

Above transmitted report, together with letter of transmittal from Robert I. Remen, Executive Director, California Transportation Commission, Sacramento, dated December 27, 1995, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 9, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 6

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, January 9, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 220
Assembly Bill No. 312
Assembly Bill No. 385
Assembly Bill No. 435
Assembly Bill No. 544
Assembly Bill No. 629
Assembly Bill No. 649
Assembly Bill No. 703
Assembly Bill No. 714
Assembly Bill No. 740
Assembly Bill No. 1017
Assembly Bill No. 1052
Assembly Bill No. 1106
Assembly Bill No. 1180
Assembly Bill No. 1403
Assembly Bill No. 1456
Assembly Bill No. 1484
Assembly Bill No. 1741
Assembly Bill No. 1977

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 9, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 255
Assemlby Bill No. 748
Assembly Bill No. 988
Assembly Bill No. 990
Assembly Bill No. 1723

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2017—Escutia, Bustamante, Ducheny, Gallegos, and McDonald, (Senators Hughes and Polanco, coauthors). An act to amend Sections 4582.01, 4582.03, 4582.05, 4582.06, and 4852.13, relating to criminal offenders.

ASSEMBLY BILL NO. 2018—Kevin Murray. An act to amend Sections 3009, 3017, 3021, 3200, 3203, 3204, 3205, and 3206 of, to amend the heading of Chapter 3 (commencing with Section 3200) of Division 3 of, to repeal Section 3202 of, and to repeal and add Section 3201 of, the Elections Code, relating to elections.

ASSEMBLY BILL NO. 2019—Knight. An act to add Section 14132.53 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2020—Burton. An act to add Chapter 7 (commencing with Section 2000) to Part 3 of Division 4 of the Probate Code, relating to conservatorship.

ASSEMBLY BILL NO. 2021—Tucker. An act to amend Section 2196.1 of the Business and Professions Code, to add Section 1266.3 to the Health and Safety Code, to amend Sections 368, 1048, and 1465.5 of, and to add Section 13517.1 to, the Penal Code, and to amend Sections 9201, 9394.5, 9726.1, and 15610.27 of, to add Section 15756 to, and to repeal Article 8 (commencing with Section 15656) of Chapter 11 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to elder and dependent adults.

ASSEMBLY BILL NO. 2022—Knight. An act to add Section 1714.12 to the Civil Code, relating to product liability.

ASSEMBLY BILL NO. 2023—Richter, Baugh, Hawkins, Margett, and Rainey. An act to add Section 68099 to the Government Code, relating to courts.

ASSEMBLY BILL NO. 2024—Margett. An act to amend Section 23320 of the Government Code, relating to counties.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
1747	Ins.
1982	Jud.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 669, 735, 845, 1460, 1607, and 1848 for hearing in the Committee on Transportation on Thursday, January 11, 1996, at 1:30 p.m.

AUTHOR'S AMENDMENTS
Committee on Judiciary

January 9, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1073

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 1073—An act to add Section 3284 to the Civil Code, relating to liability.

Bill read second time; author's amendments, 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

January 9, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 630
Assembly Bill No. 881
Assembly Bill No. 892

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 630—An act to amend Section 12071 of, and to add Section 12079 to, 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.

ASSEMBLY BILL NO. 881—An act to amend Sections 2930 and 2933 of, and to add Sections 2932.5 and 2936 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.

ASSEMBLY BILL NO. 892—An act to amend Sections 1170.1, 1203.06, 2933, 12022, 12022.3, 12022.5, and 12022.55 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 Judiciary

January 9, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 777

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 777—An act to amend Section 995.2 of, and to add Chapter 4.5 (commencing with Section 957) to Part 4 of Division 3.6 of Title 1 of, the Government Code, relating to governmental tort liability.

Bill read second time; author's amendments, 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

January 9, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 331

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 331—An act to add Chapter 22.2 (commencing with Section 17766) to Part 10 of the Education Code, relating to funding school construction and educational technology 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.

AUTHOR'S AMENDMENTS
Committee on Human Services

January 9, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 9
Assembly Bill No. 857

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 9—An act to add Section 17001.11 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. 857—An act to add Section 12300.8 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 Labor and Employment

January 9, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 434

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 434—An act to add Section 9620 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 Higher Education

January 9, 1996

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 727

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARCHIE-HUDSON, Chairwoman

ASSEMBLY BILL NO. 727—An act to add Chapter 3 (commencing with Section 300) to Part 1 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.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 244
Assembly Bill No. 420
Assembly Bill No. 1019

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 286
Assembly Bill No. 1700
Assembly Bill No. 1709

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.

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1924

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: January 8, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 297

With amendments with the recommendation: Amend, and do pass, as amended.

McPHERSON, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 748

With the recommendation: Do pass, and be re-referred to the Committee on Water, Parks and Wildlife with recommendation: To Consent Calendar.

VILLARAIGOSA, Chairman

Above bill re-referred to the Committee on Water, Parks and Wildlife.

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. 341, on request of Assembly Member Alby.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 10, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 9, 1996

The following measures were amended in the Assembly on this day:

AB	RN
9	9534873
331	9534047
630	9535457
727	9600499
777	9600570
857	9600314
881	9600103
892	9600542
1073	9600355

SB	RN
434	9600002

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 10, 1996

ONE HUNDRED FORTY-NINTH SESSION DAY

FOUR HUNDRED 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, January 10, 1996

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—75:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Setencich
Battin	Figueroa	Lee	Sher
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Villaraigosa
Brown	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

Quorum present.

At 3:15 p.m., Hon. Brett Granlund, 65th 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 Brulte.

Because of illness: Assembly Members Gallegos and Speier.

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:

January 10, 1996

Assembly Speaker Curt Pringle
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in session on January 10, 1996, as I will be in my district on legislative business.

Thank you.

Sincerely,

JAMES L. BRULTE, Assembly Member
Sixty-third District

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 680

January 9, 1996

E. Dotson Wilson
Chief Clerk, California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: I am writing in regards to last night's vote on AB 680 (Mazzoni). I did not have a chance to vote on this bill because I did not receive a call at my home informing me that Assembly was reconvening.

I would like to have my vote recorded as "aye" on this measure as I have supported the school construction bond from the beginning.

Thank you for your attention to this matter.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

January 10, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that the following member is appointed to the Joint Legislative Budget Committee for today's hearing: Gary Miller.

Assemblyman Pringle is temporarily removed from the Committee and is to be replaced for today's hearing by the following member: Jim Rogan.

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 10, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 9
Assembly Bill No. 403
Assembly Bill No. 577
Assembly Bill No. 727
Assembly Bill No. 777
Assembly Bill No. 784
Assembly Bill No. 841
Assembly Bill No. 926
Assembly Bill No. 1073
Assembly Bill No. 1160
Assembly Bill No. 1394
Assembly Bill No. 1443
Assembly Bill No. 1494
Assembly Bill No. 1530
Assembly Bill No. 1562
Assembly Bill No. 1650
Assembly Bill No. 1752

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2025—Burton. An act to add Section 1596.797 to the Health and Safety Code, relating to child day care facilities.

ASSEMBLY BILL NO. 2026—Frusetta. An act to amend Sections 84, 694, 700, 987.25, and 987.88 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2027—Frusetta. An act to amend Sections 35781 and 35795 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2028—Frusetta. An act to repeal and add Section 45103.5 of the Education Code, relating to school employees.

ASSEMBLY BILL NO. 2029—Frusetta. An act to add Section 17255 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2030—Frusetta. An act to amend Section 354 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 2031—Frusetta. An act to amend Section 14081 of the Food and Agricultural Code, relating to economic poisons.

ASSEMBLY BILL NO. 2032—Frusetta. An act to amend Sections 5004, 5006, 5026, 5030, 5032, 5033, 5034, 5035, 5101, 5103, 5104, 5105, 5251, 5252, 5254, and 5255 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2033—Frusetta. An act to add and repeal Sections 17053.53 and 23653 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2034—Frusetta. An act to add Section 11451.4 to, and to repeal Article 2.2 (commencing with Section 11271) of Chapter 3 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2035—Frusetta. An act to amend Section 186.22 of, and to repeal Section 186.27 of, the Penal Code, relating to street terrorism.

ASSEMBLY BILL NO. 2036—Frusetta. An act to amend Section 11320.3 of, and to add Section 11451.5 to, the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2037—Frusetta. An act to amend Sections 1601 and 1603 of the Fish and Game Code, relating to streambed alterations.

ASSEMBLY BILL NO. 2038—Frusetta. An act to amend Sections 222, 224, 227, 233, and 237 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2039—Frusetta. An act to amend Sections 86203 and 86204 of, and to repeal and add Section 86201 of, the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 2040—Frusetta. An act to amend Section 48915 of the Education Code, relating to pupil expulsion.

ASSEMBLY BILL NO. 2041—Frusetta. An act to amend Sections 17053.49 and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2042—Frusetta. An act to add Section 1267.4 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 2043—Boland. An act to amend Section 57079 of the Government Code, relating to local government organization.

ASSEMBLY BILL NO. 2044—Granlund. An act to add Section 5029 to the Penal Code, relating to prison labor.

ASSEMBLY BILL NO. 2045—Willard Murray. An act to add Section 12029 to, to add Article 2.2 (commencing with Section 12250) to Chapter 2 of Division 5 of, and to repeal Section 12736 of, the Business and Professions Code, relating to weights and measures.

ASSEMBLY BILL NO. 2046—Tucker. An act to amend Sections 33021 and 33031 of, to amend the heading of Article 10 (commencing with Section 33420) of Part 1 of Division 24 of, and to add Sections 33039.5 and 33420.7 to, the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 2047—Hauser. An act to add Section 11521 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2048—Hauser. An act to add and repeal Section 1201.6 to the Harbors and Navigation Code, relating to pilots, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 48—Baca. Relative to the City of San Bernardino.

AUTHOR'S AMENDMENTS
Committee on Health

January 10, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 1758

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

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 Appropriations

January 10, 1996

Mr. 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 Chapter 6 (commencing with Section 60800) to, and to add and repeal Chapter 5 (commencing with Section 60600) of, 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

January 10, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1688

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 1688—An act to add Section 12013.1 to the Government Code, relating to legal proceedings.

Bill read second time; author's amendments, 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

January 10, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 1646

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

ASSEMBLY BILL NO. 1646—An act to amend Sections 17207, 17208, and 17601 of the Financial Code, relating to escrow.

Bill read second time; author's amendments, 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

January 10, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 689
Assembly Bill No. 1318
Assembly Bill No. 1641

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, 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.

ASSEMBLY BILL NO. 1318—An act to add Article 6 (commencing with Section 43850) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, and to add and repeal Section 6356.6 of the Revenue and Taxation Code, relating to air pollution, 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. 1641—An act to add Chapter 17 (commencing with Section 11600) to Part 7 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.

AUTHOR'S AMENDMENTS
Committee on Public Safety

January 10, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 267
Assembly Bill No. 890

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 267—An act to add Section 1292.41 to the Penal Code, and to amend Section 204.5 of, and to add Sections 730.8 and 827.3 to, the Welfare and Institutions Code, relating to crime.

Bill read 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. 890—An act to amend Section 219 of the Code of Civil Procedure, and to amend Sections 12027 and 12031 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 Health

January 10, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 1210

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

ASSEMBLY BILL NO. 1210—An act to add Section 1360.5 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

January 10, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1285

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 1285—An act to amend Section 31150.1 of the Public Resources Code, relating to the State Coastal 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.

AUTHOR'S AMENDMENTS
Committee on Public Safety

January 10, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 880

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 880—An act to amend Section 1385 of the Penal Code, relating to criminal 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 Natural Resources

January 10, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1918

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 1918—An act to amend Sections 14561 and 14575 of, to amend, repeal, and add Section 14504 of, and to add Sections 14560.2 and 14580.2 to, the public Resources Code, relating to beverage containers, 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 Transportation

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 273

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 81

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BOLAND, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1346
Assembly Bill No. 1678

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: January 9, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1
Assembly Bill No. 7
Assembly Bill No. 172
Assembly Bill No. 411
Assembly Bill No. 1006
Assembly Bill No. 1018
Assembly Bill No. 1205
Assembly Bill No. 1490
Assembly Bill No. 1815

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.

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Constitutional Amendment No. 18

With the recommendation: Be adopted, and be re-referred to the Committee on Judiciary.

BOLAND, Chairwoman

Above resolution re-referred to the Committee on Judiciary.

Committee on Appropriations

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1533

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1901

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 260

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 10, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 195
Assembly Bill No. 246
Assembly Bill No. 432
Assembly Bill No. 614
Assembly Bill No. 638
Assembly Bill No. 766
Assembly Bill No. 779
Assembly Bill No. 859
Assembly Bill No. 880
Assembly Bill No. 987
Assembly Bill No. 1008
Assembly Bill No. 1306
Assembly Bill No. 1351
Assembly Bill No. 1457
Assembly Bill No. 1479
Assembly Bill No. 1495
Assembly Bill No. 1533
Assembly Bill No. 1724
Assembly Bill No. 1748
Assembly Bill No. 1754
Assembly Bill No. 1971

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1924—An act to add Section 5001 to the Education Code, and to amend Sections 9030 and 9031 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 re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 297—An act to add Section 2156.5 to 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 returned to the second reading file.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Utilities and Commerce be permitted to hold a special meeting on Thursday, January 11, 1996, at 1:30 p.m., in Room 437, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 288, 384, 648, and 1588; and Assembly Constitutional Amendment No. 9 for hearing.

By unanimous consent, the following committee was permitted to meet:

Banking and Finance, on Wednesday, January 17, 1996, at 11:30 a.m.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

January 10, 1996

To the Senate and the Assembly of the California Legislature:

I submit for your consideration the Governor's Budget for 1996–97.

We begin 1996 with a welcome change from recent years. The past year has seen a broad-based economic recovery in California, with growth that is outpacing the nation and which has generated additional revenue for the state. I firmly believe that this is in large part the result of reforms in the tax and regulatory structure that we have worked to enact in recent years.

This budget invests our increased resources in areas where the state will realize the greatest long-term rewards—in primary and secondary education, in our colleges and universities, in public safety, in infrastructure, and in preventive programs designed to give our children a better and healthier opportunity to grow and learn.

But as welcome as this growth is, experience tells us that we cannot rest on our accomplishments. Other states certainly are not complacent; 20 enacted tax reductions last year in an effort to lure job creators and attract investors. To ensure that our economic growth continues and expands, the budget reflects further reforms to California's tax system and efforts to further improve the state's business climate.

And the state must also move forward to confront two issues that we cannot afford to ignore: the undeniable crisis of juvenile violence, and the growing societal consequences of unwed and teenage pregnancy. This budget contains broad-based initiatives to address these urgent issues.

By investing in California's future, this budget will build on the accomplishments we have made, and create greater opportunity for all Californians.

Sincerely,

PETE WILSON

Accompanying Governor's Budget and Budget Summary ordered filed with the Secretary of State.

RECEIPT

I acknowledge receipt this 10th day of January, 1996, at 4:30 p.m., of the budget for the 1996–97 fiscal year, together with an explanatory message delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN
Assistant Chief Clerk of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 2049—Caldera. 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.

ADJOURNMENT

At 4:31 p.m., the Assembly adjourned until 7 a.m., Thursday, January 11, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 10, 1996

The following measures were amended in the Assembly on this day:

AB	RN
267	9600443
297	9600019
689	9600340
880	9600781
890	9534877
1210	9535606
1285	9600486
1318	9600316
1641	9600252
1646	9600564
1688	9600558
1758	9600248
1918	9535671
1924	9600347

SB	RN
430	9535279

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 11, 1996

ONE HUNDRED FIFTIETH SESSION DAY

FOUR HUNDRED 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, January 11, 1996

The Assembly met at 7 a.m.
Hon. Dick Ackerman, Assembly Member, 72nd District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—74:

Ackerman	Caldera	Hoge	Napolitano
Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Escutia	Kuykendall	Sweeney
Baugh	Figueroa	Lee	Takasugi
Boland	Firestone	Machado	Thompson
Bordonaro	Friedman	Margett	Tucker
Bowen	Frusetta	Martinez	Vasconcellos
Bowler	Goldsmith	Mazzoni	Villaraigosa
Brewer	Granlund	McDonald	Weggeland
Brown	Hannigan	McPherson	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	

Quorum present.

At 1:47 p.m., Hon. Tom Bates, 14th 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, Willard Murray, and Speier.

Because of illness: Assembly Member Gallegos.

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:

January 9, 1996

The Honorable Curt Pringle
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Speaker Pringle: Please excuse me from check-in session on Thursday, January 11, 1996 and session on Friday, January 12, 1996. I will be in my district on legislative business.

Thank you for your cooperation in this matter. Please do not hesitate to contact me if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

January 11, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request to be excused from Session on Thursday, January 11, 1996. I will be in my district on legislative business meeting with Compton Unified School District Superintendent, Dr. Jerome Harris. I expect to return to Sacramento in the evening.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

January 11, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, Thursday, January 11, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 11, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that the Assemblyman Jim Morrissey is removed from the Utilities and Commerce Committee for today's hearing and will be replaced by Assemblyman Howard Kaloogian.

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

95018
January 9, 1996

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 965, Statutes of 1994, the Bureau of State Audits presents its audit report assessing whether the fees the Department of Insurance (department) levies under Section 12979 and Section 736 of the Insurance Code are based on the actual costs of enforcing Proposition 103 and conducting examinations of insurance companies. This report concludes that the department appropriately modified its cost accounting system to capture costs for each of its regulatory activities. Further, the department generally based its fees for Proposition 103 on actual costs.

However, it incorrectly calculated the fees for conducting examinations of insurance companies. As a result, the department's projected billings of approximately $13.1 million for fiscal year 1995–96 will be understated by approximately $1.6 million. In our opinion, the department should revise the fees it will charge during fiscal year 1995–96. Also, the department's system for gathering its costs contained errors. These errors were the result of employees not correctly recording their time to the proper cost center. Since the department allocates indirect costs based on employee labor charges,

the errors that we found in the department's cost data cause a misstatement of the allocation of indirect costs. The department has begun taking corrective action to minimize future time reporting errors.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Insurance.

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:

Limitations on Recovery to Felons, Uninsured Motorists, Drunk Drivers. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

Spending Limits and Campaign Contributions. Lobbyist Restrictions. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Elections. Electronic Registration and Voting. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Design and Engineering Services, State-Funded. Cost Analysis. Civil Service. Competitive Bidding. Contractor Responsibility. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Radioactive Waste Disposal. Initiative Statute.

Referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Beverage Container Recycling Program. Wine and Liquor Containers. Initiative Statute. (Corrected)

Referred by the Speaker to the Committee on Natural Resources.

Flat Income Tax. Other Taxes. Repeal. Initiative Constitutional Amendment. (Corrected)

Referred by the Speaker to the Committee on Revenue and Taxation.

Felonies Involving Firearms. Mandatory Additional Prison Terms. Initiative Statute. (Second Revision)

Referred by the Speaker to the Committee on Public Safety.

REPORTS

The following reports were presented by the Chief Clerk:

California SB 600 Task Force Telecommunications Infrastructure for K–12 Schools and Public Libraries, December 1995

Above transmitted report, together with letter of transmittal from Kathleen G. Ouye, City Librarian, Chair, SB 600 Task Force, San Mateo Public Library, San Mateo, dated December 22, 1995, referred by the Speaker to the Committee on Education.

Target Business Enterprise Program (Pursuant to Government Code Section 16855 and Military and Veterans Code Section 999.7)

Above transmitted report, together with letter of transmittal from Matt Fong, State Treasurer, Sacramento, dated January 1996, referred by the Speaker to the Committee on Utilities and Commerce.

Report to the California Legislature on the Motor Vehicle Registration Fee Program, 1995 (Pursuant to Health and Safety Code Sections 44220 et seq.)

Above transmitted report, together with letter of transmittal from James D. Boyd, Executive Officer, Air Resources Board, Sacramento, dated December 27, 1995, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 11, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 880

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 11, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 267
Assembly Bill No. 630
Assembly Bill No. 689
Assembly Bill No. 1058
Assembly Bill No. 1210

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2050—Alby. An act to amend Section 1596.871 of the Health and Safety Code, relating to child day care facilities.

ASSEMBLY BILL NO. 2051—Alpert. An act to amend Section 647 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2052—Figueroa. An act to amend Sections 1065.2 and 1065.4 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2053—Kevin Murray. An act to amend Section 7471 of the Government Code, and to amend Sections 186.9, 186.10, 14165, and 14167 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2054—Richter. An act to add Section 4993 to, and to add Chapter 2.25 (commencing with Section 2776) to Part 5 of Division 1 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2055—McPherson. An act to amend Section 17039 of, and to add Section 17052.1 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2056—Alby. An act to amend Section 1585 of the Health and Safety Code, relating to adult day health care.

ASSEMBLY BILL NO. 2057—Kevin Murray. An act to amend Sections 1054, 1054.2, 1054.5, and 1054.7 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2058—Willard Murray (Senator Peace, coauthor). An act to amend Sections 667.5, 1170.1, and 1170.95 of the Penal Code, relating to sentencing.

ASSEMBLY BILL NO. 2059—Bowen. An act to amend Section 1279.5 of the Code of Civil Procedure, relating to names.

ASSEMBLY BILL NO. 2060—Bowen. An act to amend Sections 225 and 226 of, and to repeal Section 231 of, the Code of Civil Procedure, relating to juries.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

January 11, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 1195

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 1195—An act to amend Section 429.14 of the Health and Safety Code, relating to occupational 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 Housing and Community Development

January 11, 1996

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1745

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NAPOLITANO, Chairwoman

ASSEMBLY BILL NO. 1745—An act to amend Section 65852.3 of the Government Code, relating to manufactured homes.

Bill read second time; author's amendments, 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

January 11, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 9
Assembly Bill No. 707
Assembly Bill No. 708

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 9—An act to add Section 17001.11 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. 707—An act to add Section 11268.5 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.

ASSEMBLY BILL NO. 708—An act to add Chapter 8.5 (commencing with Section 10975) to Part 2 of Division 9 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 Utilities and Commerce

January 11, 1996

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 1914

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

ASSEMBLY BILL NO. 1914—An act to add Chapter 6.5 (commencing with Section 2791) to Part 2 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 Banking and Finance

January 11, 1996

Mr. 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.

MILLER, Chairman

SENATE BILL NO. 1129—An act 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, relating to financial institutions, 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

January 11, 1996

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 1651

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

ASSEMBLY BILL NO. 1651—An act to add and repeal Section 25206.1 of the Health and Safety Code, relating to toxic substances.

Bill read second time; author's amendments, 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

January 11, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 462
Assembly Bill No. 880
Assembly Bill No. 1741
Assembly Bill No. 1952

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 462—An act to repeal and add Section 1538.5 to the Penal Code, relating to criminal 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.

ASSEMBLY BILL NO. 880—An act to amend Sections 17 and 1385 of the Penal Code, relating to criminal 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.

ASSEMBLY BILL NO. 1741—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.

ASSEMBLY BILL NO. 1952—An act to amend Section 11357 of the Health and Safety Code, and to amend Section 256 of the Welfare and Institutions 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 Housing and Community Development

January 11, 1996

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 622

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NAPOLITANO, Chairwoman

ASSEMBLY BILL NO. 622—An act to amend Section 739.5 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

January 11, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1350

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 1350—An act to amend Sections 306 and 361.3 of, and to add Section 301.5 to, the Welfare and Institutions 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.

REPORTS OF STANDING COMMITTEES

Committee on Public Employees, Retirement and Social Security

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 166

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KALOOGIAN, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1553

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KALOOGIAN, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 185

With the recommendation: Do pass.

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 205
Assembly Bill No. 276
Assembly Bill No. 766

With the recommendation: Do pass.

KALOOGIAN, Chairman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1724

With the recommendation: Do pass, and be re-referred to the Committee on Education with recommendation: To Consent Calendar.

RAINEY, Chairman

Above bill re-referred to the Committee on Education.

Committee on Revenue and Taxation

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1286
Assembly Bill No. 1971
Assembly Bill No. 1972

With the recommendation: Do pass.

McDONALD, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 177
Assembly Bill No. 249
Assembly Bill No. 703
Assembly Bill No. 850
Assembly Bill No. 1057
Assembly Bill No. 1555
Assembly Bill No. 1585
Assembly Bill No. 1670
Assembly Bill No. 1766

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.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1026

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 11, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 297

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 11, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 331
Assembly Bill No. 857
Assembly Bill No. 881
Assembly Bill No. 892
Assembly Bill No. 1318
Assembly Bill No. 1641
Assembly Bill No. 1646
Assembly Bill No. 1688
Assembly Bill No. 1758
Assembly Bill No. 1924
Assembly Bill No. 1972

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

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. 297, ordered to third reading.

(NOTE: Later this day Assembly Bill No. 297 was re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 273—An act to amend Sections 130051, 130051.6, 130051.17, and 130051.18 of, and to repeal Sections 130051.5 and 130051.10 of, 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.

ASSEMBLY BILL NO. 1346—An act to amend Section 1214.1 of the Penal Code, relating to civil assessments.

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. 1678—An act to add Section 992 to the Penal Code, and to add Section 827.3 to the Welfare and Institutions Code, relating to crime.

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. 1533—An act to add Chapter 13 (commencing with Section 1860) to Part 2 of Division 2 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1901—An act to amend Sections 290.5 and 4852.13 of the Penal Code, relating to sex offenders.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to returned to the second reading file.

ASSEMBLY BILL NO. 260—An act relating to electric 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 Natural Resources.

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:

Assembly Bill No. 297.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Elections, Reapportionment and Constitutional Amendments, on January 18.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Friday, January 12, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 11, 1996

The following measures were amended in the Assembly on this day:

AB	RN
9	9600692
260	9600576
273	9600656
462	9600225
622	9600176
707	9600115
708	960070
880	9600864
1195	9600396
1346	9534105
1350	9600910
1651	9600357
1678	9535242
1741	9600819
1745	9600320
1901	9534986
1914	9600246
1952	9600275

SB	RN
1129	9535583

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, January 12, 1996

ONE HUNDRED FIFTY-FIRST SESSION DAY

FOUR 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
Friday, January 12, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Brulte moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:57 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—72:

Ackerman	Bustamante	Hoge	Murray, Willard
Aguiar	Caldera	House	Napolitano
Alby	Campbell	Isenberg	Olberg
Alpert	Cannella	Kaloogian	Poochigian
Archie-Hudson	Conroy	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knowles	Setencich
Bates	Ducheny	Knox	Sher
Battin	Escutia	Kuehl	Speier
Baugh	Figueroa	Kuykendall	Sweeney
Boland	Firestone	Lee	Takasugi
Bordonaro	Friedman	Machado	Thompson
Bowen	Frusetta	Margett	Tucker
Bowler	Gallegos	Martinez	Vasconcellos
Brewer	Hannigan	Mazzoni	Villaraigosa
Brown	Harvey	McDonald	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Murray, Kevin	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Pastor Parnell M. Lovelace, Jr., of Center of Praise Ministries, Rancho Cordova:

Our Father, We thank You for this day that You have created, and we thank You for the women and men that You have placed to lead this great state. Father as we commemorate the birth date of Dr. Martin Luther King, Jr., we would ask Your blessings upon today's session, that You would guide the women and men of this state, the leaders You have placed, in wisdom and knowledge, and in the spirit of reconciliation and unity, that great things will be accomplished. We thank You for this and all of Your blessings, in Christ's name we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Brewer 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 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 Cortese, Granlund, McPherson, Miller, Morrow, and Rogan.

Because of illness: Assembly Member Goldsmith.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 10, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session Friday, January 12, 1996. I am hosting a Breakfast Speaker Series in my district which has been planned for months. The first event, scheduled for January 12, features California State University Chancellor Barry Munitz. My presence at this function is essential.

I would respectfully appreciate your consideration of this request.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

January 10, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request an excuse from session on Friday, January 12, as I have some pressing legislative business with some constituents in my district.

Your favorable consideration of this request would be appreciated.

Thank you.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixth-fifth District

January 9, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219

Dear Mr. Speaker: Please excuse me from session this Friday, January 12, 1996. I will be attending to prior commitments in my district.

Thank you for your attention to this request.

Sincerely,

BRUCE McPHERSON, Assembly Member
Twenty-seventh District

January 12, 1996

The Honorable Curt Pringle
Rules Committee, Chairman
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from session on January 12, 1996. I will be away on legislative business.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

January 11, 1996

Speaker Curt Pringle
California State Assembly
State Capitol
Sacramento, California

Dear Speaker Pringle: Please excuse me from session on Friday, January 12, 1996. I will be on legislative business.

Thank you. With best personal regards, I remain

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-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 Thursday, January 11, 1996.)

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 12, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised of the following temporary committee assignments for January 16.

Assemblyman Pete Knight is appointed to the Health Committee to fill an existing vacancy, and Assemblyman Phil Hawkins is appointed to replace Assemblyman Jim Morrissey.

Assemblyman Bob Margett is appointed to the Insurance Committee to replace Assemblyman Curt Pringle.

Assemblymen Tom Bordonaro, George House and Trice Harvey are appointed to fill the existing vacancies on the Water, Parks and Wildlife Committee.

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1901

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 9
Assembly Bill No. 260
Assembly Bill No. 273
Assembly Bill No. 622
Assembly Bill No. 707
Assembly Bill No. 708
Assembly Bill No. 880
Assembly Bill No. 890
Assembly Bill No. 1195
Assembly Bill No. 1285
Assembly Bill No. 1346
Assembly Bill No. 1651
Assembly Bill No. 1741
Assembly Bill No. 1745
Assembly Bill No. 1914

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 462
Assembly Bill No. 1350
Assembly Bill No. 1678
Assembly Bill No. 1918
Assembly Bill No. 1952

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

January 12, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 995

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 995—An act to amend Sections 14575 and 14585 of the Public Resources Code, relating to beverage containers, 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 Natural Resources

January 12, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1675

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SHER, Chairman

ASSEMBLY BILL NO. 1675—An act to add Section 43703 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.

RECESS IN OBSERVANCE OF THE BIRTHDAY OF DR. MARTIN LUTHER KING JR.

At 9 a.m. Speaker pro Tempore Aguiar declared the Assembly recessed for a special observance of the birthday of Dr. Martin Luther King Jr., by the California Legislative Black Caucus.

At 9:01 a.m. Hon. Willard Murray, 52nd District, presiding

SPECIAL RECITATION

Celebrated Sacramento poet, author and educator Fred James Jackson recited his composition "The Balcony" to the Members of the Assembly.

MUSICAL PRESENTATION

A gospel music medley was performed for the Members of the Assembly by the Center of Praise Ministries *Praise Ensemble:* Beverly Douglas (Director), Janice Davis, Michelle Monday, Darlene Tellis, and Emelda Wade.

SPECIAL RECOGNITION

Assembly Member Murray gave special recognition to Rev. Parnell M. Lovelace, Jr., who had offered the morning prayer earlier this day, and introduced his wife Mrs. Dianna Lovelace and Assistant Pastor Randy Dean, seated in the rear of the Chamber.

ORATORY

Assembly Member Murray then introduced Rev. Dennis M. Brown, a talented musician, singer, and Vietnam veteran, who delivered a special oratory of excerpts from Dr. King's speeches "Love is Our Method" and "The March on Selma".

Assembly Member Murray introduced Rev. Brown's wife, Mrs. Francine Brown who was seated at the rear of the Chamber.

REASSEMBLED

At 9:16 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bordonaro was granted unanimous consent that Assembly Bill No. 974 be withdrawn from the Committee on Human Services and re-referred to the Committee on Health.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Alpert, Davis, and Ducheny were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. M. Larry Lawrence, Ambassador to Switzerland.

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 Jack Smith, A long-time columnist with the *Los Angeles Times* who died on Tuesday. For 30 years, with wit and wisdom, he humorously chronicled the everchanging face of the City of Los Angeles. He will be missed.

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 Gabriel Reyes.

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 Aureo C. Salas, of City of Commerce.

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 Russ Cone, longtime journalist and "Dean of City Hall reporters" for the *San Francisco Examiner.*

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Archie-Hudson announced her intention to request that Assembly Bill No. 797 be removed from the inactive file.

ACTION RESCINDED ON ASSEMBLY BILL NO. 698

Assembly Member Cannella was granted unanimous consent to rescind the action whereby the Assembly, on June 2, 1995 (Assembly Journal, page 1983), refused adoption of the urgency clause to Assembly Bill No. 698.

RE-REFERENCE OF BILLS FROM DESK TO COMMITTEE AND JOINT RULE 62(a) WAIVED

Assembly Member Cannella was granted unanimous consent that Assembly Bill No. 698 be referred from the Desk to the Committee on Local Government; and that Joint Rule 62(a) be waived for the purpose of setting the bill for hearing in the Committee on Local Government on Wednesday, January 17, 1996.

JOINT RULE 62(a) WAIVED

Assembly Member Friedman was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 974 for hearing in the Committee on Health.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of George Coleman, of Rialto.

Assembly Member Kaloogian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Don Olmstead, of Vista.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE AND JOINT RULE 62(a) WAIVED

Assembly Member Knowles was granted unanimous consent that Assembly Bill No. 341 be referred from the third reading file to the Committee on Insurance, and that Joint Rule 62(a) be waived for the purpose of setting the bill for hearing in the Committee on Insurance on Thursday, January 18, 1996.

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. 1910, on request of Assembly Member Campbell.

MOTION TO RECONSIDER URGENCY CLAUSE TO SENATE BILL NO. 1332

Assembly Member Brulte moved to take up the motion by Assembly Member Goldsmith, given on a previous day, to reconsider the vote whereby the urgency clause to Senate Bill No. 1332 was refused adoption.

Assembly Member Katz withheld unanimous consent.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Brown was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 568

January 11, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: I would like to submit this letter to the Daily Journal for the purpose of clarifying provisions of my Assembly Bill 568, which was passed and signed into law during the 1995 legislative session.

Assembly Bill 568, as chaptered, was not intended to restrict the authority of county agricultural commissioners with respect to the Migratory Bird Act or other authority expressly provided in existing law. Further, AB 568 was not intended to limit the authority of county agricultural commissioners established pursuant to any official agreement or memorandum of understanding with other regulatory agencies.

I hope this letter will clarify any concerns which may have arisen due to the passage of AB 568.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

WITHDRAWAL AND RE-REFERENCE OF BILLS AND JOINT RULE 62(a) WAIVED

Assembly Member Boland was granted unanimous consent that Assembly Bill No. 294 be withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Public Safety; and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 294 for hearing in the Committee on Public Safety.

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 Isabel Van Frank, of Berkeley.

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 Merlyn Colin Ferris, who is the father of former Member of the Assembly Bev Hansen.

BILLS STRICKEN FROM FILE

Assembly Member Thompson was granted unanimous consent that Assembly Bill No. 307 be stricken from 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 William J. Weniger, of Sacramento.

WITHDRAWAL AND RE-REFERENCE OF BILLS AND JOINT RULE 62(a) WAIVED

Assembly Member Sher was granted unanimous consent that Assembly Bill No. 926 be withdrawn from the Committee on Natural Resources and re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development; and that Joint Rule 62(a) be waived for the purpose of setting the bill for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Sher was granted unanimous consent that Assembly Bill No. 165 be withdrawn from the Committee on Water, Parks and Wildlife and re-referred to the Committee on Natural Resources.

Assembly Member Sher was granted unanimous consent that Assembly Bill No. 1675 be withdrawn from the Committee on Natural Resources and re-referred to the Committee on Transportation.

SPECIAL COMMITTEE MEETINGS

Assembly Member Villaraigosa was granted unanimous consent that the Committee on Transportation be permitted to hold a special meeting on Wednesday, January 17, 1996, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1675 for hearing.

Assembly Member Sher was granted unanimous consent that the Committee on Natural Resources be permitted to hold a special meeting on Tuesday, January 16, 1996, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 165 for hearing.

CAUCUS ANNOUNCEMENTS

At 9:33 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 9:34 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 10:13 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENT

Speaker pro Tempore Aguiar announced that the extended deadline for filing the FPPC candidate statement is January 15th which falls on Monday. Monday is a holiday, making today the *last day* to file.

FPPC Form 721 statements should be express mailed to the County Registrar of Voters today.

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. 1901, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1553—An act to add Section 19818.11 to the Government Code, relating to state civil service.

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.

ASSEMBLY BILL NO. 185—An act to amend and repeal Section 25332 of the Government Code, relating to county services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 205—An act to repeal Section 19821 of the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 766—An act to amend Section 3206 of the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 276—An act to add Sections 31693 and 31694.5 to the Government Code, relating to county employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1286—An act to add Section 401.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1971—An act to amend Sections 17004, 17039, 17220, 18633, 19132, 19602, 19604, 23036, and 23081 of, to add Sections 17851.5 and 19606 to, and to add Chapter 10.5 (commencing with Section 17935), Chapter 10.6 (commencing with Section 17941), and Chapter 10.7 (commencing with Section 17951) to Part 10 of Division 2 of, and to repeal Chapter 1.5 (commencing with Section 23081), Chapter 1.6 (commencing with Section 23091), and Chapter 1.7 (commencing with Section 23097) of Part 11 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1972—An act to amend Section 1060.5 of the Code of Civil Procedure, and to amend Sections 17063, 18152.5, 19602, 19604, 19605, 23051.5, 23455, and 23801 of, and to repeal Section 23804 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1026—An act to add Section 12172.6 to the Government Code, relating to the duties of the Secretary of State.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 205

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 285 (Hauser)—An act relating to energy resources, 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—61

Ackerman	Burton	Katz	Poochigian
Aguiar	Bustamante	Knight	Rainey
Alby	Campbell	Knox	Richter
Alpert	Cannella	Kuehl	Setencich
Archie-Hudson	Cunneen	Kuykendall	Sher
Baca	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Battin	Escutia	Margett	Takasugi
Baugh	Figueroa	Martinez	Thompson
Boland	Firestone	Mazzoni	Tucker
Bordonaro	Friedman	McDonald	Vasconcellos
Bowen	Frusetta	Morrissey	Villaraigosa
Bowler	Gallegos	Murray, Kevin	Weggeland
Brewer	Harvey	Murray, Willard	
Brown	Hauser	Napolitano	
Brulte	Isenberg	Olberg	

NOES—3

Hoge	Kaloogian	Knowles

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—61

Ackerman	Burton	Katz	Poochigian
Aguiar	Bustamante	Knight	Rainey
Alby	Campbell	Knox	Richter
Alpert	Cannella	Kuehl	Setencich
Archie-Hudson	Cunneen	Kuykendall	Sher
Baca	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Battin	Escutia	Margett	Takasugi
Baugh	Figueroa	Martinez	Thompson
Boland	Firestone	Mazzoni	Tucker
Bordonaro	Friedman	McDonald	Vasconcellos
Bowen	Frusetta	Morrissey	Villaraigosa
Bowler	Gallegos	Murray, Kevin	Weggeland
Brewer	Harvey	Murray, Willard	
Brown	Hauser	Napolitano	
Brulte	Isenberg	Olberg	

NOES—3

Hoge	Kaloogian	Knowles

Above bill ordered enrolled.

BILLS STRICKEN FROM FILE

Assembly Member Hauser was granted unanimous consent that Assembly Bill No. 997 be stricken from file.

Assembly Member Willard Murray was granted unanimous consent that Assembly Bills Nos. 1558 and 1454 be stricken from file.

Assembly Member Kevin Murray was granted unanimous consent that Assembly Bill No. 1528 be stricken from file.

Assembly Member Knox was granted unanimous consent that Assembly Bill No. 590 be stricken from file.

Assembly Member Speier was granted unanimous consent that Assembly Bill No. 1101 be stricken from file.

MOTION TO WITHDRAW ASSEMBLY JOINT RESOLUTION NO. 18 FROM COMMITTEE WAIVED

Assembly Member Caldera waived his motion to withdraw Assembly Joint Resolution No. 18 from the Committee on Public Safety.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 528 FROM COMMITTEE CONTINUED

Assembly Member Setencich was granted unanimous consent that the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services be continued until the next legislative day.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 458

Assembly Member Brulte moved that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 458 were refused concurrence.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is Assembly Member Brulte's motion properly before the Body as the motion to reconsider was made by the author of the bill?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the author of the motion to reconsider could take up her motion or move to continue the motion to the next legislative day.

Motion to Continue Motion to Reconsider

Assembly Member Ducheny moved to continue the motion to reconsider the vote whereby Senate amendments to Assembly Bill No. 458 were refused concurrence.

Assembly Member Bates seconded the motion.

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, 10:26 a.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 Katz moved to dispense with the Call of the Assembly as it relates to File Item 43—Assembly Bill No. 976.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion out of order as Item 43—Assembly Bill No. 976 is before the House for consideration at this time and there is no Call of the Assembly pending.

MOTION TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member McDonald moved to dispense with the Call of the Assembly as it relates to the motion to continue the motion to reconsider Assembly Bill No. 458.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion by Assembly Member McDonald out of order as Item 43—Assembly Bill No. 976 is before the House for consideration at this time.

Motion to Appeal from the Decision of the Chair

Assembly Member McDonald moved to appeal from the decision of the Chair.

Assembly Member Willard Murray seconded the motion.

The question being: Shall the decision of the Chair that the motion to dispense with the Call of the Assembly is not in order be overruled?

The roll was opened and the decision of the Chair overruled by the following vote:

AYES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa

NOES—32

Ackerman	Bowler	House	Poochigian
Aguiar	Brewer	Kaloogian	Rainey
Alby	Brulte	Knight	Richter
Baldwin	Cunneen	Knowles	Setencich
Battin	Firestone	Kuykendall	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hoge	Olberg	Mr. Speaker

MOTION TO ADJOURN

At 10:29 a.m., Assembly Member Katz moved that the Assembly do now adjourn.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion out of order as there is a Call upon the Assembly, and the House cannot adjourn while under Call.

MOTION TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member McDonald moved to dispense with the Call of the Assembly as it relates to the motion to continue the motion to reconsider Assembly Bill No. 458.

Assembly Member Bowen seconded the motion.

Motion carried by the following vote:

AYES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa

NOES—31

Ackerman	Bowler	House	Poochigian
Aguiar	Brewer	Kaloogian	Rainey
Alby	Brulte	Knight	Richter
Baldwin	Cunneen	Knowles	Takasugi
Battin	Firestone	Kuykendall	Thompson
Baugh	Frusetta	Margett	Weggeland
Boland	Harvey	Morrissey	Mr. Speaker
Bordonaro	Hoge	Olberg	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO CONTINUE MOTION TO RECONSIDER ASSEMBLY BILL NO. 458

At 10:32 a.m., further proceedings under the call of the Assembly were dispensed with.

The motion to continue the motion to reconsider the vote whereby Senate amendments to Assembly Bill No. 458 were refused concurrence carried by the following vote:

AYES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa

NOES—32

Ackerman	Bowler	House	Poochigian
Aguiar	Brewer	Kaloogian	Rainey
Alby	Brulte	Knight	Richter
Baldwin	Cunneen	Knowles	Takasugi
Battin	Firestone	Kuykendall	Thompson
Baugh	Frusetta	Margett	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker

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. 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO ADJOURN

At 10:32 a.m., Assembly Member Katz moved that the Assembly do now adjourn.

Assembly Member Brulte seconded the motion.

Motion carried by the following vote:

AYES—55

Ackerman	Brulte	Kaloogian	Olberg
Aguiar	Caldera	Katz	Poochigian
Alby	Campbell	Knight	Rainey
Alpert	Cunneen	Knowles	Richter
Archie-Hudson	Davis	Knox	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Bates	Figueroa	Lee	Sweeney
Battin	Friedman	Margett	Takasugi
Baugh	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	McDonald	Vasconcellos
Bowen	Harvey	Morrissey	Villaraigosa
Bowler	Hoge	Murray, Kevin	Weggeland
Brewer	House	Murray, Willard	Mr. Speaker
Brown	Isenberg	Napolitano	

NOES—11

Baca	Cannella	Kuehl	Speier
Boland	Escutia	Machado	Tucker
Burton	Hauser	Mazzoni	

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:33 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2061—Margett. An act to add Section 730.8 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2062—Kevin Murray. An act to amend Section 5406.5 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2063—Isenberg. An act to amend Section 33426.5 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 2064—Bordonaro. An act to amend Section 8610.5 of the Government Code, relating to nuclear radiation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2065—Knight. An act to amend Section 186.22 of the Penal Code, relating to street terrorism.

ASSEMBLY BILL NO. 2066—Alby. An act to amend Section 1093 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2067—Friedman. An act to add Section 1374.4 to the Health and Safety Code, and to add Sections 10124.1 and 11512.81 to the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 1068—Richter. An act to add Article 16 (commencing with Section 1360) to Chapter 2 of Division 10 of the Evidence Code, relating to hearsay.

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 48—Conroy, Ackerman, Boland, Granlund, Harvey, Hoge, Knight, Margett, and Rainey, (Senator Kopp, coauthor). Relative to illegal aliens.

AUTHOR'S AMENDMENTS
Committee on Human Services

January 12, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 278

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

SENATE BILL NO. 278—An act to add and repeal Section 14132.97 of, and to repeal, add, and repeal Section 12302.7 of, the Welfare and Institutions Code, relating to 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 Judiciary

January 12, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 492
Assembly Bill No. 583
Assembly Bill No. 1982

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KUEHL, Chairwoman

ASSEMBLY BILL NO. 492—An act to add Section 3298 to the Civil Code, relating to exemplary 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.

ASSEMBLY BILL NO. 583—An act to add Chapter 5 (commencing with Section 16100) to, and to repeal Chapter 1 (commencing with Section 15001) of, Title 2 of the Corporations Code, relating to partnerships.

Bill read 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. 1982—An act to amend Section 300 of 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 Appropriations

January 12, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 66

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 66—An act to add Section 47606.1 to 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 Environmental Safety and Toxic Materials

January 12, 1996

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 1909

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHTER, Chairman

ASSEMBLY BILL NO. 1909—An act to add Section 25141.2 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 Local Government

January 12, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 698

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 698—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 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: January 10, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1438

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: January 10, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 164
Assembly Bill No. 440
Assembly Bill No. 979
Assembly Bill No. 1031

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.

Committee on Transportation

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 669
Assembly Bill No. 1460

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 296

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 Transportation

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 845

With the recommendation: Do pass, and be re-referred to the Committee on Utilities and Commerce.

VILLARAIGOSA, Chairman

Above bill re-referred to the Committee on Utilities and Commerce.

Committee on Utilities and Commerce

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 384
Assembly Bill No. 1588

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: January 11, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 288

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 Education

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 745
Assembly Bill No. 1432
Assembly Bill No. 1813

With the recommendation: Do pass.

ALPERT, Chairwoman

Above bills ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Constitutional Amendment No. 9

With the recommendation: Be adopted, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

MARTINEZ, Chairwoman

Above resolution re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Committee on Appropriations

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1179

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1856

With amendments with the recommendation: Amend, and do pass, as amended.

McPHERSON, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 621

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 Education

Date of Hearing: May 10, 1995

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 352

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 Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1368

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SPEIER, Chairwoman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: January 8, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 677
Assembly Bill No. 1492

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

McPHERSON, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 893
Assembly Bill No. 1809

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 Local Government

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 52

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.

MESSAGES FROM THE SENATE

Senate Chamber, January 12, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Johnston, Solis and Leonard as a Committee on Conference concerning:

Assembly Bill No. 223.

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 12, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Johnston, Thompson and Leslie as a Committee on Conference concerning:

Assembly Bill No. 861.

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 12, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Calderon, Solis and Beverly as a Committee on Conference concerning:

Senate Bill No. 1221.

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 12, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 468

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 468—An act to amend Section 704.110 of the Code of Civil Procedure, to amend Sections 20230 and 21263 of the Government Code, and to add Section 11350.7 to the Welfare and Institutions Code, relating to family law.

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, acknowledged the five California Teachers of the Year: Cedric Anderson, Los Angeles County Office of Education, Los Angeles County; Sandra Fleishman, Las Virgenes Unified School District, Los Angeles County; Emma Glover, Hanford Elementary School District, Kings County; Javier Gonzalez, Whittier Union High School District, Los Angeles County; and John McGuire, Pacific Union Elementary School District, Humboldt County.

She then introduced Javier Gonzalez, of Whittier Union High School District, in her Assembly District.

Assembly Member Kuehl, of the 41st Assembly District, introduced Sandra Fleishman, a 1996 California Teacher of the Year from Yerba Buena Elementary School in the Las Virgenes School District.

Assembly Members Margett and Napolitano introduced Andy Ramirez and his father Bob Ramirez of West Covina.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Katz,the Assembly adjourned until 11 a.m., Tuesday, January 16, 1996, out of respect to the memory of Hon. M. Larry Lawrence, on motion of Assembly Member Alpert; out of respect to the memory of Jack Smith, on motion of Assembly Member Villaraigosa; out of respect to the memory of Gabriel Reyes, on motion of Assembly Member McDonald; out of respect to the memory of Don Olmstead, on motion of Assembly Member Kaloogian; out of respect to the memory of Merlyn Colin Ferris, on motion of Assembly Member Alby; out of respect to the memory of William J. Weniger, on motion of Assembly Member Hannigan; out of respect to the memory of Aureo C. Salas, on motion of Assembly Member Gallegos; out of respect to the memory of George Coleman, on motion of Assembly Member Baca; out of respect to the memory of Russ Cone, on motion of Assembly Member Burton; and out of respect to the memory of Isabel Van Frank, on motion of Assembly Member Bates.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 12, 1996

The following measures were amended in the Assembly on this day:

AB	RN
66	9532918
492	9600799
583	9600761
698	9600936
995	9534950
1026	9600652
1553	9600573
1675	9600687
1909	9600768
1982	9533475

SB	RN
278	9600636

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 16, 1996

ONE HUNDRED FIFTY-SECOND SESSION DAY

FOUR 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
Tuesday, January 16, 1996

The Assembly met at 11 a.m.

Hon. Fred Aguiar, 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, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:26 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Ackerman	Campbell	House	Olberg
Aguiar	Cannella	Isenberg	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knowles	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Baugh	Firestone	Machado	Takasugi
Boland	Friedman	Margett	Thompson
Bordonaro	Frusetta	Martinez	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Napolitano	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Gracious Lord, You cause the rain to fall and the sun to shine on Your whole creation. The rain falls and the sun shines on all the earth and its people: those who love You and those who don't, those who believe in You and those who don't. Accept our prayer this morning, O Lord. Give us grace and guide our steps along the road of peace, for You are the King of Peace and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Davis, seconded by Assembly Member Richter.

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 and Willard Murray.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 16, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to important legislative business in my district, I will be unable to attend the Floor Session scheduled for Tuesday, January 16, 1996. Please note my absence in the Daily Journal.

Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

January 16, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: Please excuse me from session on Tuesday, January 16, 1996. I will be on legislative business in my district.

Thank you for your attention to this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 16, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson: Please be advised of the following temporary committee assignments for January 16.

Assemblywoman Marilyn Brewer is appointed to the Revenue and Taxation Committee to replace Assemblyman Howard Kaloogian, who is removed for today.

Assemblyman Trice Harvey is appointed to the Environmental Safety and Toxic Materials Committee to replace Assemblywoman Barbara Alby, who is removed for today.

Assemblymen Wally Knox and Cruz Bustamante are appointed to the Health Committee to replace Assemblyman Curtis Tucker and Assemblywoman Barbara Lee, who are removed for today.

Sincerely,

CURT PRINGLE

January 16, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised of the following temporary committee assignments for January 17.

Assemblyman Gary Miller is appointed to the Appropriations Committee to fill an existing vacancy.

Assemblyman Dick Ackerman is appointed to the Housing and Community Development Committee to fill an existing vacancy.

Assemblyman Scott Baugh is appointed to the Human Services Committee to fill an existing vacancy and Assemblyman Jim Morrissey is appointed to replace Assemblywoman Marilyn Brewer.

Assemblyman Fred Aguiar is appointed to the Local Government Committee to fill an existing vacancy.

Assemblymen Mickey Conroy and Bob Margett are appointed to the Education Committee to fill existing vacancies, and Assemblyman Bill Morrow is appointed to replace Assemblyman Dick Ackerman.

Assemblymen Phil Hawkins and Howard Kaloogian are appointed to the Labor Committee to fill existing vacancies.

Assemblyman Larry Bowler is appointed to the Judiciary Committee to replace Assemblywoman Barbara Alby.

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 16, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1432
Assembly Bill No. 1813

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 16, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 66
Assembly Bill No. 492
Assembly Bill No. 698
Assembly Bill No. 995
Assembly Bill No. 1026
Assembly Bill No. 1553
Assembly Bill No. 1675
Assembly Bill No. 1909
Assembly Bill No. 1982

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:

Assembly Bill No.	*Committee*
1980	Hum. S.

Senate Bill No.	*Committee*
468	P.E.,R. & S.S.

AUTHOR'S AMENDMENTS

Committee on Banking and Finance

January 16, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 612

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

ASSEMBLY BILL NO. 612—An act to amend Sections 22341 and 22457 of the Financial Code, relating to finance lenders.

Bill read 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 11:30 a.m., Speaker pro Tempore Aguiar was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 11:31 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 1:15 p.m., the Assembly reconvened.
Hon. Curt Pringle, Speaker of the Assembly, presiding.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 16, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that the Republican Caucus today elected Assemblyman James Rogan as the Majority Floor Leader.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Setencich was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gwen Newman, of Colma.

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 Dr. Adolph Wysocki, of Buckingham, PA.

JOINT RULE 62(a) WAIVED

Assembly Member Tucker was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 357, 385, 1042, 1052, and 1552, for hearing in the Committee on Governmental Organization on Wednesday, January 17, 1996.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Tucker was granted unanimous consent that Assembly Bill No. 841 be withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Veterans Affairs.

MOTION FOR SPECIAL MEETING AND JOINT RULE 62(a) WAIVED

Assembly Member House moved that the Committee on Labor and Employment be permitted to meet on January 17, 1996 at 1:30 p.m., in Room 447 and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 656, 269, 983, 1195, 1251, 1729, 121, 398, 572, 865, 1847, 1961, 658, and 713 for hearing.

Assembly Member Miller seconded the motion.

Assembly Member Knox withheld unanimous consent.

Objection Withdrawn

Assembly Member Knox withdrew his objection to the motion by Assembly Member House.

Motion carried by unanimous consent.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Miller was granted unanimous consent that Senate Bill No. 1129 be withdrawn from the Committee on Banking and Finance and re-referred to the Committee on Insurance.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 1354, on request of Assembly Member Villaraigosa;

Senate Bill No. 1185, on request of Assembly Member Brulte.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Isenberg announced his intention to request that Assembly Bill No. 1719 be removed from the inactive 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 Margaret Leary Gualco, of Walnut Grove, wife of retired Judge James A. Gualco.

SPECIAL COMMITTEE MEETINGS

Assembly Member Alpert was granted unanimous consent that the Committee on Education be permitted to hold a special meeting on Wednesday, January 17, 1996, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bills Nos. 101, 780, 781, 782, 783, 784, 1306, 1623, and 1724.

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 Richard J. Landau and Donna M. Landau, of Granada Hills.

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 Judge Otto M. Kaus.

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 Thursday, January 18, 1996, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 845 for hearing.

Assembly Member Baca was granted unanimous consent that the Committee on Veterans Affairs be permitted to hold a special meeting on January 17, 1996, at 9 a.m., and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 841 for hearing.

REQUEST FOR UNANIMOUS CONSENT

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 retired National City firefighter Mitchell Guarano.

Assembly Member Rainey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lt. John D. Sizemore, Contra Costa Sheriff's Dept., LaFayette.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1286, on request of Assembly Member Takasugi.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bordonaro was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting on January 17, 1996, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1980 for hearing.

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 Rev. Nels Hinman, of Sacramento, who was a pastor for 62 years, and Chaplain of the State Senate, 1949–50; and out of respect to the memory of Jack Mahan, of Carmichael.

ANNOUNCEMENTS

Assembly Member Battin announced that earlier this day the Republican Caucus elected Assembly Member James E. Rogan as Majority Floor Leader.

BILLS STRICKEN FROM FILE

Assembly Member Cortese was granted unanimous consent that Assembly Bill No. 234 be stricken from file.

REQUEST FOR UNANIMOUS CONSENT

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 Peter J. Carmarlinghi, of San Jose and out of respect to the memory of Jackie Clapp, of Aptos.

BILLS STRICKEN FROM FILE

Assembly Member Knox was granted unanimous consent that Assembly Bill No. 585 be stricken from file.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Boland announced that the Committee on Public Safety would meet today, 20 minutes after adjournment of Floor session.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF GOVERNOR'S VETO—ASSEMBLY BILL NO. 399

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.

Governor's message stating his objections appears at page 4153 of the Assembly Journal for October 17, 1995.

The question being: Shall Assembly Bill No. 399 become a law notwithstanding the objections of the Governor?

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, 2:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 288—An act to amend Section 588 of 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.

ASSEMBLY BILL NO. 745—An act to amend Sections 44664, 44929.21, and 44932 of the Education Code, relating to certificated school employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1432—An act to amend Section 44830.3 of the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1813—An act to add Section 44019 to, and to repeal Article 2.7 (commencing with Section 44929.20) of Chapter 4 of Part 25 of, the Education Code, relating to certificated employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1179—An act to amend Sections 11346.3, 11346.9, 11349.1, and 15363.6 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.

ASSEMBLY BILL NO. 1856—An act to amend Section 12302 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.

ASSEMBLY BILL NO. 621—An act to amend Section 11550 of, and to add Title 15 (commencing with Section 96000) to, the Government Code, relating to the Office of Child Development and Education.

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.

ASSEMBLY BILL NO. 352—An act 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.

ASSEMBLY BILL NO. 1368—An act to add Section 926.19 to the Government Code, relating to claims against the state.

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.

ASSEMBLY BILL NO. 677—An act to amend Section 2157 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 re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1492—An act to amend Section 12302 of, and to add Sections 102.5, 2158.5, 3008.5, and 18111 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.

ASSEMBLY BILL NO. 893—An act to amend Section 1203 of the Penal Code, relating to probation.

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. 1809—An act to amend Sections 2933 and 3057 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.

ASSEMBLY BILL NO. 52—An act to add Chapter 32 (commencing with Section 7596) to Division 7 of Title 1 of the Government Code, relating to public entities.

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.

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. 797, on request of Assembly Member Archie-Hudson.

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. 1626 (McDonald)—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.)

ASSEMBLY BILL NO. 1627 (McDonald)—An act to amend Sections 18662 and 18668 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.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—76

Ackerman	Campbell	Hoge	Murray, Kevin
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brown	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	Mr. Speaker

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON CONSIDERATION OF GOVERNOR'S VETO OF ASSEMBLY BILL NO. 399

At 2:10 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 Governor's veto of Assembly Bill No. 399 was sustained by the following vote:

AYES—38

Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Cortese	Katz	Setencich
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

NOES—38

Ackerman	Brulte	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Cunneen	Kuykendall	Rogan
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Baugh	Goldsmith	Miller	Weggeland
Boland	Granlund	Morrissey	Woods
Bordonaro	Harvey	Morrow	Mr. Speaker
Bowler	Hawkins	Olberg	
Brewer	Hoge	Poochigian	

OBJECTION TO VOTE ADDS

Assembly Member Kevin Murray announced that he would object to any vote adds or requests to change votes on the roll call vote taken today on the Governor's veto of Assembly Bill No. 399.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Richter announced that the Committee on Environmental Safety and Toxic Materials would meet today at 2:30 p.m., instead of 1:30 p.m.

Assembly Member Sher announced that the Committee on Natural Resources would meet today at 2:30 p.m.

Assembly Member Granlund announced that the Committee on Health would meet today upon adjournment of the Committee on Insurance.

Assembly Member Knowles announced that the Committee on Insurance would reconvene upon adjournment of today's session.

Assembly Member McDonald announced that the Committee on Revenue and Taxation would meet 30 minutes after adjournment of today's session.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 528 FROM COMMITTEE CONTINUED

By unanimous consent the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services was continued until the next legislative day.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:10 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

Senate Chamber, January 15, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Polanco, Maddy and Watson as a Committee on Conference concerning:

Assembly Bill No. 275.

JOHN W. ROVANE, Acting Secretary of the Senate

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2069—Tucker. An act to amend Section 853.7a of the Penal Code, and to amend Section 40508.5 of the Vehicle Code, relating to crime.

ASSEMBLY BILL NO. 2070—Cortese. An act to add Section 25503.30 to the Business and Professions Code, relating to alcoholic beverages.

AUTHOR'S AMENDMENTS
Committee on Local Government

January 16, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1537

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 1537—An act to amend Section 16007 of the Health and Safety Code, relating to buildings.

Bill read second time; author's amendments, 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

January 16, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 108

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 108—An act relating to parks and recreation, 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 Rules

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 32

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

PRINGLE, Chairman

Above resolution re-referred to the Committee on Appropriations.

Assembly Chamber, January 16, 1996

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 879

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PRINGLE, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1848

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 16, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 285

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., January 16, 1996.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 16, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 1524.

BRETT GRANLUND

Above request ordered transmitted to the Committee on Rules.

INTRODUCTION OF GUESTS

Assembly Member Thompson, of the 66th Assembly District, introduced his wife Donna Thompson and their son David.

Assembly Member Speier, of the 19th Assembly District, introduced Kyle Haynes, Norma Williams, Juanita Crain, Barbara McMurrich, Gayle Torres, Liz White, and Lucy Grijalva representing "Justice for Widows & Orphans of Peace Officers."

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 17, 1996, out of respect to the memory of Gwen Newman, on motion of Assembly Member Setencich; out of respect to the memory of Rev. Nels Hinman and Jack Mahan, on motion of Assembly Member Alby; out of respect to the memory of Dr. Adolph Wysocki, on motion of Assembly Member Brulte; out of respect to the memory of Margaret Leary Gualco, on motion of Assembly Member Isenberg; out of respect to the memory of Richard J. Landau and Donna M. Landau, on motion of Assembly Member Boland; out of respect to the memory of Mitchell Guarano, on motion of Assembly Member Ducheny; out of respect to the memory of Lt. John D. Sizemore, on motion of Assembly Member Rainey; out of respect to the memory of Judge Otto M. Kaus, on motion of Assembly Member Rogan; and out of respect to the memory of Peter J. Carmarlinghi and Jackie Clapp, on motion of Assembly Member Cortese.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 16, 1996

The following measures were amended in the Assembly on this day:

AB	RN
52	9600931
108	9600694
288	9600622
352	9521194
612	9600437
621	9600757
677	9600662
893	9600810
1179	9600764
1368	9600668
1492	9600665
1537	9601207
1809	9600811
1856	9600663

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 17, 1996

ONE HUNDRED FIFTY-THIRD SESSION DAY

FOUR 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
Wednesday, January 17, 1996

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 Parker reading.

ROLL CALL

The following were placed upon the morning roll call—79:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

Quorum present.

At 1:52 p.m., Hon. Tom Woods, 2nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 17, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assemblyman Trice Harvey is appointed to replace Assemblyman Peter Frusetta at today's hearing of the Appropriations Committee.

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor
Investigative Report I950038
January 17, 1996

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 investigative report concerning the California Cemetery Board (board). This report concludes that two employees of the board engaged in incompatible activities. Specifically, an official violated state laws prohibiting incompatible activities by accepting $10,237.66 in cemetery trust funds from the president of the corporate owner of cemeteries subject to board enforcement. In addition, the official made false representations and withheld information concerning these trust funds. Further, he improperly exempted the cemetery from statutory requirements. The other employee violated state laws when he accepted $3,840 from another cemetery under court-ordered receivership.

In addition, the official breached his fiduciary duty over one cemetery's trust funds by spending $6,426 for illegal and improper purposes, spending the trust's principal without court authorization, and failing to identify the trust's property as belonging to the trust. Finally, the official breached his fiduciary responsibility over trust funds in general by failing to invest the funds prudently and prepare accounting documents as required by law.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 17, 1996

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the following payments have been received by the Assembly Rules Committee in connection with the International Trade Conference on the Americas:

Source	San Gabriel Valley Commerce and Cities Consortium
Amount	Nonmonetary payment of $850.40
Purpose	International Trade Conference on the Americas

Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Department of Food and Agriculture
Amount	Nonmonetary payment of $825.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Business Network Expositions
Amount	Nonmonetary payment of $16,200.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Committee for Economic Development through Power in Regional Partnerships
Amount	Nonmonetary payment of $10,000.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Santee Dairies, Inc.
Amount	Nonmonetary payment of $150.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	The State Bar of California
Amount	Nonmonetary payment of $3,487.53
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Freedom Communications of Irvine
Amount	Nonmonetary payment of $3,160.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Norwalk Chamber of Commerce
Amount	Nonmonetary payment of $500.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Beyond Our Borders

Amount	Nonmonetary payment of $50.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Rosemead Area Chamber of Commerce and Visitor Information Center
Amount	Nonmonetary payment of $1,025.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	CM Magnetics Corporation
Amount	Nonmonetary payment of $150.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Sheraton Norwalk Hotel
Amount	Nonmonetary payment of $5,410.85
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Cerritos Community College District
Amount	Nonmonetary payment of $6,678.84
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	United Airlines Cargo
Amount	Nonmonetary payment of $5,130.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Economic Development Corporation
Amount	Nonmonetary payment of $319.62
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Hollingsead International
Amount	Nonmonetary payment of $1,243.50
Purpose	International Trade Conference on the Americas

Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Cellatroniks Via Technologies
Amount	Nonmonetary payment of $200.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Rio Hondo College
Amount	Nonmonetary payment of $1,050.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	GTE Telephone Operations
Amount	Nonmonetary payment of $138.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Southern California Gas Company
Amount	Nonmonetary payment of $2,075.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	California Manufacturers Association
Amount	Nonmonetary payment of $300.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff

Please cause this information to be printed in the Assembly Journal in accordance with HR 37.

Very truly yours,

JIM RICHARDSON
Chief Administrative Officer
Assembly Rules Committee

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:

Top Income Tax Brackets. Continuation. Revenues to Local Agencies. Initiative Statute.

Referred by the Speaker to the Committee on Revenue and Taxation.

Wesley Franklin, Director, Public Utilities Commission, San Francisco, dated January 9, 1996, relative to delay in submitting a report to the Legislature on the status of utility programs relating to manufactured homes and mobilehomes. Referred by the Speaker to the Committee on Natural Resources.

REPORTS

The following reports were presented by the Chief Clerk:

Report to the California Legislature on Approved Mandate Claims July 1, 1995–December 31, 1995 (Pursuant to Government Code Section 17600)

Above transmitted report, together with letter of transmittal from Kirk G. Stewart, Executive Director, Commission on State Mandates, Sacramento, dated January 9, 1996, referred by the Speaker to the Committee on Appropriations.

Report to the California Legislature on Denied Mandate Claims January 1, 1995–December 31, 1995 (Pursuant to Government Code Section 17601)

Above transmitted report, together with letter of transmittal from Kirk G. Stewart, Executive Director, Commission on State Mandates, Sacramento, dated January 9, 1996, referred by the Speaker to the Committee on Appropriations.

Property Tax Assessment Surveys in the Counties of Alpine, Del Norte, El Dorado, Lake, Madera, Mariposa, Nevada, Plumas, San Diego, San Joaquin, Santa Clara, Sonoma, Shasta, Trinity, Tulare, and Stanislaus. (Pursuant to Government Code Section 15646)

Above transmitted report, together with letter of transmittal from Burton W. Oliver, Executive Director, State Board of Equalization, Sacramento, dated December 29, 1995, referred by the Speaker to the Committee on Revenue and Taxation.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 17, 1996

Mr. 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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 17, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1179

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 17, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 108
Assembly Bill No. 612
Assembly Bill No. 677
Assembly Bill No. 893
Assembly Bill No. 1368
Assembly Bill No. 1492
Assembly Bill No. 1537
Assembly Bill No. 1809

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 17, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 52
Assembly Bill No. 352
Assembly Bill No. 583
Assembly Bill No. 978

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2071—Miller. An act to amend Sections 11758.40, 11758.43, and 11758.45 of, and to add Sections 11758.41, 11758.42, and 11758.44 to, the Health and Safety Code, relating to drug programs.

ASSEMBLY BILL NO. 2072—Kevin Murray. An act to add Section 1465.7 to the Penal Code, relating to vehicles.

ASSEMBLY BILL NO. 2073—Battin. An act to amend Sections 17062 and 23457 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2074—Hannigan. 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.

ASSEMBLY BILL NO. 2075—Hannigan. An act to amend Section 2892 of the Public Utilities Code, relating to telephones.

ASSEMBLY BILL NO. 2076—Burton. An act to amend Sections 12200.015, 12200.017, and 12201 of the Welfare and Institutions Code, relating to public social services.

AUTHOR'S AMENDMENTS

Committee on Insurance

January 17, 1996

Mr. 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 1861.02 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.

AUTHOR'S AMENDMENTS
Committee on Elections, Reapportionment and Constitutional Amendments

January 17, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 10

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 10—An act to add Sections 2137.3, 2137.5, 2137.7, and 14216.5 to 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 Appropriations

January 17, 1996

Mr. 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, 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

January 17, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1018

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 1018—An act to amend Section 1170.12 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.

REPORTS OF STANDING COMMITTEES

Committee on Water, Parks and Wildlife

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 363
Assembly Bill No. 748

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 Transportation

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 735

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: January 10, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 508
Assembly Bill No. 649
Assembly Bill No. 955

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 Water, Parks and Wildlife

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 360
Assembly Bill No. 474
Assembly Bill No. 619
Assembly Bill No. 1359

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CORTESE, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: January 11, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1607

With amendments with the recommendation: Amend, and do pass, as amended.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 362
Assembly Bill No. 1651

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: January 16, 1996

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 1530

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: January 16, 1996

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 403

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 Revenue and Taxation

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 916
Assembly Bill No. 1673

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 Water, Parks and Wildlife

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 1363

With the recommendation: Do pass.

CORTESE, Chairman

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 1646

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MILLER, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 779
Assembly Bill No. 1193

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: January 16, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 456
Assembly Bill No. 1081

With the recommendation: Do pass.

McDONALD, Chairwoman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 244
Assembly Bill No. 409
Assembly Bill No. 589

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 243
Assembly Bill No. 246
Assembly Bill No. 1207
Assembly Bill No. 1220

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: January 17, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 5
Assembly Bill No. 15

With the recommendation: Do pass.

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 134

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.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 698

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: January 17, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1537

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.

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. 1179 and **1856,** ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 879—An act to add Section 9025.5 to the Government Code, relating to the Legislature.

Bill read second time; amendments proposed by the Committee on Rules read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1848—An act to add Section 34051.17 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.

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. 1719, on request of Assembly Member Isenberg.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO WITHDRAW ASSEMBLY BILL NO. 528 FROM COMMITTEE CONTINUED

By unanimous consent the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services was continued until the next legislative day.

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, January 18, 1996.

CURT PRINGLE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 17, 1996

The following measures were amended in the Assembly on this day:

AB	RN
10	9601025
341	9600582
879	9601174
1018	9600715
1848	9601126

SB	RN
292	9600683

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 18, 1996

ONE HUNDRED FIFTY-FOURTH SESSION DAY

FOUR HUNDRED TENTH 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)

Vol. 3 25—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 18, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Firestone moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:55 a.m., Speaker pro Tempore Aguiar announced that the Democratic Caucus would meet in the Tom Bane Rules Committee Room, at this time.

At 8:56 a.m., Speaker Pringle announced that the Republican Caucus would meet in the Assembly Lounge.

QUORUM PRESENT

At 9:50 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Assembly Member Tom Woods, of the 2nd Assembly District:

Lord, Help us to be sober and watchful, and prepared for what You have prepared, so that we may be well disciplined in prosperity and restrained under the onset of adversity; showing great prudence and constantly rendering thanks to You, loving God.

Enable us to pass our life on earth securely and have much confidence regarding the life to come. May we all reach it, through the love and goodness of our Lord, to Whom be all glory, sovereignty and praise, now and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Sweeney, seconded by Assembly Member Thompson.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Lee.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 17, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: Please excuse me from Assembly Session on Thursday, January 18, 1996 due to legislative business in my district.

Thank you for your consideration in this matter.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 15
Assembly Bill No. 409

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1856

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, January 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 10
Assembly Bill No. 341
Assembly Bill No. 621
Assembly Bill No. 879
Assembly Bill No. 1848

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 288
Assembly Bill No. 1018

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to Assembly Rules, the following bill was referred to committee:

Assembly Bill No.	*Committee*
1524	Hum. S.

AUTHOR'S AMENDMENTS

Committee on Labor and Employment

January 18, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 434

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 434—An act to add Section 9620 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 Appropriations

January 18, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 174

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 174—An act to repeal Sections 32375 and 32376 of the Education Code, to amend Sections 11553 and 11564 of the Government Code, to repeal Sections 4400, 4401, 4402, 4403, and 24384.5 of, to repeal Article 3 (commencing with Section 4475) of Chapter 4 of Part 2 of Division 5 of, and to repeal Article 13 (commencing with Section 25250.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, to amend Section 12153 of the Public Contract Code, and to amend Sections 607, 40400, 40402, 40403, 40404, 40410, 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 Sections 40400.5, 42624, and 42625 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, and to add Division 30.1 (commencing with Section 49900) and Division 30.2 (commencing with Section 49920) to, to repeal Sections 40003, 40405, 40406, 40433, 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, and 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.

Bill read second time; author's amendments, 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

January 18, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 883

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 883—An act to amend Section 788 of the Evidence Code, relating to hearsay exceptions.

Bill read second time; author's amendments, 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

January 18, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 124
Assembly Bill No. 435
Assembly Bill No. 587

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 124—An act to amend Section 12814 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.

ASSEMBLY BILL NO. 435—An act to amend Section 3521 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.

ASSEMBLY BILL NO. 587—An act to amend Sections 17, 667, 1170.12, and 1385 of the Penal Code, and to amend Section 2 of Proposition 184, relating to sentencing, 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 Natural Resources

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 169
Assembly Bill No. 260
Assembly Bill No. 678
Assembly Bill No. 711
Assembly Bill No. 856
Assembly Bill No. 924
Assembly Bill No. 931
Assembly Bill No. 971
Assembly Bill No. 1240
Assembly Bill No. 1330
Assembly Bill No. 1376
Assembly Bill No. 1385
Assembly Bill No. 1565

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: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1285

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.

Committee on Public Safety

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 109
Assembly Bill No. 139
Assembly Bill No. 195
Assembly Bill No. 267
Assembly Bill No. 289
Assembly Bill No. 300
Assembly Bill No. 587
Assembly Bill No. 614
Assembly Bill No. 749
Assembly Bill No. 880
Assembly Bill No. 1137
Assembly Bill No. 1403
Assembly Bill No. 1734
Assembly Bill No. 1741
Assembly Bill No. 1952

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.

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 588

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BOLAND, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 988
Assembly Bill No. 1185

With the recommendation: Do pass.

BOLAND, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1387
Assembly Bill No. 1826

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 Natural Resources

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 298
Assembly Bill No. 795

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SHER, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 294

With amendments with the recommendation: Amend, and re-refer to the Committee on Public Safety.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1758

With the recommendation: Do pass.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 622
Assembly Bill No. 1745

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

NAPOLITANO, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Insurance

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 801
Assembly Bill No. 1105
Assembly Bill No. 1288
Assembly Bill No. 1365
Assembly Bill No. 1394
Assembly Bill No. 1474
Assembly Bill No. 1749
Assembly Bill No. 1754

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.

Committee on Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 180
Assembly Bill No. 410
Assembly Bill No. 851
Assembly Bill No. 1249
Assembly Bill No. 1601
Assembly Bill No. 1862

With the recommendation: Do pass.

KUEHL, Chairwoman

Above bills ordered to second reading.

Committee on Insurance

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 525

With the recommendation: Do pass.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 224

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KUEHL, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Governmental Organization

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 357

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: January 17, 1996

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 385
Assembly Bill No. 1042

With the recommendation: Do pass.

TUCKER, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 583

With amendments with the recommendation: Amend, and do pass, as amended.

KUEHL, Chairwoman

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 121
Assembly Bill No. 398
Assembly Bill No. 1251
Assembly Bill No. 1729

With the recommendation: Do pass.

KNOX, Chairman

Above bills ordered to second reading.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 269
Assembly Bill No. 572
Assembly Bill No. 656
Assembly Bill No. 1847
Assembly Bill No. 1961

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 476

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: January 16, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 926

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: January 17, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 14
Assembly Bill No. 98
Assembly Bill No. 209
Assembly Bill No. 528
Assembly Bill No. 708
Assembly Bill No. 746
Assembly Bill No. 769
Assembly Bill No. 857
Assembly Bill No. 932
Assembly Bill No. 1275
Assembly Bill No. 1350
Assembly Bill No. 1380
Assembly Bill No. 1484

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BORDONARO, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 9
Assembly Bill No. 1352

With the recommendation: Do pass.

BORDONARO, Chairman

Above bills ordered to second reading.

Committee on Labor and Employment

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 865

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 265

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BORDONARO, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1832

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KUEHL, Chairwoman

Above bill ordered to second reading.

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal, pursuant to action taken earlier this day by the Committee on Rules:

Standing Committees of the Assembly
1995–96 Regular Session

Agriculture (17)—Harvey (Chairman), Frusetta (Vice Chairman), Alpert, Bates, Battin, Bordonaro, Brown, Brulte, Cannella, Cortese, Friedman, Granlund, Hoge, Lee, McPherson, Setencich, Vasconcellos

Appropriations (21)—Poochigian (Chairman), Brown (Vice Chairwoman), Ackerman, Aguiar, Archie-Hudson, Baldwin, Bordonaro, Brewer, Burton, Cannella, Friedman, Gallegos, House, Martinez, Morrissey, Morrow, Olberg, Rogan, Takasugi, Thompson, Villaraigosa

Banking and Finance (15)—Goldsmith (Chairman), Caldera (Vice Chairman), Bowler, Brulte, Cunneen, Firestone, Friedman, Gallegos, Hannigan, Hoge, Isenberg, Kuykendall, Takasugi, Villaraigosa, Weggeland

Budget (21)—Miller (Chairman), Ducheny (Vice Chairwoman), Alby, Brown, Bustamante, Cunneen, Escutia, Figueroa, Harvey, Hawkins, Kaloogian, Knowles, Kuykendall, Margett, McDonald, Morrow, Richter, Sher, Speier, Two Republican Vacancies

Consumer Protection, Governmental Efficiency, and Economic Development (11)—Morrissey (Chairman), Knox (Vice Chairman), Baldwin, Davis, Firestone, Harvey, Isenberg, Knight, Machado, Thompson, Woods

Education (13)—Baldwin (Chairman), Mazzoni (Vice Chairwoman), Ackerman, Bates, Baugh, Boland, Bowler, Firestone, Kuehl, K. Murray, W. Murray, Thompson, Woods

Elections, Reapportionment and Constitutional Amendments (7)—McPherson (Chairman), Lee (Vice Chairwoman), Ackerman, Cortese, Hawkins, Hoge, Olberg

Environmental Safety and Toxic Materials (15)—Richter (Chairman), Bustamante (Vice Chairman), Ackerman, Alby, Baca, Boland, Caldera, Ducheny, Frusetta, Machado, Miller, Morrissey, Napolitano, Rainey, Sweeney

Governmental Organization (13)—Hoge (Chairman), Tucker (Vice Chairman), Bordonaro, Brewer, Cannella, Cortese, Granlund, Hauser, Kaloogian, Knight, McPherson, W. Murray, Takasugi

Health (19)—Granlund (Chairman), Gallegos (Vice Chairman), Aguiar, Baldwin, Battin, Bowler, Brown, Burton, Campbell, Escutia, House, Kaloogian, Margett, Morrow, W. Murray, Thompson, Tucker, Weggeland, Woods

Higher Education (13)—Firestone (Chairman), Setencich (Vice Chairman), Archie-Hudson, Baca, Baugh, Bordonaro, Bustamante, Caldera, Conroy, Cunneen, Figueroa, Knox, McPherson

Housing and Community Development (11)—Hawkins (Chairman), Campbell (Vice Chairman), Conroy, Ducheny, Harvey, Hauser, Isenberg, Margett, Napolitano, Richter, Weggeland

Human Services (7)—Bordonaro (Chairman), Figueroa (Vice Chairwoman), Bates, Baugh, Bowen, Knight, Woods

Insurance (17)—Knowles (Chairman), Cunneen (Vice Chairman), Aguiar, Archie-Hudson, Bates, Baugh, Brewer, Brulte, Conroy, Friedman, Hannigan, Harvey, Hauser, Hoge, Miller, Sweeney, Tucker

Judiciary (15)—Morrow (Chairman), Bowen (Vice Chairwoman), Alby, Battin, Baugh, Bustamante, Davis, Figueroa, Goldsmith, House, Kaloogian, Knight, Knowles, Machado, Mazzoni

Labor and Employment (5)—House (Chairman), Davis (Vice Chairwoman), Brewer, McDonald, Weggeland

Local Government (11)—Rainey (Chairman), Napolitano (Vice Chairwoman), Ackerman, Granlund, Hannigan, Knox, Kuykendall, Margett, K. Murray, Setencich, Sweeney

Natural Resources (17)—Olberg (Chairman), Ackerman (Vice Chairman), Baldwin, Boland, Cannella, Lee, Machado, McDonald, Miller, Poochigian, Richter, Rogan, Sher, Speier, Sweeney, Thompson, Woods

Public Employees, Retirement and Social Security (7)—Kaloogian (Chairman), Burton (Vice Chairman), Ackerman, Bustamante, Cortese, Knowles, Richter

Public Safety (15)—Boland (Chairwoman), Goldsmith (Vice Chairman), Alby, Alpert, Bowen, Bowler, Granlund, House, Lee, Martinez, Napolitano, Rainey, Rogan, Sher, Vasconcellos

Revenue and Taxation (9)—Takasugi (Chairman), Kuehl (Vice Chairwoman), Baldwin, Caldera, Cunneen, Davis, Frusetta, Kaloogian, Knowles

Rules (12)—Pringle (Chairman), Burton (Vice Chairman), Aguiar, Alby, Battin, Brewer, Escutia, Knight, Lee, K. Murray, Thompson, Democrat Vacancy

Televising the Assembly and Information Technology (3)—Woods (Chairman), Alpert (Vice Chair), Battin

Transportation (17)—Bowler (Chairman), Baugh (Vice Chairman), Aguiar, Brewer, Campbell, Escutia, Firestone, Hauser, Knight, Margett, Mazzoni, Morrow, Napolitano, Rainey, Speier, Vasconcellos, Villaraigosa

Utilities and Commerce (13)—Conroy (Chairman), Kuykendall (Vice Chairman), Alby, Archie-Hudson, Brulte, Cortese, Hawkins, House, Isenberg, Martinez, Morrissey, W. Murray, Weggeland

Water, Parks and Wildlife (13)—Cortese (Chairman), Margett (Vice Chairman), Baca, Battin, Ducheny, Frusetta, Hawkins, Kuehl, K. Murray, Olberg, Poochigian, Setencich, Thompson

Subcommittees of the Assembly Standing Committees
1995–96 Regular Session

BUDGET

No. 1—Health and Human Services—Alby (Chairwoman) and vacancies

No. 2—Education Finance—Richter (Chairman) and vacancies

No. 3—Resources—Kaloogian (Chairman) and vacancies

No. 4—State Administration—Kuykendall (Chairman) and vacancies

No. 5—Information Technology—Cunneen (Chairman) and vacancies

GOVERNMENTAL ORGANIZATION

Veterans' Affairs—Knight (Chairman) and vacancies

PUBLIC SAFETY

Juvenile Justice—Goldsmith (Chairman) and vacancies

The following communications relative to procedure for office move selection were presented to the Chief Clerk and ordered printed in the Journal:

Office Assignments
January 18, 1996

COMMITTEE: 3 Rules Committee Members
Marilyn Brewer (R) Chair
Pete Knight (R)
John Burton (D)

PURPOSE: Allocate Office Space Under the New Republican Leadership

GOAL: Establish a Procedure Under Term Limits that Equitably Distributes Office Space with the Following Priority Selections:

A.) Assembly Leadership +
1. Speaker of the House
2. Speaker pro-Tem
3. Majority Floor Leader
4. Minority Floor Leader

B.) Committee Chairs *
1. Vice Chair of Appropriations
2. Vice Chair of Budget

C.) Majority Caucus Chair
Minority Caucus Chair

D.) Rules Members **
E.) Former Republican Leader
F.) Members of the House ***

---

* Committee offices will be selected and determined by space and staffing needs. Committee offices will become permanent. Chairs will be assigned to those designated offices.
** In Category #D, selections will be made first by the majority party, followed by the minority party.
*** In Category #F, priority will be given to senior members, followed by sophomores and freshmen. A priority listing will be maintained for future vacancies.
+ All offices in the historical section of the Capitol will be at the Speaker's discretion.

MEMORANDUM

Date: January 18, 1996
From: Jim Richardson, CAO
To: All Assembly Members and Staff
Subject: Office Moves

In order to move Assembly Members and staff in a timely and efficient manner, the Assembly Rules Committee has compiled a list of items that we hope will answer some typical questions, and advise you of overall move procedures.

Office Assignment Policy

A Task Force of Rules Committee members have developed a procedure that would allow for the equitable distribution of office space. After numerous meetings, it was agreed that the most effective use of space would be to assign certain offices as committee offices, i.e. Room 3016 as the Rules Committee office. These offices would then be retained as the permanent committee office for a particular committee and, in the future, only the Chairpersons of the committees would rotate. It was also agreed that in fairness to senior members of the Assembly that the selection of their offices would be based on seniority. However, in order to facilitate a move toward a complete lottery system, the sophomore and freshman classes would proceed to select offices based upon their lottery draw. The draw will occur within the two classes (sophomore and freshmen), regardless of party, with the members drawing alphabetically. Members whose terms expire in the year 1998 are considered Sophomores; members whose terms expire in 2000 are considered Freshmen. Once the lottery is completed, each member will have a set period of time to select from a list of available offices. Once that is completed, the move will begin.

Office Move Procedure

How the move will take place is as follows:

Each office will be provided with boxes, bubble wrap and room labels. The labels will be provided to more easily identify to the movers your new location. Please clearly print your new room number, your member's last name and your full name on each label.

All offices should be packed and ready to move at their scheduled time. A schedule of expected move times will be provided.

Committee Offices

Committee Offices will be the first to move. ALL committee equipment (computers, phones, file cabinets, etc.) must remain in the designated committee office. No exceptions!! The movers will have a list of names regarding who is considered personal staff and committee staff to insure that committee equipment is not inadvertently removed.

Personal Offices

NO FURNITURE WILL BE MOVED. Only personal file cabinets, files, chairs, typewriters, computers, water coolers, microwaves, refrigerators, personal pictures, and plants will move. As bookcases will remain in your previous offices, please remember to pack all items within those bookcases. Personal office file cabinets will be moved FULL, therefore, there is no need to remove and pack files separately.

Any additional furniture needed or furniture rearranging will be taken care of after all moves are completed. Please do not attempt to move furniture on your own.

If you acquire an office without the West and Deering Code books, arrangements will be made to supply a set to you after the move has been complete.

Personal Staff Computers

Computers will be the first items moved from your office. It is important that you log off and have your equipment labeled. Your computer will be reinstalled in your new *permanent* office. PLEASE NOTE: INDIVIDUALS PLACED IN A TEMPORARY SPACE WILL NOT HAVE COMPUTER ACCESS.

Once you have reached your permanent location, please be sure that your computer is set up in its proper location in the office. This will help cut down on computers having to be relocated later. Printers will NOT be moved.

Also, please inform District Office staff that during the move, there may be a delay in service when contacting the help desk. Due to the magnitude of the move, a large majority of the ACS staff will be working on the move in the Capitol building. Therefore, please be patient!!!!

(NOTE: CLEARLY LABEL CPU, MONITOR, KEYBOARD, AND MOUSE WITH YOUR *FULL* NAME AND NEW OFFICE NUMBER.)

Telephones

Phone and fax lines will be moved in conjunction with your office move. Please do not move any of the phones, fax machines, squawk

boxes, or answer machines on your own. Telecommunications will handle all moves. However, please note that each member will retain their same phone and fax number.

Voice mail will be up and running as soon as possible. Also, headsets are considered personal items that should be moved to your new location with other personal supplies.

Again, please remember to label all equipment with your new room number, member's last name, and your full name.

Keys

ALL offices will be re-keyed by the Sergeants office. You will be re-issued keys as soon as possible. If, in the event you are locked out, the Sergeants will open your door for you with a valid Assembly ID card.

IMPORTANT NOTE: ALL BOXES, PERSONAL ITEMS, PERSONAL OFFICE EQUIPMENT, AND PICTURES SHOULD BE LABELED.

Procedure for Office Move Selection

Leadership and Committee Chairs will have preassigned rooms (see attached).

The second level of office assignments is reserved for Rules Committee members starting with the majority party. Therefore, the following members will have a set period of time (10 minutes) to select a room. The order should go as follows:

Pringle, Chairman of Rules Committee
Aguiar
Knight
Alby
Battin
Brewer
Thompson

Following the majority party will be the minority members of the Rules Committee. The order should go as follows:

Burton, Vice Chair of Rules Committee
Hannigan
Lee
Escutia
Kuehl

Once Rules Committee Members have chosen their offices, Mr. Brulte will be allowed as Former Republican Leader to select an office.

We will then proceed to the Senior class. Senior members of the house will select an office based on their seniority. Therefore, the order should go as follows:

Vasconcellos
Bates
Campbell
Sher
Hauser
Isenberg
Speier
Murray, W.
Tucker
Cannella
Alpert
Archie-Hudson
Friedman

In the case where two or more members were elected at the same time, the members will draw to see who selects first.

Once the Seniors have selected their office, the remaining membership will participate in a lottery. The lottery will begin with members of the Sophomore party drawing a lottery number. The order of the draw will occur alphabetically starting at Baca and proceeding as follows:

Baca
Bowen
Caldera
Martinez
McDonald
Napolitano
Weggeland

Once the order of selection based upon the draw is determined, each member will have ten minutes to review and select an office from a list of available spaces.

The Freshmen class will proceed exactly as the Sophomore class with Ackerman heading up the Freshmen draw. The Freshmen order will proceed as follows:

Ackerman
Baugh
Cunneen
Davis
Figueroa
Gallegos
Knox
Kuykendall
Machado
Margett
Mazzoni
Murray, K.
Setencich
Sweeney
Villaraigosa

Again, once the order of selections is determined, each member will have ten minutes to review and select an office.

Moves will begin.

Potential Problem:

If a member decides not to participate in the lottery, the member forfeits their place in the draw. The Minute Clerk will then proceed to draw a number for the member and the members caucus will determine based upon their order in the lottery the location of their new office.

This is the procedure, if you have any questions, please contact me at (916) 445-7222.

Office Assignments

Speaker of the Assembly	Room 219
Speaker Pro Tempore	Room 319
Majority Floor Leader	Room 3160
Minority Floor Leader	Room 3146/3132
Majority Caucus Chair	Room 5016
Minority Caucus Chair	Room 2188

Committee Rooms

Agriculture	Room 5136
Appropriations	Room 2114
V. Chair—Approp	Room 3013
Banking & Finance	Room 2136
Budget	Room 6026
V. Chair—Budget	Room 6025
Consumer Protection, Gov't Efficiency & Economic Development	Room 4140/4121
Education	Room 3123
Elections, Reapportionment & Constitutional Amendments	Room 3091
Environmental Safety & Toxic Materials	Room 448
Gov't Organization	Room 3104
Health	Room 6005
Higher Education	Room 2148
Housing & Community Development	Room 2003
Human Services	Room 3120
Insurance	LOB/Room 2196
Judiciary	Room 6027/6028
Labor & Employment	Room 2141
Local Government	Room 3173
Natural Resources	Room 4112
Public Employees, Retirement & Social Security	Room 2163
Public Safety	LOB/Room 4126
Revenue & Taxation	Room 2013
Rules	Room 3016
Televising the Assembly	Room 4098/4091 (shared)
Transportation	Room 4016
Utilities & Commerce	Room 2117
Water, Parks & Wildlife	Room 6031

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Kuehl, Burton, Archie-Hudson, and Richter were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Congresswoman Barbara Jordan.

Moment of Silence Observed

Assembly Member Archie-Hudson was granted unanimous consent that the Assembly observe a moment of silence out of respect to the memory of former Congresswoman Barbara Jordan.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 18, 1996

Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California

Dear Dotson, I am pleased to announce the following Assembly Members were elected by the Republican Caucus to serve in the following Republican leadership positions.

Hon. Jim Battin Majority Caucus Chair
Hon. Bruce Thompson Assistant Majority Leader
Hon. Keith Olberg Assistant Majority Leader
Hon. Steve Kuykendall Majority Whip
Hon. Tom Bordonaro Assistant Whip

Sincerely,

JAMES E. ROGAN
Majority Leader

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 Annabelle Simon Cahn, of Bakersfield; and Daniel Bryant, of Folsom.

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 Suzanne Rodkin, of Los Angeles.

Assembly Member Escutia was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Denise Castro, a first grader from Elizabeth Elementary School in Cudahy.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member McPherson announced that the Committee on Elections, Reapportionment and Constitutional Amendments would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent that Mrs. Eva S. Perez, of La Puente, a newly naturalized U.S. citizen from his district be honored.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Woods announced his intention to request that Assembly Bill No. 1202 be removed from the inactive file.

BILLS STRICKEN FROM FILE

Assembly Member Woods was granted unanimous consent that House Resolution No. 29 be stricken from file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bordonaro was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting upon adjournment of Floor session, in Room 127, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1524 and 1495 for hearing.

Assembly Member Harvey was granted unanimous consent that the Committee on Agriculture be permitted to hold a special meeting upon adjournment of Floor session, in the Tom Bane Rules Committee Room, upon adjournment of the Committee on Elections, Reapportionment and Constitutional Amendments, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1221 for hearing.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:12 a.m., by unanimous consent, the members of the Committee on Elections, Reapportionment and Constitutional Amendments 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
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 735—An act to add Section 5073 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.

ASSEMBLY BILL NO. 508—An act to add Section 51220.6 to the Education Code, relating to domestic violence prevention 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.

ASSEMBLY BILL NO. 649—An act to add and repeal Section 51219 to the Education Code, relating to pupil testing.

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.

ASSEMBLY BILL NO. 955—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 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.

ASSEMBLY BILL NO. 1607—An act to amend Section 13102 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.

ASSEMBLY BILL NO. 403—An act to repeal Section 53076 of the Government Code, and to amend Section 25296 of the Health and Safety Code, relating to underground storage tanks.

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.

ASSEMBLY BILL NO. 916—An act to amend Sections 24344, 24411, and 25110 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 Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1673—An act to add Sections 18032, 18152, 24916.5, and 24996 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.

ASSEMBLY BILL NO. 1363—An act to add Section 4191 to the Fish and Game Code, relating to mountain lions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 456—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 second time, and ordered to third reading.

ASSEMBLY BILL NO. 1081—An act to amend Section 7073 of, and to add Section 7073.8 to, the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 244—An act to amend Section 27803 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 409—An act to amend Section 14007.1 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 589—An act to amend Sections 3001 and 3057 of the Penal Code, relating to parole.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 243—An act to amend Section 7073 of the Government Code, relating to enterprise zones.

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. 246—An act to amend Sections 48900, 48915.2, and 48918 of, and to add Section 48915.2 to, the Education Code, and to add Section 827.1 to the Welfare and Institutions Code, relating to pupil expulsion.

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. 1207—An act to add and repeal Sections 17052.19 and 23617.7 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. 1220—An act and to repeal and add Section 45023 of, and to repeal Section 45028 of, the Education Code, and to amend Section 3543.2 of the Government Code, relating to certificated 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.

ASSEMBLY BILL NO. 5—An act to add Section 53087 to the Government Code relating to local agencies.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 15—An act to amend Section 31000 of the Government Code, relating to county contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 134—An act to amend Sections 26604 and 26663 of, and to repeal Part 4 (commencing with Section 27820) of Division 2 of Title 3 of, the Government Code, relating to local government.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1537—An act to amend Section 21635 of, to amend and renumber Section 21373 of, and to add Sections 21552 and 21553 to, the Government Code, and to add Section 4856 to the Labor Code, relating to public employees.

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
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 528 FROM COMMITTEE CONTINUED

By unanimous consent, the motion to withdraw Assembly Bill No. 528 from the Committee on Human Services was continued until the next legislative day.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the office space lottery would commence on the Assembly Floor, at 11 a.m. today.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:15 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2077—Miller. An act to amend Section 337.15 of the Code of Civil Procedure, relating to civil actions.

ASSEMBLY BILL NO. 2078—Kevin Murray and Willard Murray. An act to amend Sections 11401, 11402, 11404, 11404.1, and 11405 of, and to add Section 11404.2 to, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 2079—Kevin Murray. An act to amend Sections 11351, 11351.5, 11377, 11378, and 11379 of, and to add Sections 11377.1, 11378.1, and 11379.1 to, the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2080—McPherson. An act to amend Section 115915 of the Health and Safety Code, relating to public beaches.

ASSEMBLY BILL NO. 2081—Conroy (Principal coauthor: Morrow) Ackerman, Baldwin, Battin, Harvey, Kaloogian, Margett, and Richter (Senators Haynes, Hurtt, and Lewis, coauthors). An act to add and repeal Section 31000.05 of the Government Code, relating to county contracts.

ASSEMBLY BILL NO. 2082—Conroy. An act to amend Section 3604 of the Penal Code, relating to the death penalty.

ASSEMBLY BILL NO. 2083—Miller. An act to add Chapter 1.5 (commencing with Section 21700) to Part 3 of Division 2 of the Public Contract Code, relating to local agencies.

ASSEMBLY BILL NO. 2084—Richter and Margett (Senator Leonard, coauthor). An act to add Section 29530.8 to the Government Code, relating to local government finance.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 34—Conroy. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8 to Article XX thereof, relating to limits on terms of elected officers.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 49—Caldera. Relative to banking.

ASSEMBLY CONCURRENT RESOLUTION NO. 50—Speier (Senator Kopp, coauthor). Relative to the Blue Star Memorial Highway.

ASSEMBLY JOINT RESOLUTION NO. 49—Conroy. Relative to the reimbursement of the State of California for moneys actually expended in aid of the Government of the United States during the Civil War.

AUTHOR'S AMENDMENTS

Committee on Judiciary

January 18, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1073

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

ASSEMBLY BILL NO. 1073—An act to add Section 3284 to the Civil Code, relating to liability.

Bill read 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 Agriculture

Date of Hearing: January 18, 1996

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 1221

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.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: January 18, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 10

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 Human Services

Date of Hearing: January 18, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1495

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BORDONARO, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 18, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1524

With amendments with the recommendation: Amend, and do pass, as amended.

BORDONARO, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 18, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1418

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bill ordered to unfinished business file.

OFFICE SPACE BY LOTTERY DRAW

The following designation of office space as determined by lottery drawing was presented by the Chief Clerk and ordered printed in the Journal:

Members of Rules Committee

Republican	Room
Knight	4005
Alby	5155
Brewer	3126
Thompson	4146
Democrat	
Burton, Vice Chair	3152
Lee	5119
Escutia	2179
Kevin Murray	4167
Vacancy (Selected by Minority Floor Leader Katz)	5150

Former Republican Leader

Brulte	2176

House Members by Seniority

(NOTE: Parenthetical notations refer to order of lottery draw.)

Senior Members	Room
Vasconcellos	4117
Bates	5135
Hannigan	4144
Campbell	6012
Sher	4158
Hauser	4130
Isenberg	4164
Speier	3151
W. Murray	2175
Tucker	2137
Cannella	4139
Alpert	2170
Archie-Hudson	5144
Friedman	4162
Sophomore Members	
(5) Baca	3098
(4) Bowen	2158
(6) Caldera	3141
(3) Martinez	6011
(2) McDonald	2160
(7) Napolitano	5164
(1) Weggeland	2130
Freshmen	
(13) Ackerman	4116
(14) Baugh	4009
(9) Cunneen	4102
(2) Davis	5160
(4) Figueroa	2174
(1) Frusetta	5158
(5) Gallegos	2111
(6) Knox	3147
(3) Kuehl	5128
(8) Kuykendall	2016
(10) Machado	5175
(16) Margett	4015
(12) Mazzoni	2002
(15) Setencich	4017
(11) Sweeney	4177
(7) Villaraigosa	4153

INTRODUCTION OF GUESTS

Assembly Member Margett, of the 59th Assembly District, introduced Carol Englehardt and Judy Francis of La Habra Heights.

Assembly Member Baugh, of the 67th Assembly District, introduced Bob and Pauline Pearce of Redding.

Assembly Members Bustamante and Harvey introduced guests representing the California Agricultural Production Consultants Association.

Assembly Member Gallegos, of the 57th Assembly District, introduced Pat S. Miranda of Irwindale.

ADJOURNMENT

At 4:45 p.m., the Assembly adjourned until 3 p.m., Monday, January 22, 1996, out of respect to the memory of Annabelle Simon Cahn and Daniel Bryant on motion of Assembly Member Harvey; out of respect to the memory of former Congresswoman Barbara Jordan, on motion of Assembly Members Kuehl, Burton, Archie-Hudson, and Richter; out of respect to the memory of Suzanne Rodkin, on motion of Assembly Member Villaraigosa; and out of respect to the memory of Denise Castro, on motion of Assembly Member Escutia.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 18, 1996

The following measures were amended in the Assembly on this day:

AB	RN
124	9600604
243	9601213
246	9600906
403	9601152
435	9601440
508	9600919
587	9600226
649	9600960
735	9601128
883	9535097
916	9600834
955	9600935
1073	9601256
1207	9601028
1220	9521188
1537	9601487
1607	9601125
1673	9600840

SB	RN
174	9601292
434	9601001

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 22, 1996

ONE HUNDRED FIFTY-FIFTH SESSION DAY

FOUR 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
Monday, January 22, 1996

The Assembly met at 3:05 p.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 3:06 p.m., Speaker pro Tempore Aguiar placed a quorum call upon the Assembly.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 3:16 p.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O God, Grant us faith invincible, hope unshakable, love unfeigned; bless our comings and our goings, our deeds and works, our words and desires. Grant also, O Lord that we may come to the close of this day, praising Your ineffable bounty.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Olberg 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 Setencich, seconded by Assembly Member Davis.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member McDonald.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 19, 1996

Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request that I be excused from Session on Monday, January 22, 1996 due to legislative business.

Thank you in advance for your consideration.

Sincerely,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

REPORTS

The following reports were presented by the Chief Clerk:

Commission on Peace Officer Standards and Training, Letter Complying with the Permit Reform Act of 1981 (Pursuant to Government Code Section 15378)

Above transmitted report, together with letter of transmittal from Norman C. Boehm, Executive Director, Commission on Peace Officer Standards and Training, Sacramento, dated January 8, 1996, referred by the Speaker to the Committee on Public Safety.

**State Teachers' Retirement System,
Quarterly Report of System Assets, as of September 30, 1995
(Pursuant to Education Code Section 22358)**

Above transmitted report, together with letter of transmittal from James D. Mosman, Chief Executive Officer, State Teachers' Retirement System, Sacramento, dated January 9, 1996, referred by the Speaker to the Committee on Pubic Employees, Retirement and Social Security.

**1995 Fourth Quarter, 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. Schulte, Director, Safety and Enforcement Division, Public Utilities Commission, San Francisco, dated January 5, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

**Audit Report, on Expenditures
from the Public Utilities Transportation Rate Fund
and the Public Utilities Transportation Reimbursement Account,
for the Fiscal Year 1994–95
(Pursuant to Public Utilities Code Sections 421(f) and 5012)**

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated January 15, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

**1994–95 Annual Minority, Women and Disabled Veteran
Business Participation Report**

Above transmitted report, together with letter of transmittal from M. David Stirling, Chief Deputy Attorney General, Office of the Attorney General, Sacramento, dated December 21, 1995, referred by the Speaker to the Committee on Utilities and Commerce.

**Department of Corrections, Notice of Emergency Bed Housing Project
(Pursuant to Government Code Section 14681.5)**

Above transmitted report, together with letter of transmittal from G. Kevin Carruth, Deputy Director, Planning and Construction Division, Department of Corrections, Sacramento, dated December 5, 1996, referred by the Speaker to the Committee on Public Safety.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 22, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 243
Assembly Bill No. 246
Assembly Bill No. 1207
Assembly Bill No. 1220
Assembly Bill No. 1607

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 22, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 124
Assembly Bill No. 403
Assembly Bill No. 435
Assembly Bill No. 508
Assembly Bill No. 587
Assembly Bill No. 649
Assembly Bill No. 735
Assembly Bill No. 883
Assembly Bill No. 916
Assembly Bill No. 955
Assembly Bill No. 1073
Assembly Bill No. 1537
Assembly Bill No. 1673

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2085—Rogan. An act to amend Sections 11160, 11161.9, and 11162.5 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2086—Knowles. An act to amend Section 4660 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2087—Battin. An act to amend Section 2933.6 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 2088—Alpert. An act to amend Sections 25121 and 25124 of the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 2089—Cortese. An act to add Section 2611.7 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2090—Bordonaro (Senator O'Connell, coauthor). An act to amend Section 2602 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 51—Katz, Bates, Harvey, Hauser, and Rainey, (Senators Hughes, Killea, and O'Connell, coauthors). Relative to proclaiming the Week of the School Administrator.

AUTHOR'S AMENDMENTS

Committee on Appropriations

January 22, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1670

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 1670—An act to amend Sections 17053.8, 17053.11, 17053.46, 23622, 23623, and 23646 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 Judiciary

January 22, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 372
Assembly Bill No. 1094

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

ASSEMBLY BILL NO. 372—An act to amend Section 2941 of the Civil Code, relating to mortgages.

Bill read 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. 1094—An act to add Section 11424 to the Business and Professions Code, relating to real estate appraisers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

RECEIPT FOR REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received on Friday, January 19, 1996 pursuant to the provisions of Joint Rule 61:

Committee on Education

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1306
Assembly Bill No. 1623

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.

Committee on Education

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1724

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bowler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Andrew "Andy" Mackis, of Sacramento, father of Assembly Sergeant George Mackis.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member McPherson was granted unanimous consent that Senate Bill No. 174 be withdrawn from the Committee on Appropriations and re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Takasugi announced his intention to request that Assembly Bill No. 1286 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 Richard C. Manning, of Granada Hills.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that photographs for the *"California State Assembly"* publication would be taken on the Assembly Floor, on Thursday, January 25, 1996.

CONSIDERATION OF SENATE BILL NO. 611 BY UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent to take up Senate Bill No. 611, out of order, for purpose of amendment.

SENATE BILL NO. 611 (Killea)—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 8855, 8856, 8857, 15430, 15431, 15432, 15433, 15436, 15438, 15438.5, 15439, 15440, 15449, 15451, 15451.5, 15452, 15459, 16310, 16429.3, 16774, 91504, 91531, 91532, and 91533 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, to 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, 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 repeal Section 51360 of, and to repeal Division 27 (commencing with Section 44500) of, the Health and Safety Code, and to repeal Division 16 (commencing with Section 26000) of, and Division 22 (commencing with Section 32000) of, the Public Resources Code, relating to state and local finance, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Poochigian moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 528 FROM COMMITTEE WAIVED

Assembly Member Margett waived his motion to withdraw Assembly Bill No. 528 from the Committee on Human Services.

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. 1607, 243, 246, 1207, and **1220,** ordered to third reading.

(NOTE: Later this day Assembly Bill No. 1607 was re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 988—An act to amend Section 1324 of, and to repeal Section 1324.1 of, the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1185—An act to add Section 828.2 to the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1387—An act to add Section 452.5 to the Evidence Code, and to add Sections 69844.5, 71280.5, and 76003 to the Government Code, relating to 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.

ASSEMBLY BILL NO. 1826—An act to amend Section 191.5 of the Penal Code, and to amend Sections 23170 and 23171 of, and to repeal Sections 23175 and 23176 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.

ASSEMBLY BILL NO. 298—An act to amend Sections 21157 and 21157.1 of, and to add Sections 21104.1 and 21158.6 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.

ASSEMBLY BILL NO. 795—An act to amend Section 40406 of, and to add Section 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.

ASSEMBLY BILL NO. 294—An act to amend Section 830.2 of the Penal Code, relating to peace officers, 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 Public Safety.

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, and ordered to third reading.

(NOTE: Later this day Assembly Bill No. 1758 was re-referred to the Committee on Appropriations.)

ASSEMBLY BILL NO. 180—An act to amend Section 4055 of the Family Code, relating to family law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 410—An act to amend Section 1151 of the Evidence Code, relating to evidence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 851—An act to add Chapter 10 (commencing with Section 24201) to Division 11 of the Food and Agricultural Code, relating to equines.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1249—An act to amend Section 340.2 of the Code of Civil Procedure, relating to the commencement of actions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1601—An act to add Section 1714.46 to the Civil Code, relating to product liability.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1862—An act to amend Section 3295 of, and to add Section 3294.5 to, the Civil Code, relating to exemplary damages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 525—An act to amend Section 3352 of the Labor Code, and to add Section 634 to the Unemployment Insurance Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 385—An act to amend Section 25761 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1042—An act to add Section 24013.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 583—An act to add Chapter 5 (commencing with Section 16100) to, and to repeal Chapter 1 (commencing with Section 15001) of, Title 2 of the Corporations Code, relating to partnerships.

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.

ASSEMBLY BILL NO. 121—An act to add Section 35169 to the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 398—An act to amend Section 1198 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1251—An act to amend Section 6304.5 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1729—An act to add Article 12 (commencing with Section 1064) to Chapter 4 of Division 8 of the Evidence Code, relating to evidence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 926—An act to amend Sections 11009 and 11553 of the Government Code, relating to state government.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 9—An act to amend Sections 17000 and 17107 of, to add Section 17000.1 to, and to repeal Sections 17000.5, 17000.6, 17001, 17001.5, 17020, 17030, and 17030.1 of, the Welfare and Institutions Code, relating to general assistance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1352—An act relating to public social services.

Bill read second time, and ordered to third reading.

(NOTE: Later this day Assembly Bill No. 1352 was re-referred to the Committee on Appropriations.)

ASSEMBLY BILL NO. 865—An act to amend Sections 1720.4, 1723, 1770, 1771, 1773, and 1775 of the Labor Code, relating to public works.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1832—An act to amend Section 270d of, and to add Section 270i to, the Penal Code, relating to support orders.

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.

ASSEMBLY BILL NO. 1524—An act to amend Section 361.5 of the Welfare and Institutions Code, relating to parental rights.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 22, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 410	Assembly Bill No. 1251
Assembly Bill No. 851	Assembly Bill No. 1601
Assembly Bill No. 1249	Assembly Bill No. 1862

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bills were ordered re-referred to the Committee on Appropriations:

Assembly Bills Nos. 1607, 1352, and 1758.

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 Bills Nos. 1306, 1623, and 1724 for hearing in the Committee on Appropriations on Wednesday, January 24, 1996.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Assembly Bills Nos. 932 and 1484, be withdrawn from the Committee on Appropriations and placed on the second reading file.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Poochigian was granted unanimous consent that Assembly Bill No. 1081 be referred from the third reading file to the Committee on Appropriations.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Willard Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of accomplished jazz musician Gerry Mulligan.

RECESS

By unanimous consent, at 3:35 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 3:36 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENTS

Assembly Member Knowles announced that a briefing meeting for new committee chairs would be held on Thursday, January 25, 1996 from 1–3 p.m. in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until Thursday, January 25, 1996.

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. 1202, on request of Assembly Member Woods.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:37 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Insurance

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 607 Assembly Bill No. 1650
Assembly Bill No. 1106 Assembly Bill No. 1752

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 Revenue and Taxation

Date of Hearing: January 9, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 252

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.

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 90

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 Veterans Affairs

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 841

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BACA, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 553

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 Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1058

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KUEHL, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 127
Assembly Bill No. 380
Assembly Bill No. 892

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 Human Services

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 707
Assembly Bill No. 1322
Assembly Bill No. 1723
Assembly Bill No. 1980

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BORDONARO, Chairman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1357

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: January 17, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1675

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VILLARAIGOSA, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: January 22, 1996

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 36

With the recommendation: Be adopted.

PRINGLE, Chairman

Above resolution ordered on file.

Committee on Public Safety

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 881

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 Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1353

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KUEHL, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 101
Assembly Bill No. 780
Assembly Bill No. 781
Assembly Bill No. 782
Assembly Bill No. 783
Assembly Bill No. 784

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 Labor and Employment

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1195

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 22, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1483
Assembly Bill No. 1496

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered to unfinished business file.

Senate Chamber, January 22, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1313

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 22, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 798

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 798—An act to amend Section 19881 of the Health and Safety Code, relating to heaters.

INTRODUCTION OF GUESTS

Assembly Member Battin, of the 80th Assembly District, introduced former Member of the Assembly Robert J. Hayes.

Assembly Member Brulte, of the 63rd Assembly District, introduced Glenn Elssmann, City Councilman of Loma Linda.

Assembly Member Cannella, of the 26th Assembly District, introduced Sam Armentrout, Mayor of Madera.

ADJOURNMENT

At 3:37 p.m., the Assembly adjourned until 7 a.m., Tuesday, January 23, 1996, out of respect to the memory of Andrew "Andy" Mackis, on motion of Assembly Member Bowler; out of respect to the memory of Richard C. Manning, on motion of Assembly Member Boland; and out of respect to the memory of Gerry Mulligan, on motion of Assembly Member Willard Murray.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 22, 1996

The following measures were amended in the Assembly on this day:

AB	RN
294	9535340
298	9600772
372	9601380
583	9601186
795	9600856
865	9601212
926	9601405
1094	9601734
1387	9601060
1524	9535031
1670	9600714
1826	9601184
1832	9601974

SB	RN
611	9600697

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 23, 1996

ONE HUNDRED FIFTY-SIXTH SESSION DAY

FOUR 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
Tuesday, January 23, 1996

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—78:

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

Quorum present.

At 12:20 p.m., Hon. Tom Woods, 2nd 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 Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member McDonald.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 23, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assemblyman Larry Bowler is appointed as an Ex-Officio Member to the California Transportation Commission, as authorized by Government Code, Section 14500 et seq. This appointment reflects Mr. Bowler's recent appointment as the Chairman of the Assembly Transportation Committee.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following communications were presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting revised copies of the ballot title, summary, and label, March 26, 1996, Primary Election Ballot, for the following Proposition in accordance with Justice Puglia's order of January 2, 1996, and in accordance with Elections Code Sections 9050–9051, 13280–13281, and 13247, and Government Code Sections 88002–88003:

Proposition 199 Limits on Mobilehome Rent Control.
Low-Income Rental Assistance.
Initiative Statute
(Revised January 2, 1996 pursuant to an Appellate Court Order/Stay)

Referred by the Speaker to the Committees on Housing and Community Development and Elections, Reapportionment and Constitutional Amendments.

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting supplemental ballot pamphlet titles, summaries, and labels, March 26, 1996, Primary Election Ballot, for the following Propositions in accordance with the provisions of Chapter 1, Statutes of 1996 (AB 1168), Chapter 2, Statutes of 1996 (AB 680), and in accordance with Elections Code Sections 9050–9051, 13280–13281, and 13247, and Government Code Sections 88002–88003:

Proposition 192
Seismic Retrofit Bond Act of 1996
Chapter 2, Statutes of 1996 (AB 680)

Referred by the Speaker to the Committee on Appropriations and Elections, Reapportionment and Constitutional Amendments.

Proposition 203
Public Education Facilities Bond Act of 1996
Chapter 1, Statutes of 1996 (AB 1168) Chapter 2, Statutes of 1996 (AB 680)

Referred by the Speaker to the Committee on Appropriations and Elections, Reapportionment and Constitutional Amendments.

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:

Education. Four District Pilot Program. Advancement by Test. Vouchers for Private Schools. Initiative Statute.

Referred by the Speaker to the Committee on Education.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2091—Alpert and Davis. An act to add Section 23824.1 to the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2092—Mazzoni. An act to amend Sections 7150.1, 7151, 7151.5, 7152, 7153, 7154, and 7184 of, and to add Section 7165 to, the Health and Safety Code, to add Article 14 (commencing with Section 18850) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, and to amend Section 1672 of the Vehicle Code, relating to organ donation.

ASSEMBLY BILL NO. 2093—Hauser. An act to amend Section 3003 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 2094—Cunneen. An act to amend Section 17039 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 23, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 583
Assembly Bill No. 1524

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 23, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 36

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, January 23, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 294
Assembly Bill No. 298
Assembly Bill No. 372
Assembly Bill No. 795
Assembly Bill No. 865
Assembly Bill No. 926
Assembly Bill No. 1094
Assembly Bill No. 1387
Assembly Bill No. 1670
Assembly Bill No. 1826
Assembly Bill No. 1832

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REPORTS OF STANDING COMMITTEES

Committee on Utilities and Commerce

Date of Hearing: January 22, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1914

With amendments with the recommendation: Amend, and do pass, as amended.

CONROY, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 165

With amendments with the recommendation: Amend, and do pass, as amended.

SHER, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1977

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: January 16, 1996

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 582
Assembly Bill No. 894
Assembly Bill No. 1002

With amendments with the recommendation: Amend, and do pass, as amended.

KNOWLES, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 255

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 154

With amendments with the recommendation: Amend, and do pass, as amended.

BORDONARO, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 616

With amendments with the recommendation: Amend, and do pass, as amended.

NAPOLITANO, Chairwoman

Above bill ordered to second reading.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 1625

With amendments with the recommendation: Amend, and do pass, as amended.

NAPOLITANO, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1017

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Health

January 17, 1996

Mr. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 480

GRANLUND, Chairman

Above bill ordered filed with the Chief Clerk.

January 17, 1996

Mr. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1162

GRANLUND, Chairman

Above bill ordered filed with the Chief Clerk.

January 17, 1996

Mr. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1210

GRANLUND, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Transportation

January 8, 1996

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 740

Assembly Bill No. 1457

VILLARAIGOSA, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Housing and Community Development

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 1784

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

NAPOLITANO, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: January 23, 1996

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 341

With the recommendation: Do pass.

KNOWLES, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 596

With amendments with the recommendation: Amend, and do pass, as amended.

KUEHL, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 23, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1652

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND, Chairwoman

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. 583 and **1524,** ordered to third reading.

(NOTE: Later this day Assembly Bill No. 1524 was re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 607—An act to amend Section 116.880 of the Code of Civil Procedure, to amend Section 11622 of, to add and repeal Chapter 6 (commencing with Section 12000) of Part 3 of Division 2 of, and to repeal Sections 11580.1 and 11580.2 of, the Insurance Code, and to amend Sections 16053, 16054, 16056, 16250, 16430, 16431, 16433, 16436, 17151, and 17709 of, and to add Section 4000.37 to, the Vehicle 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.

ASSEMBLY BILL NO. 1106—An act to amend Sections 4600.3 and 4600.5 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.

ASSEMBLY BILL NO. 1650—An act to add Section 4664 to 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.

ASSEMBLY BILL NO. 1752—An act to add and repeal Section 1714.05 of the Civil Code, relating to causes of action.

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.

ASSEMBLY BILL NO. 252—An act to add and repeal Section 17053.28 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 Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 90—An act to add Section 17052.6 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 Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 841—An act to add Chapter 3 (commencing with Section 90) to Division 1 of the Military and Veterans Code, relating to veterans.

Bill read second time; amendments proposed by the Committee on Veterans' Affairs read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 553—An act to amend Section 121475 of, and to add Section 121356 to, the Health and Safety Code, relating to communicable disease.

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.

ASSEMBLY BILL NO. 1058—An act to amend Sections 259 and 706.030 of, to add Chapter 9 (commencing with Section 689.010) to Division 1 of Title 9 of Part 2 of, and to repeal Sections 639.5 and 640.1 of, the Code of Civil Procedure, to add Section 5246 to, to add Article 3 (commencing with Section 3680) to Chapter 6 of Part 1 of Division 9 of, to add Article 4 (commencing with Section 4250) to Chapter 2 of Part 2 of Division 9 of, and to add Division 14 (commencing with Section 10000) to, the Family Code, to amend Section 70141 of the Government Code, to amend Sections 11350.1, 11475.1, and 15200.6 of, and to add Sections 11350.7, 11354, 11355, and 11356 to, the Welfare and Institutions 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 re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 127—An act to add Division 8.5 (commencing with Section 7800) to Title 1 of the Government Code, relating to public moneys.

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. 380—An act to amend Section 1202.1 of, and to amend and renumber Section 12022.85 of, the Penal Code, relating to sexual offenses.

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. 892—An act to add Section 12022.53 to 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.

ASSEMBLY BILL NO. 707—An act to add Section 11268.5 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.

ASSEMBLY BILL NO. 1322—An act to add Section 11261 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.

ASSEMBLY BILL NO. 1723—An act to add Section 1596.867 to the Health and Safety Code, relating to child day 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.

ASSEMBLY BILL NO. 1980—An act to add Section 1596.859 to the Health and Safety Code, relating to child day 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.

ASSEMBLY BILL NO. 932—An act to amend Section 4505 of the Family Code, relating to family law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1484—An act to amend Section 1597.531 of the Health and Safety Code, relating to family day care homes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1357—An act to amend Section 4584 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.

ASSEMBLY BILL NO. 1675—An act to add Section 43703 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 Appropriations.

ASSEMBLY BILL NO. 881—An act to amend Sections 1170, 2930, and 2933 of, and to add Sections 1171, 2932.5, and 2936 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.

ASSEMBLY BILL NO. 1353—An act to add Section 351 to the Welfare and Institutions Code, relating to juveniles, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 101—An act to repeal and add Article 5 (commencing with Section 49000) to Chapter 6 of Part 27 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.

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.

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.

ASSEMBLY BILL NO. 781—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 re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 782—An act to add Article 15.5 (commencing with Section 51885) to Chapter 5 of Part 28 of the Education Code, relating to education technology.

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.

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.

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.

ASSEMBLY BILL NO. 784—An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school districts.

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.

ASSEMBLY BILL NO. 1195—An act to amend and renumber Section 429.14 of the Health and Safety Code, relating to occupational health.

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.

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:

Assembly Bill No. 1524.

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. 1286, on request of Assembly Member Takasugi.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 668:

Brulte, Granlund, and Isenberg.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 24, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 23, 1996

The following measures were amended in the Assembly on this day:

AB	RN
90	9601751
101	9601803
127	9601959
252	9602087
380	9601955
553	9601699
607	9601022
707	9602150
780	9601806
781	9601813
782	9601811
783	9601814
784	9601807
841	9602010
881	9602004
892	9601940
1058	9601711
1106	9601951
1195	9601954
1322	9602160
1353	9601765
1357	9601837
1650	9601961
1675	9601836
1723	9602152
1752	9601920
1980	9602166

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 24, 1996

ONE HUNDRED FIFTY-SEVENTH SESSION DAY

FOUR HUNDRED SIXTEENTH 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, January 24, 1996

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 Parker reading.

ROLL CALL

The following were placed upon the morning roll call—76:

Ackerman	Campbell	Hoge	Murray, Willard
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Battin	Escutia	Kuehl	Setencich
Baugh	Figueroa	Kuykendall	Sher
Boland	Firestone	Machado	Speier
Bordonaro	Friedman	Margett	Sweeney
Bowen	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Kevin	Mr. Speaker

Quorum present.

At 2:47 p.m., Hon. David Knowles, 4th 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 Member Lee.

Because of illness: Assembly Member Bates.

The following Assembly Member was excused for the day, and his per diem was waived: Isenberg.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 23, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Mr. Rex Hime is appointed to the Tahoe Regional Planning Agency, replacing the current Speaker's appointee Jane Hagedorn, as authorized by Government Code, Section 66801.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 24, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 90
Assembly Bill No. 101
Assembly Bill No. 127
Assembly Bill No. 252
Assembly Bill No. 380
Assembly Bill No. 553
Assembly Bill No. 607
Assembly Bill No. 707
Assembly Bill No. 780
Assembly Bill No. 781
Assembly Bill No. 782
Assembly Bill No. 783
Assembly Bill No. 784
Assembly Bill No. 841
Assembly Bill No. 881
Assembly Bill No. 892
Assembly Bill No. 1058
Assembly Bill No. 1106
Assembly Bill No. 1195
Assembly Bill No. 1322
Assembly Bill No. 1353
Assembly Bill No. 1357
Assembly Bill No. 1650
Assembly Bill No. 1675
Assembly Bill No. 1723
Assembly Bill No. 1752
Assembly Bill No. 1980

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2095—Richter. An act to amend Sections 12800, 12811, 12811.1, and 12811.2 of the Government Code, and to amend Sections 5000 and 5050 of the Penal Code, relating to corrections.

ASSEMBLY BILL NO. 2096—Tucker. An act to add Article 1.2 (commencing with Section 17509.1) to Part 3 of Division 7 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2097—Battin. An act to amend Sections 999e and 13853 of, and to repeal Section 13854.5 of, the Penal Code, relating to crime, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2098—Cortese. An act to add Part 6 (commencing with Section 7890) to Division 7 of the Elections Code, relating to the Reform Party.

AUTHOR'S AMENDMENTS
Committee on Local Government

January 24, 1996

Mr. 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 Judiciary

January 24, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 825

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

SENATE BILL NO. 825—An act to add and repeal Sections 68114.8 and 71341.1 of the Government Code, and to add and repeal Section 1462.6 of the Penal 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.

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: January 23, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 178
Assembly Bill No. 675
Assembly Bill No. 883
Assembly Bill No. 1803

With the recommendation: Do pass.

BOLAND, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 23, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 294

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 Banking and Finance

Date of Hearing: January 22, 1996

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 612

With amendments with the recommendation: Amend, and do pass, as amended.

GOLDSMITH, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1914—An act to add Chapter 6.5 (commencing with Section 2791) to Part 2 of Division 1 of 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 returned to the second reading file.

ASSEMBLY BILL NO. 165—An act to amend Section 21177 of 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 returned to the second reading file.

ASSEMBLY BILL NO. 1977—An act relating to the Bear Valley Unified School District, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 582—An act to amend Sections 1855.4 and 1855.5 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.

ASSEMBLY BILL NO. 894—An act to amend Sections 3761 and 5402 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 returned to the second reading file.

ASSEMBLY BILL NO. 1002—An act to amend and repeal Section 3209.3 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 returned to the second reading file.

ASSEMBLY BILL NO. 255—An act to amend Section 16584 of, to add and repeal Sections 16583. 5 and 16583.7 of, and to repeal Section 16587 of, the Government Code, and to amend Section 19532 of, and to add and repeal Section 19568 of, the Revenue and Taxation Code, relating to state funds, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 154—An act to amend Sections 17000 and 17001 of the Welfare and Institutions Code, relating to general assistance.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 616—An act to amend Section 17922 of the Health and Safety Code, relating to buildings.

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.

ASSEMBLY BILL NO. 1625—An act to amend Sections 798.2, 798.3, 798.4, 798.6, 798.9, 798.10, 798.11, 798.12, 798.14, 798.15, 798.17, 798.19, 798.22, 798.23, 798.25.5, 798.26, 798.27, 798.28, 798.285, 798.29, 798.29.5, 798.31, 798.33, 798.34, 798.36, 798.37, 798.39, 798.50, 798.51, 798.55, 798.56, 798.56a, 798.58, 798.61, 798.70, 798.71, 798.72, 798.73, 798.74, 798.75, 798.78, 798.79, 798.80, 798.81, 798.87, 798.88, 799, 799.1, 799.2, 799.3, 799.4, 799.5, 799.7, and 799.8 of, to amend the heading of Article 7 (commencing with Section 798.70) of Chapter 2.5 of, and to amend the heading of Chapter 2.5 (commencing with Section 798) of, Title 2 of Part 2 of Division 2 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.

ASSEMBLY BILL NO. 1017—An act to add Title 10 (commencing with Section 2523) to Part 4 of Division 3 of the Civil 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 returned to the second reading file.

ASSEMBLY BILL NO. 1784—An act to amend Section 1102.6 of the Civil Code, and to add Article 3.5 (commencing with Section 24120.100) to Chapter 1 of Division 20 of the Health and Safety Code, relating to swimming pools.

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.

ASSEMBLY BILL NO. 341—An act to amend Section 1861.02 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 596—An act to add Section 2399.5 to the Business and Professions Code, relating to medicine.

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.

ASSEMBLY BILL NO. 1652—An act relating to child molestation.

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.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Elections, Reapportionment and Constitutional Amendments on Thursday, February 1, 1996, at 11 a.m. in Room 437.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 24, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bills Nos. 90, 127, 198, 252, 298, 344, 380, 476, 553, 607, 707, 795, 841, 865, 881, 892, 926, 1058, 1081, 1106, 1195, 1322, 1352, 1353, 1357, 1387, 1524, 1607, 1650, 1652, 1675, 1723, 1752, 1784, 1826, 1832, and 1980.

CURT PRINGLE

Above request ordered transmitted to the Committee on Rules.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, January 25, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 24, 1996

The following measures were amended in the Assembly on this day:

AB	RN
154	9602422
165	9602083
255	9601834
582	9535241
596	9601928
616	9601858
894	9602042
1002	9602026
1017	9602002
1625	9602726
1652	9603130
1784	9602300
1914	9602354
1977	9601801

SB	RN
805	9534483
825	9601527

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 25, 1996

ONE HUNDRED FIFTY-EIGHTH SESSION DAY

FOUR HUNDRED SEVENTEENTH 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, January 25, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 Ackerman moved a quorum call of the Assembly.

Motion carried. Time, 8:31 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

At 8:48 a.m., Speaker Curt Pringle, 68th District, presiding

Quorum Present

At 8:48 a.m., Speaker Pringle declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knowles	Richter
Baca	Ducheny	Knox	Rogan
Baldwin	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

PRAYER

Upon invitation of Speaker Pringle, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, You know the secret and hidden folds of the human heart, create in us a spotless heart, renew a steadfast spirit in our breast and restore in us the joy of Your salvation. Gracious as You are, and the Lover of Mankind, deem us worthy until our last breath to offer You the sacrifice of righteousness, for You are blessed to the endless ages.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Pringle, Assembly Member Lee 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 Isenberg, seconded by Assembly Member Brown.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Bates.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 25, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised of the following temporary committee assignments for today:

Assemblyman Larry Bowler is appointed to the Appropriations Committee to replace Assemblywoman Marilyn Brewer, and Assemblyman Brett Granlund is appointed to replace Assemblyman Keith Olberg.

Sincerely,

CURT PRINGLE

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

Assembly Rules Committee
January 24, 1996

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the following payments have been received by the Assembly Rules Committee in connection with the **International Trade Conference on the Americas:**

Source	Price Costco-Norwalk
Amount	Nonmonetary payment of $50.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Food For Less-Norwalk
Amount	Nonmonetary payment of $50.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Triangle Distributing, Santa Fe Springs
Amount	Nonmonetary payment of $160.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Community Youth Corps/SELACO-PIC-Cerritos
Amount	Nonmonetary payment of $204.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Los Caporales Restaurant, Norwalk
Amount	Nonmonetary payment of $2,500.00

Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff
Source	Southern California Edison Company, Santa Fe Springs
Amount	Nonmonetary payment of $4,200.00
Purpose	International Trade Conference on the Americas
Person/Class for Whom Payment Used	Assembly Select Committee on the Americas, Assembly Members and Staff

Please cause this information to be printed in the Assembly Journal in accordance with HR 37.

Very truly yours,

JIM RICHARDSON
Chief Administrative Officer
Assembly Rules Committee

January 25, 1996

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that the Rules Committee authorized the Chair and Vice Chair of the Rules Committee to appoint conferees to conference committees.

Sincerely,

CURT PRINGLE
Chair, Assembly Rules Committee

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 25, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 154
Assembly Bill No. 165
Assembly Bill No. 255
Assembly Bill No. 582
Assembly Bill No. 596
Assembly Bill No. 616
Assembly Bill No. 894
Assembly Bill No. 1002
Assembly Bill No. 1017
Assembly Bill No. 1625
Assembly Bill No. 1652
Assembly Bill No. 1914
Assembly Bill No. 1977

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 25, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1784

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

BEST WISHES EXTENDED TO SANDRA JENSEN

Assembly Member Isenberg informed the House that Sandra Jensen, who is an employee of the "Capitol Cafe" cafeteria in the State Capitol building, recently underwent transplant surgery at Stanford University Medical Center, and was the first person with Down syndrome to undergo a heart-lung transplant.

He was then joined by all Members of the Assembly and staff in the State Capitol in extending best wishes to Sandra Jensen for good health and a speedy recovery.

REQUEST FOR UNANIMOUS CONSENT

Speaker Pringle was granted unanimous consent that a photographer be permitted on the Floor of the Assembly for the purpose of official Assembly photographs for the *"California State Assembly"* publication.

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 Robert G. Felizzatto, of San Francisco.

Assembly Member Bowler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Steve Paul Coulson, of Elk Grove.

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 Dodge Crockett Jr., of Santa Barbara.

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 James D. "Don" Knauss, of Sacramento.

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 her husband Steven Sierra, who died two years ago today.

Assembly Member Brown was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Julia Maria Latimer, born to John and Kelly Latimer, of Sacramento.

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. 1914, 165, 1977, 582, 894, 1002, 255, 154, 616, 1625, 1017, 596, and **1652,** ordered to third reading.

(NOTE: Later this day Assembly Bill No. 1652 was re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 178—An act to amend Section 1295 of the Penal Code, relating to bail.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 675—An act to repeal and add Section 387 of the Penal Code, relating to corporate criminal liability.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 883—An act to amend Section 788 of the Evidence Code, relating to hearsay exceptions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1803—An act to add Sections 1008 and 1028 to the Evidence Code, and to repeal Section 27491.8 of the Government Code, relating to confidential communications.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 294—An act to amend Section 830.2 of the Penal Code, relating to peace officers, and 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 Appropriations.

ASSEMBLY BILL NO. 612—An act to amend Section 22341 of the Financial Code, relating to finance lenders.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 25, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 178

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

JOINT RULE 62(a) WAIVED

Assembly Member Poochigian 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 Appropriations, 30 minutes after adjournment of Floor session today, in Room 4202:

Assembly Bills Nos. 90, 127, 198, 252, 298, 344, 380, 476, 553, 607, 707, 795, 841, 865, 881, 892, 926, 1058, 1081, 1106, 1195, 1322, 1352, 1353, 1357, 1387, 1524, 1607, 1650, 1652, 1675, 1723, 1752, 1784, 1826, 1832, and 1980.

ANNOUNCEMENTS

Speaker Pringle announced the following schedule for the coming week:

Monday, January 29—Floor session, 11 a.m.
Tuesday, January 30—Floor session, 8:30 a.m.
Wednesday, January 31—Floor session, 8:30 a.m.
Thursday, February 1—Floor session, 8:30 a.m.

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 Elizabeth Douphner, who served in the Santa Monica Mountains Resource Conservation District for 34 years.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1496 (Sher)—An act to amend Sections 6601 and 6602 of, and to add and repeal Sections 6601.3 and 6601.5 of, the Welfare and Institutions Code, relating to sexually violent predators, 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 from File to Committee

Assembly Member Boland was granted unanimous consent that Assembly Bill No. 1496 be referred from the unfinished business file to the Committee on Public Safety.

Special Committee Meetings

Speaker Pringle was granted unanimous consent that the Committee on Public Safety 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 Assembly Bill No. 1496 for hearing.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:23 a.m., by unanimous consent, the members of the Committee on Public Safety 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.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1901 (Alby)—An act to amend Sections 290.5 and 4852.13 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Caldera	Hawkins	Morrow
Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	House	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Escutia	Knox	Rogan
Baugh	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown	Granlund	McDonald	Weggeland
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mr. Speaker
Bustamante	Hauser	Morrissey	

NOES—1

Villaraigosa

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1869 (Katz)—An act to amend Sections 15975 and 29535 of the Government Code, to amend Section 99314.6 of, and to add Sections 130051.21 and 130243 to, the Public Utilities Code, to amend Sections 188.8, 348, and 438 of, and to add Section 73.3 to, the Streets and Highways Code, and to amend Sections 1801, 4000, 12500, 12800.5, 12804.14, 21212, 22651, 23136, 23137, 23158.2, and 42205 of, and to add Sections 5002.7 and 25282 to, and to repeal Section 32108 of, the Vehicle Code, relating to transportation, 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

Ackerman	Cannella	Isenberg	Murray, Willard
Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Baugh	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brown	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker
Caldera	Hawkins	Morrow	
Campbell	House	Murray, Kevin	

NOES—1

Brewer

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cannella	Isenberg	Murray, Willard
Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Baugh	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brown	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker
Caldera	Hawkins	Morrow	
Campbell	House	Murray, Kevin	

NOES—1

Brewer

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 851 (Hoge)—An act to add Chapter 10 (commencing with Section 24201) to Division 11 of the Food and Agricultural Code, relating to equines.

Bill read third time, and passed by the following vote:

AYES—48

Ackerman	Brulte	Hawkins	Morrow
Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	House	Olberg
Baldwin	Cortese	Kaloogian	Poochigian
Battin	Cunneen	Knight	Rainey
Baugh	Firestone	Knowles	Richter
Boland	Frusetta	Kuykendall	Rogan
Bordonaro	Gallegos	Margett	Setencich
Bowen	Goldsmith	Mazzoni	Takasugi
Bowler	Granlund	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker

NOES—19

Alpert	Ducheny	Knox	Murray, Kevin
Archie-Hudson	Escutia	Kuehl	Murray, Willard
Burton	Figueroa	Lee	Sweeney
Caldera	Friedman	Martinez	Villaraigosa
Davis	Isenberg	McDonald	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1185 (Morrissey)—An act to add Section 828.2 to the Welfare and Institutions Code, relating to juveniles.

Bill read third time, and passed by the following vote:

AYES—47

Ackerman	Bustamante	Hoge	Olberg
Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Baldwin	Cortese	Knight	Richter
Battin	Cunneen	Knowles	Rogan
Baugh	Davis	Kuykendall	Setencich
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	McPherson	Thompson
Bowen	Goldsmith	Miller	Weggeland
Bowler	Granlund	Morrissey	Woods
Brewer	Harvey	Morrow	Mr. Speaker
Brulte	Hawkins	Napolitano	

NOES—22

Archie-Hudson	Escutia	Knox	Murray, Kevin
Baca	Figueroa	Kuehl	Murray, Willard
Brown	Friedman	Lee	Speier
Burton	Gallegos	Martinez	Villaraigosa
Campbell	Hauser	Mazzoni	
Ducheny	Isenberg	McDonald	

Vote Change

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1185: Assembly Member Napolitano, from "No" to "Aye".

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

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, 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 Morrow moved a call of the Assembly.

Motion carried. Time, 9:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 244 (Morrow)—An act to amend Section 27803 of the Vehicle Code, relating to vehicles.

Bill read third time.

Demand for Previous Question

Assembly Members Burton, Hauser, Goldsmith, Setencich, and Knight demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—44

Ackerman	Brewer	Hoge	Olberg
Aguiar	Brulte	Kaloogian	Poochigian
Alby	Conroy	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Firestone	Margett	Setencich
Baugh	Frusetta	McDonald	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker

NOES—31

Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Brown	Escutia	Kuehl	Sher
Burton	Friedman	Lee	Speier
Bustamante	Gallegos	Machado	Sweeney
Caldera	Hannigan	Martinez	Vasconcellos
Campbell	Hauser	Mazzoni	Villaraigosa
Cannella	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

BILLS STRICKEN FROM FILE

Assembly Member Willard Murray was granted unanimous consent that Assembly Bill No. 70 be stricken from file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Willard Murray announced his intention to request that Assembly Bill No. 53 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1971 (Committee on Revenue and Taxation)—An act to amend Sections 17004, 17039, 17220, 18633, 19132, 19602, 19604, 23036, and 23081 of, to add Sections 17851.5 and 19606 to, and to add Chapter 10.5 (commencing with Section 17935), Chapter 10.6 (commencing with Section 17941), and Chapter 10.7 (commencing with Section 17951) to Part 10 of Division 2 of, and to repeal Chapter 1.5 (commencing with Section 23081), Chapter 1.6 (commencing with Section 23091), and Chapter 1.7 (commencing with Section 23097) of Part 11 of Division 2 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 to be returned to the third reading file.

ASSEMBLY BILL NO. 1972 (Committee on Revenue and Taxation)—An act to amend Section 1060.5 of the Code of Civil Procedure, and to amend Sections 17063, 18152.5, 19602, 19604, 19605, 23051.5, 23455, and 23801 of, and to repeal Section 23804 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 to be returned to the third reading file.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1418 (Bordonaro)—An act to add Section 1597.41 to the Health and Safety Code, relating to child day care facilities, and declaring the urgency thereof to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Re-Reference of Bills from File to Committee

Without objection Assembly Bill No. 1418 was referred from the unfinished business file to the Committee on Human Services.

SPECIAL COMMITTEE MEETINGS

Speaker Pringle was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1418 for hearing.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: January 25, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1496

With the recommendation: That Senate amendments be concurred in.

BOLAND, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Sher was granted unanimous consent to take up Assembly Bill No. 1496, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1496 (Sher)—An act to amend Sections 6601 and 6602 of, and to add and repeal Sections 6601.3 and 6601.5 of, the Welfare and Institutions Code, relating to sexually violent predators, 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.

Parliamentary Inquiry

Assembly Member Knox arose to the following parliamentary inquiry:

Is it in order for a Member to rise to a point of personal privilege on behalf of another Member?

Reply by Speaker

The Speaker replied in the negative; that a Member must personally arise to a point of personal privilege, relating to his/her integrity, dignity, or honor.

Parliamentary Inquiry

Assembly Member Knox arose to the following parliamentary inquiry:

What is Assembly Member Bowler's remaining time for debate?

Reply by Speaker

The Speaker replied that Assembly Member Bowler had 2½ minutes for debate remaining, and further, under the rules a Member has 5 minutes of time for debate unless otherwise ordered by the House.

Point of Order

Assembly Member Speier arose to the following point of order:

That Assembly Member Bowler is reading a paper before the Assembly.

Reply by Speaker

The Speaker pro Tempore replied that under the rules a Member may object to the reading of a paper before the Assembly; a Member is, however, permitted to refer to notes to assist him/her in debate.

Parliamentary Inquiry

Assembly Member Richter arose to the following parliamentary inquiry:

Is it a violation of decorum in debate if a Member refers to the voting record of another Member?

Reply by Speaker

The Speaker replied that precedent exists for reference to voting records during the course of debate.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—74

Ackerman	Cannella	House	Napolitano
Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Rainey
Archie-Hudson	Davis	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Baldwin	Escutia	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Baugh	Firestone	Kuykendall	Speier
Boland	Friedman	Lee	Sweeney
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	Margett	Thompson
Bowler	Goldsmith	Martinez	Vasconcellos
Brown	Granlund	Mazzoni	Villaraigosa
Brulte	Hannigan	McDonald	Weggeland
Burton	Harvey	McPherson	Woods
Bustamante	Hauser	Miller	Mr. Speaker
Caldera	Hawkins	Morrissey	
Campbell	Hoge	Murray, Willard	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cannella	House	Napolitano
Aguiar	Conroy	Isenberg	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Katz	Rainey
Archie-Hudson	Davis	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Baldwin	Escutia	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Baugh	Firestone	Kuykendall	Speier
Boland	Friedman	Lee	Sweeney
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	Margett	Thompson
Bowler	Goldsmith	Martinez	Vasconcellos
Brown	Granlund	Mazzoni	Villaraigosa
Brulte	Hannigan	McDonald	Weggeland
Burton	Harvey	McPherson	Woods
Bustamante	Hauser	Miller	Mr. Speaker
Caldera	Hawkins	Morrissey	
Campbell	Hoge	Murray, Willard	

NOES—None

Above bill ordered enrolled.

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:

Assembly Bill No. 1652.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Assembly Bills Nos. 101, 780, 781, 782, 783, and 784, be withdrawn from the Committee on Appropriations and placed on the second reading file.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Poochigian was granted unanimous consent that Assembly Bill No. 1758 be referred from the third reading file to the Committee on Appropriations.

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 Bills Nos. 1758 and 1652 for hearing in the Committee on Appropriations.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

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.

Motion to Amend

Assembly Member Bustamante moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 681 (Alquist)—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 amend Sections 6377, 6591, 6591.5, 6592.5, 6907, 7655, 7656, 7661, 7706, 8130, 8754, 8777, 8803, 8876, 9155, 12287, 12307, 12631, 12632, 12983, 17052.12, 17053.8, 17053.49, 17276, 23609, 23622, 23649, 24411, 24416, 30171, 30179, 30185, 30202, 30223, 30281, 30366, 32253, 32254, 32271, 32291, 32405, 40065, 40072, 40083, 40101, 40116, 41071, 41082, 41095, 41105, 43154, 43156, 43201, 43455, 45152, 45154, 45201, 45655, 46153, 46155, 46201, 46253, 46506, 50111, 50112.1, 50113, 50142.1, 55041, 55043, 55061, 55225, 60207, 60208, 60302, 60314, 60339, and 60524 of, to amend, repeal, and add Section 6366 of, to add Section 17254 to, and to add and repeal Sections 17053.12, 17053.13, 17053.14, 23608, 23608.1, 23608.2, and 23608.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Aguiar moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Katz, Burton, and Machado, demanded a roll call.

The roll was called, and the motion to amend by Assembly Member Aguiar carried by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	House	Morrow	Mr. Speaker
Brulte	Isenberg	Olberg	

NOES—28

Archie-Hudson	Cannella	Katz	Murray, Kevin
Baca	Ducheny	Knox	Murray, Willard
Brown	Escutia	Kuehl	Napolitano
Burton	Friedman	Lee	Setencich
Bustamante	Gallegos	Machado	Speier
Caldera	Hannigan	Martinez	Vasconcellos
Campbell	Hauser	Mazzoni	Villaraigosa

Bill ordered reprinted, and to be returned to the third reading file.

(NOTE: For further explanation of vote by Assembly Member Harvey, see page 4517.)

Communications

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 681 Amendments

January 25, 1996

Mr. E. Dotson Wilson
Chief Clerk, California Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: On January 25, 1996, the Assembly voted on amendments to SB 681. Although I cast an "aye" vote, my intent is to work to amend the bill further so that San Joaquin Valley Counties will not be unfairly burdened with fees resulting from aggressive enforcement of juvenile crime.

Respectfully,

CHARLES S. POOCHIGIAN, Assembly Member
Twenty-ninth District

MOTION TO AMEND RULES TO INCREASE MEMBERSHIP OF RULES COMMITTEE

Assembly Member Aguiar moved that the Rules adopted on January 3, 1996 be amended to read as follows:

The Committee on Rules shall consist of twelve Members of the Assembly, seven to be elected by the registered political party having the largest number of members in the Assembly, with one elected as Chair by the majority caucus, and five to be elected by the registered political party having the second largest number of Members.

Assembly Member Olberg seconded the motion:

Motion carried by the following vote:

AYES—70

Ackerman	Conroy	Isenberg	Murray, Willard
Aguiar	Cunneen	Kaloogian	Napolitano
Alby	Davis	Katz	Olberg
Alpert	Ducheny	Knight	Poochigian
Archie-Hudson	Escutia	Knowles	Rainey
Baca	Figueroa	Knox	Richter
Baldwin	Firestone	Kuehl	Rogan
Battin	Friedman	Kuykendall	Sher
Baugh	Frusetta	Lee	Speier
Boland	Gallegos	Machado	Sweeney
Bordonaro	Goldsmith	Margett	Takasugi
Bowen	Granlund	Martinez	Thompson
Bowler	Hannigan	Mazzoni	Villaraigosa
Brown	Harvey	McDonald	Weggeland
Brulte	Hauser	McPherson	Woods
Burton	Hawkins	Miller	Mr. Speaker
Campbell	Hoge	Morrissey	
Cannella	House	Murray, Kevin	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1484 (Martinez)—An act to amend Section 1597.531 of the Health and Safety Code, relating to family day care homes.

Bill read third time, and passed by the following vote:

AYES—66

Ackerman	Cortese	Isenberg	Olberg
Aguiar	Cunneen	Katz	Poochigian
Alby	Davis	Knight	Rainey
Alpert	Ducheny	Knox	Richter
Archie-Hudson	Escutia	Kuykendall	Rogan
Baca	Figueroa	Machado	Setencich
Battin	Firestone	Margett	Sher
Baugh	Friedman	Martinez	Speier
Boland	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	McDonald	Takasugi
Bowen	Goldsmith	McPherson	Vasconcellos
Bowler	Hannigan	Miller	Villaraigosa
Brown	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Caldera	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	Hoge	Murray, Willard	
Conroy	House	Napolitano	

NOES—4

Burton	Knowles	Kuehl	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1484: Assembly Member Lee, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 134 (Rainey)—An act to amend Sections 26604 and 26663 of, and to repeal Part 4 (commencing with Section 27820) of Division 2 of Title 3 of, the Government Code, relating to local government.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Cannella	House	Murray, Willard
Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Escutia	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Baugh	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brown	Granlund	Mazzoni	Vasconcellos
Brulte	Hannigan	McDonald	Villaraigosa
Burton	Harvey	McPherson	Weggeland
Bustamante	Hauser	Miller	Woods
Caldera	Hawkins	Morrissey	Mr. Speaker
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1519

At 10:39 a.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.

The urgency clause to Assembly Bill No. 1519 adopted by the following vote:

AYES—59

Ackerman	Cortese	Isenberg	Murray, Willard
Alby	Cunneen	Katz	Napolitano
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Figueroa	Kuehl	Setencich
Baldwin	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Margett	Thompson
Brown	Goldsmith	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Bustamante	Harvey	McPherson	Weggeland
Campbell	Hauser	Morrissey	Woods
Cannella	Hawkins	Morrow	Mr. Speaker
Conroy	House	Murray, Kevin	

NOES—14

Aguiar	Escutia	Knowles	Poochigian
Bordonaro	Granlund	Martinez	Speier
Brulte	Hoge	Miller	
Caldera	Kaloogian	Olberg	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Ackerman	Cortese	Isenberg	Murray, Willard
Alby	Cunneen	Katz	Napolitano
Alpert	Davis	Knight	Rainey
Archie-Hudson	Ducheny	Knox	Richter
Baca	Figueroa	Kuehl	Setencich
Baldwin	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Margett	Thompson
Brown	Goldsmith	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Bustamante	Harvey	McPherson	Weggeland
Campbell	Hauser	Morrissey	Woods
Cannella	Hawkins	Morrow	Mr. Speaker
Conroy	House	Murray, Kevin	

NOES—14

Aguiar	Escutia	Knowles	Poochigian
Bordonaro	Granlund	Martinez	Speier
Brulte	Hoge	Miller	
Caldera	Kaloogian	Olberg	

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO ADJOURN

At 10:39 a.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Gallegos seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1901: Cannella, Cortese, Friedman, Martinez, and Rainey—Aye.

Assembly Bill No. 1869, Urgency and Concurrence: Cannella, Cortese, Goldsmith, and Martinez—Aye.

Assembly Bill No. 851: Bowen, Cannella, Cortese, Goldsmith, Granlund, and Woods—Aye; Friedman, Martinez, McDonald, and Sweeney—No.

Assembly Bill No. 1185: Bowen, Bustamante, Cannella, Cortese, and Goldsmith—Aye; Lee and Martinez—No.

Assembly Bill No. 244: Cunneen and McDonald—Aye; Bustamante—No.

Aguiar Motion to Amend Rules: McDonald—Aye.

Assembly Bill No. 1484: Speier—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:40 a.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2099—Miller. An act to amend Sections 21001, 21002, 21002.1, 21061.1, 21080, 21080.1, 21081, 21082.1, 21082.2, 21091, 21100, and 21168.9 of, and to add Section 21070 to, the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 2100—McPherson. An act to add Section 6366.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2101—Miller. An act to add Section 11325.1 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2102—Rainey. An act to add Section 25107 to the Health and Safety Code, relating to hazardous wastes.

ASSEMBLY BILL NO. 2103—Mazzoni. An act to amend Sections 17207 and 24347.5 of, and to add Sections 196.84, 196.85, and 196.86 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2104—Machado. An act to amend Section 7325 of the Welfare and Institutions Code, relating to escapees.

MESSAGES FROM THE SENATE

Senate Chamber, January 25, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 182.

JOHN W. ROVANE, Acting Secretary of the Senate

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 25, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1496

And reports the same correctly enrolled, and presented to the Governor at 11:15 a.m. January 25, 1996.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Health

January 25, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 686

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

SENATE BILL NO. 686—An act to add Chapter 12 (commencing with Section 1246.10) to Division 2 of the Health and Safety Code, relating to health care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

MESSAGES FROM THE SENATE

Senate Chamber, January 25, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 52
Senate Bill No. 392
Senate Bill No. 506
Senate Bill No. 610
Senate Bill No. 643
Senate Bill No. 711
Senate Bill No. 834
Senate Bill No. 847
Senate Bill No. 862
Senate Bill No. 1033
Senate Bill No. 1125
Senate Bill No. 1266
Senate Bill No. 1316
Senate Bill No. 1318

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 25, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 44

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 52—An act to amend Sections 473 and 685.070 of the Code of Civil Procedure, relating to civil procedure.

SENATE BILL NO. 392—An act to amend Sections 6550 and 6910 of the Family Code, to amend Section 1283 of the Health and Safety Code, and to amend Sections 1513, 2631, 2751, 3204, 3602, 3611, 6110, 7241, 8110, 10804, 12202, 13050, 13655, 17200, and 21111 of, to amend the heading of Part 7 (commencing with Section 10800) of, and to amend the heading of Article 2 (commencing with Section 10810 of Chapter 1 of Part 7 of, Division 7 of, the Probate Code, relating to probate law.

SENATE BILL NO. 506—An act to add Division 14 (commencing with Section 10000) to the Family Code, relating to family law.

SENATE BILL NO. 610—An act to add Article 4.6 (commencing with Section 53088.5) to Chapter 1 of part 1 of Division 2 of Title 5 of the Government Code, relating to consumer contracts.

SENATE BILL NO. 643—An act to amend the heading of Chapter 9 (commencing with Section 52300) of Part 28 of, to amend and renumber the heading of Article 1 (commencing with Section 52300) of Chapter 9 of Part 28 of, and to add Article 1 (commencing with Section 52245) to Chapter 9 of Part 28 of, the Education Code, relating to school-to-career opportunities.

SENATE BILL NO. 711—An act to amend Sections 19602, 19604, 19605, 23455, and 23801 of, and to repeal Section 23804 of, the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 834—An act to amend Sections 82039 and 86300 of the Government Code, relating to the Political Reform Act of 1974.

SENATE BILL NO. 847—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 862—An act to add Section 56132 to the Government Code, relating to governmental organization.

SENATE BILL NO. 1033—An act to amend Section 664.5 of, and to add Section 1278.5 to, the Code of Civil Procedure, to amend Sections 2021, 2060, 2080, 2081, 2105, 2106, and 7574 of the Family Code, relating to family law.

SENATE BILL NO. 1125—An act to amend Section 4506 of the Family Code, relating to support payments.

SENATE BILL NO. 1266—An act to add Section 33393.5 to the Health and Safety Code, relating to redevelopment.

SENATE BILL NO. 1316—An act to amend Sections 10232.6, 11302, 11310, 11314, 11315, 11319, 11320, 11321, 11323, 11324, 11325, 11328, 11340, 11341, 11343, 11344, 11360, 11400, 11401, 11408, 11410, and 11422 of, and to repeal Sections 11311, 11312, 11402, 11403, 11411, 11412, and 11421 of, the Business and Professions Code, relating to real estate appraisers, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1318—An act to amend Section 15015 of the Corporations Code, relating to limited liability partnerships.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 44—Relative to College Awareness Month.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1239
Assembly Bill No. 1982

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 372
Assembly Bill No. 999

With the recommendation: Do pass.

MORROW, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1
Assembly Bill No. 52
Assembly Bill No. 66
Assembly Bill No. 81
Assembly Bill No. 109
Assembly Bill No. 139
Assembly Bill No. 169
Assembly Bill No. 172
Assembly Bill No. 177
Assembly Bill No. 224
Assembly Bill No. 249
Assembly Bill No. 269
Assembly Bill No. 288
Assembly Bill No. 289
Assembly Bill No. 296
Assembly Bill No. 297
Assembly Bill No. 299
Assembly Bill No. 300
Assembly Bill No. 357
Assembly Bill No. 360
Assembly Bill No. 362
Assembly Bill No. 384
Assembly Bill No. 403
Assembly Bill No. 411
Assembly Bill No. 435
Assembly Bill No. 474
Assembly Bill No. 588
Assembly Bill No. 614
Assembly Bill No. 619
Assembly Bill No. 621
Assembly Bill No. 622
Assembly Bill No. 638

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 649
Assembly Bill No. 656
Assembly Bill No. 677
Assembly Bill No. 678
Assembly Bill No. 698
Assembly Bill No. 703
Assembly Bill No. 708
Assembly Bill No. 711
Assembly Bill No. 748
Assembly Bill No. 749
Assembly Bill No. 769
Assembly Bill No. 801
Assembly Bill No. 850
Assembly Bill No. 856
Assembly Bill No. 879
Assembly Bill No. 880
Assembly Bill No. 893
Assembly Bill No. 916
Assembly Bill No. 924
Assembly Bill No. 931
Assembly Bill No. 955
Assembly Bill No. 979
Assembly Bill No. 1006
Assembly Bill No. 1018
Assembly Bill No. 1019
Assembly Bill No. 1031
Assembly Bill No. 1057
Assembly Bill No. 1105
Assembly Bill No. 1137
Assembly Bill No. 1205
Assembly Bill No. 1240
Assembly Bill No. 1288

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1330
Assembly Bill No. 1350
Assembly Bill No. 1359
Assembly Bill No. 1365
Assembly Bill No. 1368
Assembly Bill No. 1385
Assembly Bill No. 1394
Assembly Bill No. 1474
Assembly Bill No. 1490
Assembly Bill No. 1555
Assembly Bill No. 1565
Assembly Bill No. 1585
Assembly Bill No. 1651
Assembly Bill No. 1670
Assembly Bill No. 1673
Assembly Bill No. 1709
Assembly Bill No. 1734
Assembly Bill No. 1741
Assembly Bill No. 1745
Assembly Bill No. 1749
Assembly Bill No. 1754
Assembly Bill No. 1766
Assembly Bill No. 1809
Assembly Bill No. 1815
Assembly Bill No. 1847
Assembly Bill No. 1848
Assembly Bill No. 1952
Assembly Bill No. 1961

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 124
Assembly Bill No. 166
Assembly Bill No. 363
Assembly Bill No. 420
Assembly Bill No. 1275
Assembly Bill No. 1285
Assembly Bill No. 1346
Assembly Bill No. 1530
Assembly Bill No. 1588
Assembly Bill No. 1724
Assembly Bill No. 1924

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: January 25, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 90
Assembly Bill No. 127
Assembly Bill No. 298
Assembly Bill No. 380
Assembly Bill No. 607
Assembly Bill No. 707
Assembly Bill No. 795
Assembly Bill No. 841
Assembly Bill No. 865
Assembly Bill No. 892
Assembly Bill No. 926
Assembly Bill No. 1058
Assembly Bill No. 1081
Assembly Bill No. 1106
Assembly Bill No. 1195
Assembly Bill No. 1352
Assembly Bill No. 1357
Assembly Bill No. 1387
Assembly Bill No. 1650
Assembly Bill No. 1758
Assembly Bill No. 1826

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 25, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1524
Assembly Bill No. 1607
Assembly Bill No. 1652
Assembly Bill No. 1832
Assembly Bill No. 1980

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: January 25, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1752

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 7
Assembly Bill No. 10
Assembly Bill No. 164
Assembly Bill No. 209
Assembly Bill No. 321
Assembly Bill No. 572
Assembly Bill No. 669
Assembly Bill No. 779
Assembly Bill No. 1193
Assembly Bill No. 1537
Assembly Bill No. 1678

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 25, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 198
Assembly Bill No. 252
Assembly Bill No. 344
Assembly Bill No. 1322
Assembly Bill No. 1675

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1438

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: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 32

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1401

With amendments with the recommendation: Amend, and do pass, as amended.

KALOOGIAN, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 98
Assembly Bill No. 440
Assembly Bill No. 978
Assembly Bill No. 1026
Assembly Bill No. 1646

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 25, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 881
Assembly Bill No. 1353

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 195
Assembly Bill No. 260
Assembly Bill No. 267
Assembly Bill No. 286
Assembly Bill No. 528
Assembly Bill No. 587
Assembly Bill No. 735
Assembly Bill No. 746
Assembly Bill No. 857
Assembly Bill No. 1221
Assembly Bill No. 1403
Assembly Bill No. 1460
Assembly Bill No. 1495
Assembly Bill No. 1700

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 14
Assembly Bill No. 508
Assembly Bill No. 1376
Assembly Bill No. 1553

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: January 25, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1723

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Brulte, of the 63rd Assembly District, introduced Debbie Thompson and her daughter Jenny Monk, of Rim Forest.

Assembly Member Bowler, of the 10th Assembly District, introduced Consul General Song Zengshou (Consulate General of The People's Republic of China in San Francisco).

Assembly Member Rogan, of the 43rd Assembly District, introduced Ana Arakelian, of Sacramento.

ADJOURNMENT

At 9:55 p.m., pursuant to the motion by Assembly Member Rogan, the Assembly adjourned until 11 a.m., Monday, January 29, 1996, out of respect to the memory of Robert G. Felizzatto, on motion of Assembly Member Hawkins; out of respect to the memory of Steve Paul Coulson, on motion of Assembly Member Bowler; out of respect to the memory of Dodge Crockett Jr., on motion of Assembly Member Hoge; out of respect to the memory of James D. "Don" Knauss, on motion of Assembly Member Morrissey; out of respect to the memory of Steven Sierra, on motion of Assembly Member Speier; out of respect to the memory of Elizabeth Douphner, on motion of Assembly Member Kuehl; and in celebration of the birth of Julia Maria Latimer, on motion of Assembly Member Brown.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 25, 1996

The following measures were amended in the Assembly on this day:

AB	RN
294	9603209
456	9603635
612	9603676
1971	9602221
1972	9602120

SB	RN
681	9605171
686	9535659

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 29, 1996

ONE HUNDRED FIFTY-NINTH SESSION DAY

FOUR 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)

Vol. 3 28—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 29, 1996

The Assembly met at 11 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Firestone moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:18 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O God, Our God, You have brought all spiritual and rational powers into being for the sake of obeying Your will. Reward us with the overflowing graces of Your bounty, for every creature in heaven and on earth bows down before You. Every creature sings Your glory, for You are the only true and all-merciful God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Hoge, seconded by Assembly Member Mazzoni.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 681 Amendments

January 25, 1996

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: I respectfully request that a letter be printed in the Daily Journal which clarifies my intent regarding the amendments taken to SB 681 on January 25, 1996.

Although I voted "aye" as a courtesy to allow the bill to be amended, I would like to note for the record that I do not support the overly burdensome fees which have been proposed for CYA placements from counties. The Valley cannot afford additional burdens as they seek to address the issue of increasingly violent juvenile crime.

Thank you for your attention to this matter.

Sincerely,

TRICE HARVEY, Assembly Member
Thirty-second District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 29, 1996

Mr. 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.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 612

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 456
Assembly Bill No. 1971
Assembly Bill No. 1972

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 26, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 1373.

KEITH OLBERG

Above request ordered transmitted to the Committee on Rules.

CAUCUS ANNOUNCEMENTS

At 11:21 a.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

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. 612, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 101—An act to repeal and add Article 5 (commencing with Section 49000) to Chapter 6 of Part 27 of the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 780—An act relating to school finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 781—An act to add Section 52161.1 to the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 782—An act to add Section 51870.1 to the Education Code, relating to education technology.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 783—An act to add Section 52377 to the Education Code, relating to vocational education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 784—An act relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1239—An act to add Article 8.8 (commencing with Section 1038) to Chapter 4 of Division 8 of 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 returned to the second reading file.

ASSEMBLY BILL NO. 1982—An act to amend Section 308 of, and to add Section 308.5 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.

ASSEMBLY BILL NO. 372—An act to amend Section 2941 of the Civil Code, relating to mortgages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 999—An act to amend Section 3040 of, and to add Section 3039 to, the Family Code, relating to family law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1—An act to amend Sections 3208.3 and 3351 of, to repeal Section 3371 of, and to repeal and add Section 3370 of, the Labor Code, and to amend Sections 1208, 1208.3, 2601, 4024.2, and 5069 of, and to, add Sections 1208.6 and 6267 to the Penal Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 52—An act to add Chapter 32 (commencing with Section 7596) to Division 7 of Title 1 of the Government Code, relating to public entities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 66—An act to add Section 47606.1 to the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 81—An act to amend Section 51.7 of the Civil Code, and to add Section 181.5 to the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 109—An act to amend Section 10980 of the Welfare and Institutions Code, relating to food stamps.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 139—An act to add Section 667.95 to the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 169—An act to amend Sections 4585, 4587, and 4590 of the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 172—An act to add Sections 186.30, 186.31, 186.32, and 186.33 to the Penal Code, relating to criminal street gangs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 177—An act to add Sections 39006 and 39007 to the Health and Safety Code, and to add and repeal Sections 17053.26 and 23626 of the Revenue and Taxation Code, relating to the environment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 224—An act to amend Section 76000 of the Government Code, relating to courthouse construction, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 249—An act to amend Section 23151 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. 269—An act to amend Section 6501.8 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 288—An act to amend Section 588 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 289—An act to amend Sections 11353.1 and 11380.1 of, and to repeal and add Section 11353.6 of, the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 296—An act to amend Section 7073 of, and to add Section 7085.3 to, the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 297—An act to add Section 2156.5 to the Elections Code, and to amend Section 14007.1 of the Welfare and Institutions Code, relating to voter registration.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 299—An act to amend Section 23036 of, and to add Sections 17147 and 23812 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. 300—An act to amend Section 1191.3 of, and to repeal and add Article 2.5 (commencing with Section 2930) of Chapter 7 of Title 1 of Part 3 of, the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 357—An act to add Section 146.5 to the Military and Veterans Code, relating to the National Guard.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 360—An act to add Part 10 (commencing with Section 12997) to Division 6 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 362—An act to amend Section 43021 of the Public Resources Code, and to amend Section 13172 of the Water Code, relating to solid waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 384—An act to repeal Chapter 6 (commencing with Section 16850) of Part 3 of Division 4 of Title 2 of the Government Code, to amend Sections 10115, 10115.1, 10115.2, 10115.4, 10115.5, 10115.10, 10115.12, 10115.13, and 10115.15 of, to amend the heading of Article 1.5 (commencing with Section 10115) of Chapter 1 of Part 2 of Division 2 of, and to repeal Chapter 2 (commencing with Section 2000) and Chapter 2.5 (commencing with Section 2050) of Part 1 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 403—An act to repeal Section 53076 of the Government Code, and to amend Section 25296 of the Health and Safety Code, relating to underground storage tanks.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 411—An act to amend Section 2601 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 435—An act relating to state employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 474—An act to amend Section 8842 of, and to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 588—An act to repeal and add Sections 241.3, 243.3, and 245.2 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 614—An act to amend Section 3003 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 619—An act to add Article 8 (commencing with Section 347) to Chapter 2.5 of Division 1 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 621—An act to amend Section 11550 of, and to add Title 15 (commencing with Section 96000) to, the Government Code, relating to the Office of Child Development and Education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 622—An act to amend Section 739.5 of, and to add Chapter 6.5 (commencing with Section 2791) to Part 2 of Division 1 of, the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 638—An act to amend Sections 12050 and 12054 of the Penal Code, relating to concealable weapons licenses.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 649—An act to add and repeal Section 51219 to the Education Code, relating to pupil testing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 656—An act to add Section 2750.7 to the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 677—An act to amend Sections 2150, 2157, 2201, and 2212 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 678—An act to add Article 21 (commencing with Section 8669) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergency repairs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 698—An act to add Section 96.11 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 703—An act to amend Sections 17053.49 and 23649 of, and to add Sections 17052.8 and 23604 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. 708—An act to add Chapter 8.5 (commencing with Section 10975) to Part 2 of Division 9 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 711—An act to amend Sections 4551.9, 4593, 4593.3, 4593.7, 4593.8, 4593.9, 4593.11, 4594, 4594.2, 4594.4, 4594.6, and 4594.7 of, to amend and renumber Section 4593.2 of, and to add Section 4593.2 to, the Public Resources Code, and to amend Sections 13 and 14 of Chapter 1290 of the Statutes of 1989, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 748—An act to amend Sections 445, 446, and 449.5 of, to amend and renumber Sections 447 and 448 of, to add Sections 447, 447.5, and 449.1 to, and to repeal and add Section 445.5 of, the Harbors and Navigation Code, relating to vessels.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 749—An act to amend Section 655.6 of the Harbors and Navigation Code, relating to vessels.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 769—An act to add Section 12300.4 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 801—An act to amend Section 3254 of, and to repeal and add Section 3257 of, the Unemployment Insurance Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 850—An act to add Section 17952.5 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. 856—An act relating to environmental audits.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 879—An act to add Section 9025.5 to the Government Code, relating to the Legislature.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 880—An act to amend Sections 17 and 1385 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 893—An act to amend Section 1203 of the Penal Code, relating to probation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 916—An act to amend Sections 24344, 24411, and 25110 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. 924—An act to add Section 40930 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 931—An act to add Section 4584.1 to the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 955—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 second time, and ordered to third reading.

ASSEMBLY BILL NO. 979—An act to amend Sections 44277, 44421, 44661, 44663, 44929.21, 44929.23, and 44948.3 of, to add Sections 44251.5 and 44666 to, and to repeal and add Section 44251 of, the Education Code, relating to certificated school employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1006—An act to amend Section 186.22 of, and to repeal Section 186.27 of, the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1018—An act to amend Sections 667 and 1170.12 of the Penal Code, and to amend Section 2 of Proposition 184, relating to sentencing.

Bill read second time, and ordered to third reading.

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, relating to transportation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1031—An act to amend Section 51420 of, and to add Section 51420.5 to, the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1057—An act to repeal and amend Section 25135 of, and to repeal Sections 17091 and 24272.3 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. 1105—An act to amend Section 3208.1 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1137—An act to amend Section 193 of the Penal Code, relating to manslaughter.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1205—An act to add Section 532.1 to the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1240—An act to add Section 39006 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1288—An act to add Section 3208.35 to the Labor Code, and to add Section 2682 to the Unemployment Insurance Code, relating to disability.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1330—An act to add Section 21080.26 to the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1350—An act to amend Section 361.3 of, and to add Section 301.5 to, the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1359—An act to add Section 10003.5 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1365—An act to amend Section 3600 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1368—An act to add Section 926.19 to the Government Code, relating to claims against the state.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1385—An act to amend Sections 4582.75 and 21160 of the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1394—An act to amend Sections 5310 and 5311.5 of, to add Chapter 1.7 (commencing with Section 5350) to Part 4 of Division 4 of, and to repeal Section 123.6 of, the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1474—An act to amend Sections 4600, 4600.3, and 4601 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1490—An act to amend Section 261.5 of, and to add and repeal Section 261.4 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1555—An act to amend Section 6366 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. 1565—An act relating to forest resources, and making an appropriation for the usual current expenses of the state, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1585—An act to add Section 402.6 to the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1651—An act to add Article 4.5 (commencing with Section 25346) to Chapter 6.8 of Division 20 of the Health and Safety Code, relating to hazardous substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1670—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, and ordered to third reading.

ASSEMBLY BILL NO. 1673—An act to add Sections 18032, 18152, 24916.5, and 24996 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. 1709—An act to amend, repeal, and add Section 13001 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1734—An act to amend Sections 311.2, 311.3, 311.4, 311.9, 311.10, 311.11, and 312.3 of the Penal Code, relating to obscene matter.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1741—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1745—An act to amend Section 18050.7 of, and to repeal Article 2.5 (commencing with Section 18056) of Chapter 7 of Part 2 of Division 13 of, the Health and Safety Code, relating to manufactured homes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1749—An act to amend Sections 139.5, 4635, 4638, and 4644 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1754—An act to add Sections 10100.2 and 10100.3 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1766—An act to amend Sections 12221, 17052.13, 17053.8, 23612, and 23622 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. 1809—An act to amend Sections 2933 and 3057 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1815—An act to add Section 1240.2 to the Penal Code, relating to criminal appeals.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1847—An act to amend Section 6712 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1848—An act to add Section 34501.17 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1952—An act to amend Section 11357 of the Health and Safety Code, and to amend Section 256 of the Welfare and Institutions Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1961—An act to amend Sections 1173, 1177, and 1184 of, and to repeal and add Section 1183 of, the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 124—An act to amend Section 12814 of the Food and Agricultural Code, relating to economic poisons.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 166—An act to amend Section 22009.03 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 363—An act to amend Section 1784 of the Fish and Game Code, relating to wetlands habitat.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 420—An act to amend Section 35789.5 of, and to add Section 35790.1 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1275—An act to add Section 33320.5 to the Education Code, and to add Section 10619 to the Welfare and Institutions Code, relating to child care programs.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1285—An act relating to coastal resources.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1346—An act to amend Section 1214.1 of the Penal Code, relating to civil assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1530—An act to amend Sections 25216 and 25218.8 of, and to add Article 10.9 (commencing with Section 25219) to Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 15018 of the Public Resources Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1588—An act to amend Section 709 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1724—An act to amend Section 53097 of the Government Code, relating to local government.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1924—An act to add Section 5001 to the Education Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 90—An act to add Section 17052.6 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. 127—An act to add Division 8.5 (commencing with Section 7800) to Title 1 of the Government Code, relating to public moneys.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 298—An act to amend Section 21080 of the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 380—An act to amend Section 1202.1 of, and to amend and renumber Section 12022.85 of, the Penal Code, relating to sexual offenses.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 607—An act to amend Section 116.880 of the Code of Civil Procedure, to amend Section 11622 of, to add and repeal Chapter 6 (commencing with Section 12000) of Part 3 of Division 2 of, and to repeal Sections 11580.1 and 11580.2 of, the Insurance Code, and to amend Sections 16053, 16054, 16056, 16250, 16430, 16431, 16433, 16436, 17151, and 17709 of, and to add Section 4000.37 to, the Vehicle Code, relating to insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 707—An act to add Section 11268.5 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 795—An act to amend Section 2825 of the Fish and Game Code, and to add Section 21104.2 to the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 841—An act to add Chapter 3 (commencing with Section 90) to Division 1 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 865—An act to amend Sections 1720.4, 1723, 1770, 1771, 1773, and 1775 of, and to add Section 1781 to, the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 892—An act to add Section 12022.53 to the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 926—An act to amend Sections 11553 and 11553.5 of the Government Code, relating to state government.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1058—An act to amend Sections 259 and 706.030 of, to add Chapter 9 (commencing with Section 689.010) to Division 1 of Title 9 of Part 2 of, and to repeal Sections 639.5 and 640.1 of, the Code of Civil Procedure, to add Section 5246 to, to add Article 3 (commencing with Section 3680) to Chapter 6 of Part 1 of Division 9 of, to add Article 4 (commencing with Section 4250) to Chapter 2 of Part 2 of Division 9 of, and to add Division 14 (commencing with Section 10000) to, the Family Code, to amend Section 70141 of the Government Code, to amend Sections 11350.1, 11475.1, and 15200.6 of, and to add Sections 11350.7, 11354, 11355, and 11356 to, the Welfare and Institutions Code, relating to family law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1081—An act to amend Section 7073 of, and to add Section 7073.8 to, the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1106—An act to amend Sections 4600.3 and 4600.5 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1195—An act to amend and renumber Section 429.14 of the Health and Safety Code, relating to occupational health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1352—An act relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1357—An act to amend Section 4584 of the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1387—An act to add Section 452.5 to the Evidence Code, and to add Sections 69844.5, and 71280.5 to the Government Code, relating to records.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1650—An act to add Section 4664 to the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

ASSEMBLY BILL NO. 1826—An act to amend Sections 11836, 11837, 11837.1, and 11837.4 of the Health and Safety Code, to amend Section 191.5 of, and to add Section 2933.3 to, the Penal Code, and to amend Sections 13352, 23170, 23171, 23175, 23192, 23199, and 23205 of, and to repeal Section 23176 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1524—An act to amend Sections 366.21, 366.26, 16100, 16122, and 16501 of, and to amend, repeal, and add Section 361.5 of, the Welfare and Institutions Code, relating to children.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1607—An act to amend Section 1808 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1652—An act to amend Section 261.5 of the Penal Code, relating to statutory rape.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1832—An act to add Section 270i to the Penal Code, relating to support orders.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1980—An act to add Section 1596.859 to the Health and Safety Code, relating to child day care facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1752—An act to add and repeal Section 1714.05 of the Civil Code, relating to causes of action.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 7—An act to add and repeal Section 726.5 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 10—An act to add Sections 2137.3, 2137.5, 2137.7, and 14216.5 to the Elections Code, relating to elections.

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. 164—An act to amend Sections 48260.5, 48262, and 48264.5 of the Education Code, and to amend Sections 12507, 12514, and 13202.7 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 209—An act to amend Sections 11271, 11271.5, and 11273 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.

ASSEMBLY BILL NO. 321—An act relating to a study of retirement options for correctional peace officers.

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. 572—An act to amend Section 142.3 of the Labor Code, relating to employment.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 669—An act to add Section 5076 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.

ASSEMBLY BILL NO. 779—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; 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. 1193—An act to amend Sections 6011 and 6012 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. 1537—An act to amend Section 21635 of, to amend and renumber Section 21373 of, and to add Sections 21552 and 21553 to, the Government Code, and to add Section 4856 to the Labor Code, relating to public employees, 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. 1678—An act to amend Section 1203 of the Penal Code, and to amend Sections 781 and 826 of the Welfare and Institutions Code, relating to crime.

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. 198—An act to amend Sections 47602, 47605, and 47606 of, and to add Section 47613 to, the Education Code, relating to charter 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.

ASSEMBLY BILL NO. 252—An act to add and repeal Section 17053.28 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. 344—An act to amend Section 2700 of the Penal Code, relating to prisons.

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. 1322—An act to add Section 11261 to the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1675—An act to add Section 43703 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.

ASSEMBLY BILL NO. 1438—An act to amend Section 56366.7 of the Education Code, relating to special 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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 1401—An act to amend Sections 45060 and 45168 of the Education Code, relating to school employees.

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 returned to the second reading file.

ASSEMBLY BILL NO. 98—An act to add Section 11450.02 to the Welfare and Institutions Code, relating to aid to families with dependent 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.

ASSEMBLY BILL NO. 440—An act to add Section 51207 to 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.

ASSEMBLY BILL NO. 978—An act to repeal Title 1 (commencing with Section 1) and Title 2 (commencing with Section 33000) of, and to add Title 1 (commencing with Section 8203.5) and Title 2 (commencing with Section 33126) to, the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1026—An act to add Section 12172.6 to the Government Code, relating to the duties of the Secretary of State.

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. 1646—An act to amend Sections 17208, and 17405 of, and to amend, repeal, and add Section 17207 to, the Financial Code, relating to escrow, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 881—An act to amend Sections 1170, 2930, and 2933 of, and to add Sections 1171, 2932.5, and 2936 to, the Penal Code, relating to prisoners.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1353—An act to add Section 351 to the Welfare and Institutions Code, relating to juveniles, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 195—An act to amend Section 190.8 and 190.9 of, and to add Section 190.10 to, 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.

ASSEMBLY BILL NO. 260—An act relating to electric vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 267—An act to add Section 1202.41 to the Penal Code, and to amend Sections 204.5 and 730.8 of the Welfare and Institutions Code, relating to crime.

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. 286—An act to amend Section 14216 of the Elections Code, relating to elections.

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. 528—An act to amend Section 12200 of, and to add Section 12200.03 to, the Welfare and Institutions Code, relating to state supplemental payments.

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. 587—An act to amend Sections 668, 969a, 1000, and 4019 of the Penal Code, and to amend Section 827 of the Welfare and Institutions Code, relating to 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.

ASSEMBLY BILL NO. 735—An act to add Section 5073 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.

ASSEMBLY BILL NO. 746—An act to amend Section 12200 of, and to add Section 12200.03 to, the Welfare and Institutions Code, relating to state supplemental payments, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 857—An act to add Chapter 3.5 (commencing with Section 100600) to Part 1 of Division 101 of the Health and Safety Code, and to add Section 12300.8 to the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1221—An act to amend Section 597f of the Penal Code, relating to animals.

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. 1403—An act to amend Sections 220, 264, 264.1, 286, 288a, 289, and 667.5 of the Penal Code, relating to sex offenders.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1460—An act to amend Section 44011.6 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.

ASSEMBLY BILL NO. 1495—An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

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. 1700—An act to amend Sections 200, 3203, 5001, 5006, 5100, 7575, 8022, 8550, 9002, 9092, 9118, 9401, 9402, 10706, 12107, 12300, and 12314 of, and to repeal Sections 9066, 9607, and 14289 of, the Elections Code, to amend Sections 6254.4, 20102, and 88006 of the Government Code, and to amend Section 35266 of the Water Code, relating to elections.~~

~~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.~~

(NOTE: Later this day, the action was rescinded whereby the above bill was read a second time; amendments to the bill were read and adopted and the bill ordered returned to second reading. See page 4559.)

ASSEMBLY BILL NO. 14—An act to add and repeal Section 11251 of the Welfare and Institutions Code, relating to public assistance.

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. 508—An act to add Section 51220.6 to the Education Code, relating to domestic violence prevention 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.

ASSEMBLY BILL NO. 1376—An act to amend Section 51018 of the Government Code, and to add Section 3233 to the Public Resources Code, relating to oil and gas.

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. 1553—An act to add Section 19818.11 to the Government Code, relating to state civil service.

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. 1723—An act to add Section 1596.867 to the Health and Safety Code, relating to child day care facilities.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 81	Assembly Bill No. 1137
Assembly Bill No. 224	Assembly Bill No. 1240
Assembly Bill No. 249	Assembly Bill No. 1330
Assembly Bill No. 300	Assembly Bill No. 1365
Assembly Bill No. 357	Assembly Bill No. 1385
Assembly Bill No. 360	Assembly Bill No. 1474
Assembly Bill No. 656	Assembly Bill No. 1555
Assembly Bill No. 678	Assembly Bill No. 1734
Assembly Bill No. 924	Assembly Bill No. 1749
Assembly Bill No. 999	Assembly Bill No. 1766
Assembly Bill No. 1057	Assembly Bill No. 1815
Assembly Bill No. 1105	Assembly Bill No. 1961

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 166
Assembly Bill No. 1588

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

RECESS

By unanimous consent, at 11:25 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 1:42 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

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 Rudy W. Giannetto, of San Jose.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bordonaro was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting today, 15 minutes after 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. 1418 for hearing.

By unanimous consent, the following committees were permitted to meet:

Elections, Reapportionment and Constitutional Amendments to convene jointly with Senate Committee on Elections, Reapportionment and Constitutional Amendments, on February 14, 1996, from 9:30 a.m. to 12 m., in Room 3191.

RECESS

By unanimous consent, at 1:45 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Member McPherson introduced Ron Reeves, Kathy Kocina, and Alexis Sierra and presented a resolution commending the many achievements and outstanding contributions of the "Monterey Litehouse Lions Club" in the Monterey community.

Ron Reeves then addressed the assemblage.

REASSEMBLED

At 1:48 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

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 Elisabetta Matioli-Lewis, of South Pasadena and Victor E. Francy, of Glendale.

PARLIAMENTARY INQUIRY

Assembly Member Richter arose to the following parliamentary inquiries:

If the Chair of a committee refuses to set a bill for hearing as requested by an author, is the action consistent with the rules, practices, and procedures of the House; if it is in violation, what remedy does an author have to have the bill acted upon; and does this action not damage the House in the eyes of voters?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the Chair of a committee has the authority to cancel a hearing at any time, as well as hold a hearing at scheduled times and dates; that the only remedy a Member would have to have a bill heard after the deadline, would be with unanimous consent of the House, a suspension of the Joint Rules by a vote of ⅔ present and voting; or to re-introduce the legislation in the second year of the session subject to the Joint Rules.

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. 53, on request of Assembly Member Willard Murray.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file.

Assembly Bill No. 612, on request of Assembly Member Weggeland.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Boland was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1732

January 29, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: AB 1732 was not intended to create any additional due process requirements or procedural safeguards to benefit a peace officer, but to discourage frivolous unfounded complaints.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1622, 1971, and **1972**, on request of Assembly Member McDonald.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that today is the last day for an author to notice his or her intent to remove an Assembly bill introduced in 1995 from the inactive file for the purpose of returning it to the Third Reading File.

Speaker pro Tempore Aguiar also announced that all bills passed temporarily on file on this day would be recorded as a "Pass on File".

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1624 (McDonald)—An act to amend Section 18526 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—71

Ackerman	Caldera	Hawkins	Murray, Kevin
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
Baugh	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brown	Goldsmith	McDonald	Villaraigosa
Brulte	Granlund	McPherson	Woods
Burton	Harvey	Miller	Mr. Speaker
Bustamante	Hauser	Morrissey	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 208 (Cannella)—An act to add Sections 17053.51 and 23651 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 Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 208

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 208 be laid upon the table.

Assembly Member Miller seconded the motion.

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, 2:09 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1098 (Woods)—An act to amend Section 23153 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.

Motion to Table Isenberg Amendments to Assembly Bill No. 1098

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 1098 be laid upon the table.

Assembly Member Knight seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Isenberg 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. 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.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Kevin Murray, Alpert, Cannella, Bustamante, and Katz 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 Pringle moved a call of the Assembly.

Motion carried. Time, 2:18 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 50 (Johnson)—An act to repeal Section 6357 of the Labor Code, relating to employment.

Bill read third time.

Demand for Previous Question

Assembly Members Burton, Tucker, Hauser, Rogan, and Alby demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Assembly Member Knox arose to the following parliamentary inquiry:

Will Members be recognized to place a call of the Assembly?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that a Member will be recognized to move a call of the Assembly if the vote has not been previously announced.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 745, on request of Assembly Member Kuykendall.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1432 (Firestone)—An act to amend Section 44830.3 of the Education Code, relating to schools.

Bill read third time, and passed by the following vote:

AYES—46

Ackerman	Brulte	House	Olberg
Aguiar	Caldera	Kaloogian	Poochigian
Alby	Conroy	Knight	Rainey
Alpert	Cortese	Knowles	Richter
Baldwin	Cunneen	Kuykendall	Rogan
Battin	Davis	Machado	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	Mazzoni	Weggeland
Bordonaro	Goldsmith	McPherson	Woods
Bowen	Granlund	Miller	Mr. Speaker
Bowler	Harvey	Morrissey	
Brewer	Hoge	Morrow	

NOES—26

Archie-Hudson	Cannella	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Sweeney
Brown	Figueroa	Lee	Tucker
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1813 (Knight)—An act to add Section 44019 to, and to repeal Article 2.7 (commencing with Section 44929.20) of Chapter 4 of Part 25 of, the Education Code, relating to certificated employees.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Burton, Ducheny, Margett, and Goldsmith 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 Knight moved a call of the Assembly.

Motion carried. Time, 2:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1179 (Bordonaro)—An act to amend Sections 11346.3, 11346.9, 11349.1, and 15363.6 of the Government Code, relating to economic development.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bordonaro moved a call of the Assembly.

Motion carried. Time, 2:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1856 (McPherson)—An act to amend Section 12302 of the Elections Code, relating to elections.

Bill read third time.

Parliamentary Inquiry

Assembly Member Caldera arose to the following parliamentary inquiry:

On what basis is the Speaker limiting debate on items on today's file to two proponents and two opponents given that the Body has not agreed to limit debate?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that informal agreement was reached with leadership that debate on items on this day's file be limited.

Demand for Previous Question

Assembly Members Conroy, Thompson, Brewer, Miller, and McDonald demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

Alpert	Cunneen	Isenberg	Napolitano
Archie-Hudson	Davis	Katz	Rainey
Baca	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Setencich
Bowen	Figueroa	Kuykendall	Sher
Brown	Firestone	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Frusetta	Martinez	Tucker
Caldera	Gallegos	Mazzoni	Vasconcellos
Campbell	Hannigan	McDonald	Villaraigosa
Cannella	Harvey	McPherson	
Cortese	Hauser	Murray, Willard	

NOES—23

Ackerman	Boland	Granlund	Poochigian
Aguiar	Bordonaro	Hoge	Rogan
Alby	Bowler	Kaloogian	Thompson
Baldwin	Brewer	Knowles	Weggeland
Battin	Brulte	Miller	Mr. Speaker
Baugh	Goldsmith	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1856: Assembly Member Poochigian, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1719 (Isenberg)—An act to add Section 8901.7 to the Government Code, relating to public officers and employees.

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, 3:06 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1363 (Knowles)—An act to add Section 4191 to the Fish and Game Code, relating to mountain lions.

Bill read third time.

Point of Order

Assembly Member Speier arose to the following point of order:

That Assembly Bill No. 1363 appears to be a spot bill and should therefore be re-referred to the Committee on Rules.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well-taken.

Demand for Previous Question

Assembly Members Thompson, Burton, Ackerman, Firestone, and House demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

Ackerman	Bustamante	Kaloogian	Rainey
Aguiar	Cannella	Knight	Richter
Alby	Conroy	Knowles	Rogan
Baca	Cortese	Kuykendall	Setencich
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Baugh	Gallegos	Miller	Weggeland
Boland	Granlund	Morrissey	Woods
Bordonaro	Harvey	Morrow	Mr. Speaker
Bowler	Hawkins	Murray, Willard	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—28

Alpert	Campbell	Hauser	Napolitano
Archie-Hudson	Davis	Isenberg	Sher
Bates	Ducheny	Katz	Speier
Bowen	Escutia	Kuehl	Sweeney
Brown	Figueroa	Lee	Tucker
Burton	Friedman	Martinez	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 456 (Bustamante)—An act to add Section 7079 to the Government Code, relating to enterprise zones.

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, 3:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 409 (Battin)—An act to amend Section 14007.1 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and passed by the following vote:

AYES—44

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cunneen	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Setencich
Baugh	Gallegos	Margett	Sweeney
Boland	Goldsmith	McPherson	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowen	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Olberg	Mr. Speaker

NOES—29

Archie-Hudson	Cannella	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Brown	Escutia	Lee	Tucker
Burton	Figueroa	Machado	Villaraigosa
Bustamante	Friedman	Martinez	
Caldera	Hauser	Mazzoni	
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

MOTION TO PLACE CALL OF THE ASSEMBLY

Assembly Member Kevin Murray moved to place a call of the Assembly on Assembly Bill No. 409.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion to place a call of the Assembly out of order as the vote on Assembly Bill No. 409 had previously been announced.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 797 (Archie-Hudson)—An act to add Part 66 (commencing with Section 100000) to the Education Code, relating to the financing of educational technology infrastructure, through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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. 185 (Willard Murray)—An act to amend and repeal Section 25332 of the Government Code, relating to county services.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Ackerman, Morrissey, Battin, and Olberg demanded the previous question.

Roll Call Demanded

Assembly Members Speier, Napolitano, and Martinez, demanded a roll call.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—38

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Kuykendall	Richter
Baldwin	Firestone	Margett	Rogan
Battin	Frusetta	McPherson	Takasugi
Baugh	Goldsmith	Miller	Thompson
Boland	Granlund	Morrissey	Woods
Bordonaro	Hawkins	Murray, Kevin	Mr. Speaker
Bowler	Hoge	Murray, Willard	
Brewer	House	Olberg	

NOES—34

Alpert	Davis	Knowles	Sher
Archie-Hudson	Escutia	Knox	Speier
Baca	Figueroa	Kuehl	Sweeney
Bates	Friedman	Lee	Tucker
Bowen	Gallegos	Machado	Vasconcellos
Brown	Hannigan	Martinez	Villaraigosa
Bustamante	Harvey	Mazzoni	Weggeland
Caldera	Hauser	Morrow	
Cannella	Katz	Napolitano	

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 Knox 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.

ASSEMBLY BILL NO. 589 (Rainey)—An act to amend Sections 3001 and 3057 of the Penal Code, relating to parole.

Bill read third time, and passed by the following vote:

AYES—62

Ackerman	Conroy	Katz	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Alpert	Davis	Knox	Rogan
Baca	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Machado	Sher
Battin	Gallegos	Margett	Speier
Baugh	Goldsmith	Martinez	Sweeney
Boland	Granlund	Mazzoni	Takasugi
Bordonaro	Hannigan	McPherson	Thompson
Bowen	Harvey	Miller	Tucker
Bowler	Hauser	Morrissey	Weggeland
Brewer	Hawkins	Morrow	Woods
Brulte	Hoge	Murray, Willard	Mr. Speaker
Caldera	House	Napolitano	
Cannella	Kaloogian	Olberg	

NOES—9

Archie-Hudson	Ducheny	Lee
Brown	Escutia	Murray, Kevin
Campbell	Isenberg	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 15 (Pringle)—An act to amend Section 31000 of the Government Code, relating to county contracts.

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, 3:44 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 243 (Battin)—An act to amend Section 7073 of the Government Code, relating to enterprise zones.

Bill read third time.

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, 3:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 246 (Morrow)—An act to amend Sections 1981, 48900, 48915.2, and 48918 of, and to add Section 48915.2 to, the Education Code, and to add Section 827.1 to the Welfare and Institutions Code, relating to pupil expulsion.

Bill read third time.

Demand for Previous Question

Assembly Members Kevin Murray, Brulte, Ackerman, Baldwin, and Setencich demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

Ackerman	Bustamante	Hawkins	Morrow
Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	House	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Baldwin	Cunneen	Knight	Rainey
Battin	Davis	Knowles	Richter
Baugh	Ducheny	Knox	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	

NOES—13

Archie-Hudson	Campbell	Lee	Villaraigosa
Baca	Friedman	McDonald	
Burton	Isenberg	Napolitano	
Caldera	Kuehl	Vasconcellos	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1207 (Mazzoni)—An act to add and repeal Sections 17052.19 and 23617.7 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—70

Ackerman	Cannella	Kaloogian	Napolitano
Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Frusetta	Machado	Sweeney
Boland	Gallegos	Margett	Takasugi
Bordonaro	Goldsmith	Martinez	Thompson
Bowen	Granlund	Mazzoni	Tucker
Bowler	Harvey	McDonald	Villaraigosa
Brewer	Hauser	McPherson	Weggeland
Brown	Hawkins	Miller	Woods
Brulte	Hoge	Morrissey	Mr. Speaker
Bustamante	House	Morrow	
Campbell	Isenberg	Murray, Willard	

NOES—5

Burton	Escutia	Speier
Caldera	Hannigan	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 988 (Hawkins)—An act to amend Section 1324 of, and to repeal Section 1324.1 of, the Penal Code, relating to criminal procedure.

Bill read third time, and passed by the following vote:

AYES—53

Ackerman	Caldera	House	Olberg
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Battin	Firestone	Kuykendall	Takasugi
Baugh	Frusetta	Machado	Thompson
Boland	Goldsmith	Margett	Weggeland
Bordonaro	Granlund	McPherson	Woods
Bowen	Harvey	Miller	Mr. Speaker
Bowler	Hauser	Morrissey	
Brewer	Hawkins	Morrow	
Brulte	Hoge	Murray, Willard	

NOES—18

Archie-Hudson	Ducheny	Lee	Sher
Bates	Friedman	Martinez	Speier
Brown	Hannigan	Mazzoni	Villaraigosa
Burton	Isenberg	McDonald	
Campbell	Kuehl	Napolitano	

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. 988

January 29, 1996

The Honorable Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: I inadvertently voted no on AB 988. I would like the record to reflect that I intended to vote aye.

Thank you for your consideration in this matter.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 410 (Battin)—An act to amend Section 1151 of the Evidence Code, relating to evidence.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—32

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Davis	Isenberg	Murray, Kevin
Baca	Ducheny	Katz	Murray, Willard
Bates	Escutia	Knox	Napolitano
Bowen	Figueroa	Kuehl	Sher
Brown	Friedman	Lee	Speier
Burton	Gallegos	Martinez	Sweeney
Caldera	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1249 (House)—An act to amend Section 340.2 of the Code of Civil Procedure, relating to the commencement of actions.

Bill read third time.

Demand for Previous Question

Assembly Members Rogan, Ackerman, Morrissey, Battin, and Kuykendall demanded the previous question. Demand sustained.

Point of Order

Assembly Member Martinez arose to the following point of order:

That Assembly Member Goldsmith spoke previously on the bill and is not in order to ask a question of the author on closing time for debate.

Ruling by Speaker pro Tempore

The 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—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Alpert	Campbell	Isenberg	Sher
Archie-Hudson	Davis	Katz	Speier
Baca	Ducheny	Knox	Sweeney
Bates	Escutia	Kuehl	Tucker
Bowen	Figueroa	Lee	Vasconcellos
Brown	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1862 (Morrow)—An act to amend Section 3295 of, and to add Section 3294.5 to, the Civil Code, relating to exemplary damages.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Mazzoni, Tucker, Kaloogian, and Baldwin demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Hannigan	Mazzoni	
Campbell	Hauser	McDonald	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 385 (Tucker)—An act to amend Section 25761 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Caldera	Hoge	Napolitano
Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Escutia	Kuykendall	Speier
Baugh	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Tucker
Bowen	Frusetta	Martinez	Villaraigosa
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McDonald	Woods
Brown	Granlund	McPherson	Mr. Speaker
Brulte	Harvey	Miller	
Burton	Hauser	Morrissey	
Bustamante	Hawkins	Morrow	

NOES—1

Isenberg

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 4:31 p.m., unanimous consent was granted that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 4:32 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 5:23 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 525 (Aguiar)—An act to amend Section 3352 of the Labor Code, and to add Section 634 to the Unemployment Insurance Code, relating to employment.

Bill read third time.

Demand for Previous Question

Assembly Members Rogan, Thompson, Ducheny, Alpert, and Baldwin demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—34

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Figueroa	Lee	Speier
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1042 (Alpert)—An act to add Section 24013.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Morrow withdrew his amendments to Assembly Bill No. 1042.

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, 5:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PASSED ON FILE

Assembly Bill No. 121—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 398 (Aguiar)—An act to amend Section 1198 of the Labor Code, relating to employment.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Knox withdrew his amendments to Assembly Bill No. 398.

Demand for Previous Question

Assembly Members Burton, Thompson, Brulte, Kuykendall, and Hauser demanded the previous question.

Roll Call Demanded

Assembly Members Willard Murray, Knox, and McDonald, demanded a roll call.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cunneen	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Takasugi
Battin	Goldsmith	Margett	Thompson
Baugh	Granlund	McPherson	Weggeland
Boland	Harvey	Miller	Woods
Bordonaro	Hauser	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—30

Alpert	Cannella	Knox	Murray, Willard
Archie-Hudson	Davis	Kuehl	Napolitano
Baca	Figueroa	Lee	Sher
Bates	Friedman	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Brown	Hannigan	Mazzoni	Villaraigosa
Bustamante	Isenberg	McDonald	
Caldera	Katz	Murray, Kevin	

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 Knox moved a call of the Assembly.

Motion carried. Time, 5:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1251 (House)—An act to amend Section 6304.5 of the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—33

Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knox	Sher
Baca	Escutia	Kuehl	Speier
Bates	Figueroa	Lee	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown	Gallegos	Mazzoni	Villaraigosa
Burton	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 9—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1202 (Woods)—An act to amend Section 701.3 of the Public Utilities Code, relating to public utilities.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Hawkins, Miller, Bowler, and Rainey demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—48

Aguiar	Cannella	Hauser	Morrissey
Alpert	Cortese	Hawkins	Murray, Willard
Archie-Hudson	Cunneen	House	Napolitano
Baca	Davis	Isenberg	Poochigian
Bates	Ducheny	Kuehl	Rainey
Battin	Escutia	Kuykendall	Setencich
Bordonaro	Figueroa	Machado	Sher
Bowen	Firestone	Martinez	Speier
Brown	Frusetta	Mazzoni	Sweeney
Burton	Granlund	McDonald	Tucker
Caldera	Hannigan	McPherson	Villaraigosa
Campbell	Harvey	Miller	Woods

NOES—21

Ackerman	Brulte	Knowles	Thompson
Alby	Goldsmith	Knox	Weggeland
Baldwin	Hoge	Lee	Mr. Speaker
Baugh	Kaloogian	Morrow	
Bowler	Katz	Murray, Kevin	
Brewer	Knight	Olberg	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 5 (Boland)—An act to add Section 53087 to the Government Code, relating to local agencies.

Bill read third time.

Motion to Amend by Assembly Member Escutia—Set 1

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

Motion to Table Escutia Amendments to Assembly Bill No. 5—Set 1

Assembly Member Rogan moved that the amendments offered by Assembly Member Escutia to Assembly Bill No. 5 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Escutia—Set 2

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

Motion to Table Escutia Amendments to Assembly Bill No. 5—Set 2

Assembly Member Thompson moved that the amendments offered by Assembly Member Escutia to Assembly Bill No. 5—Set 2 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

Demand for Previous Question

Assembly Members Morrissey, Kaloogian, Hawkins, Isenberg, and Ducheny demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hannigan	Mazzoni
Archie-Hudson	Cannella	Hauser	McDonald
Baca	Cortese	Isenberg	Murray, Kevin
Bates	Davis	Katz	Murray, Willard
Bowen	Ducheny	Knox	Napolitano
Brown	Escutia	Kuehl	Sher
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 681 BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Senate Bill No. 681, out of order.

SENATE BILL NO. 681 (Alquist)—An act to amend Section 4497.38 of the Penal Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, and to add Sections 912.5 and 17001.51 to, the Welfare and Institutions Code, relating to local government assistance, and making an appropriation therefor.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Aguiar withdrew his amendments to Senate Bill No. 681.

Motion to Amend by Assembly Member Bustamante

Assembly Member Bustamante moved the adoption of amendments.

Amendments read.

Motion to Table Bustamante Amendments to Senate Bill No. 681

Assembly Member Thompson moved that the amendments offered by Assembly Member Bustamante to Senate Bill No. 681 be laid upon the table.

Assembly Member Brewer seconded the motion.

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, 6:28 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 276 (Cannella)—An act to add Sections 31693 and 31694.5 to the Government Code, relating to county employees.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Villaraigosa
Brown	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Assembly Member Rogan arose to the following parliamentary inquiry:

By what procedure can the bills reported from committees on Friday, January 26, 1996 be taken up in order to comport with the will of the Body, and the committee process?

Reply by Speaker

The Speaker replied that committees heard and reported the bills in compliance with House deadlines and were delayed due to the process of amending; therefore, those measures shall not be prejudiced.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is Assembly Member Rogan not inquiring as to the status of bills that were not reported in compliance with the deadline, and further, would a rule waiver not be necessary in order to have the bills taken up by the Body?

Reply by Speaker

The Speaker replied in the affirmative, that a rule waiver would be necessary to permit the bills to be taken up.

MOTION TO TAKE UP BILLS WITHOUT REFERENCE TO FILE

Assembly Member Rogan moved that all bills reported from committees today be taken up without reference to file for purpose of second reading; that bills reported with amendments be read a second time and amended; and that all bills be ordered returned to the second reading file for the next legislative day.

Assembly Member Kuykendall seconded the motion.

Point of Order

Assembly Member Burton arose to the following point of order:

That pursuant to Article IV, Section 8(b) a bill must be read in the Assembly on three separate days.

Ruling by Speaker

The Speaker ruled the point of order not well-taken; that a request has not been made to suspend Article IV, Section 8(b) of the Constitution.

Parliamentary Inquiry

Assembly Member Kevin Murray arose to the following parliamentary inquiry:

Does this motion not require prior action by the Rules Committee?

Reply by Speaker

The Speaker replied in the negative.

Parliamentary Inquiry

Assembly Member Battin arose to the following parliamentary inquiry:

What is the vote required for Assembly Member Rogan's motion to carry?

Reply by Speaker

The Speaker replied that 40 votes would be required for the Rogan motion to carry.

Parliamentary Inquiry

Assembly Member Katz arose to the following parliamentary inquiry:

Custom and precedence of the House has required ⅔ of the Members present and voting for such a motion to carry. What is the basis for the ruling of 40 votes?

Reply by Speaker

The Speaker replied that the committees properly reported the bills in compliance with the deadlines and administrative delays prevented the bills from being properly before the House; therefore the bills would be properly before the House if a majority of the House consents.

Parliamentary Inquiry

Assembly Member Katz arose to the following parliamentary inquiry:

Based upon custom and precedence of the House, what is the vote required to suspend the rules?

Request to Withdraw Motion

Assembly Member Rogan requested unanimous consent to withdraw his motion to take up bills without reference to file for purpose of second reading and adoption of amendments.

Assembly Member Katz withheld unanimous consent.

Point of Order

Assembly Member Isenberg arose to the following point of order:

The bills in question were not reported to the Desk in compliance with the deadlines, therefore the bills may not be submitted and read three times unless rules are changed. On what authority are rules being changed to permit the bills to be properly before the Body?

Reply by Speaker

The Speaker replied that rules of the House are not being changed.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

Do the rules not require bills to be reported to the Desk prior to being placed upon the second reading file?

Reply by Speaker

The Speaker replied that some measures did not meet the deadline to be placed upon the second reading file.

Parliamentary Inquiry

Assembly Member Kevin Murray arose to the following parliamentary inquiry:

When were the measures in question reported to the Desk?

Reply by Speaker

The Speaker replied that the measures were reported to the Desk on Friday, January 26, 1996.

Further Consideration Passed Temporarily

Further consideration of the motion by Assembly Member Rogan was passed temporarily.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1700

Assembly Member Poochigian was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 4533), Assembly Bill No. 1700 was read a second time; committee amendments from the Committee on Appropriations were read and adopted and that the bill be ordered returned to second reading for January 30, 1996.

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 Norm Sharpe, of Redding.

Assembly Member Sher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Schultz, of Palo Alto.

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 Verna Renz Tarkington, of Hollister.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE ISENBERG AMENDMENTS TO ASSEMBLY BILL NO. 208

At 7:05 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 table Isenberg amendments to Assembly Bill No. 208 carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Setencich
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

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. 208: Assembly Member McPherson, from "Aye" to "Not Voting".

Further Consideration of Assembly Bill No. 208

ASSEMBLY BILL NO. 208 (Cannella)—An act to add Sections 17053.51 and 23651 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Ackerman	Cannella	Katz	Olberg
Aguiar	Conroy	Knight	Poochigian
Alby	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Baugh	Frusetta	Machado	Takasugi
Boland	Goldsmith	Margett	Thompson
Bordonaro	Granlund	Mazzoni	Tucker
Bowler	Harvey	McPherson	Weggeland
Brewer	Hauser	Miller	Woods
Brown	Hawkins	Morrissey	Mr. Speaker
Brulte	Hoge	Morrow	
Bustamante	House	Murray, Kevin	
Campbell	Kaloogian	Murray, Willard	

NOES—12

Bates	Caldera	Isenberg	Napolitano
Bowen	Figueroa	Kuehl	Sweeney
Burton	Friedman	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE ISENBERG AMENDMENTS TO ASSEMBLY BILL NO. 1098

At 7:06 p.m., on motion of Assembly Member Isenberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to table Isenberg amendments to Assembly Bill No. 1098 carried by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Further Consideration of Assembly Bill No. 1098

ASSEMBLY BILL NO. 1098 (Woods)—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Demand for Previous Question

Assembly Members Morrissey, Burton, Escutia, Hawkins, and Burton demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowen	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—24

Alpert	Campbell	Knox	Murray, Kevin
Archie-Hudson	Escutia	Kuehl	Murray, Willard
Bates	Friedman	Lee	Sher
Brown	Hauser	Martinez	Sweeney
Burton	Isenberg	Mazzoni	Tucker
Caldera	Katz	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 37

At 7:09 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 Battin moved to continue the call of the Assembly.

Motion carried. Time, 7:10 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 ASSEMBLY BILL NO. 1813

At 7:10 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.

Assembly Bill No. 1813 refused passage by the following vote:

AYES—29

Ackerman	Brulte	Margett	Rogan
Alby	Conroy	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Weggeland
Battin	Harvey	Morrow	Woods
Baugh	Hoge	Olberg	Mr. Speaker
Boland	House	Poochigian	
Bowler	Knight	Rainey	
Brewer	Knowles	Richter	

NOES—44

Alpert	Cortese	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Setencich
Bowen	Escutia	Kuykendall	Sher
Brown	Figueroa	Lee	Speier
Burton	Firestone	Machado	Sweeney
Bustamante	Friedman	Martinez	Takasugi
Caldera	Gallegos	Mazzoni	Tucker
Campbell	Hannigan	McDonald	Vasconcellos
Cannella	Hauser	McPherson	Villaraigosa

Motion to Reconsider Assembly Bill No. 1813 on Next Legislative Day

Assembly Member Knight moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1813 was this day refused passage.

Assembly Bill No. 1813 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1179

At 7:11 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. 1179 passed by the following vote:

AYES—42

Ackerman	Cannella	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—30

Archie-Hudson	Escutia	Knox	Sher
Bowen	Figueroa	Kuehl	Speier
Brown	Friedman	Lee	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Vasconcellos
Caldera	Hauser	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	
Ducheny	Katz	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1719

At 7:12 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, 7:13 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 ASSEMBLY BILL NO. 456

At 7:13 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. 456 passed by the following vote:

AYES—49

Aguiar	Cortese	House	Murray, Willard
Alby	Cunneen	Isenberg	Napolitano
Baca	Davis	Katz	Poochigian
Bates	Ducheny	Knox	Speier
Baugh	Escutia	Kuehl	Sweeney
Boland	Figueroa	Lee	Tucker
Bowen	Gallegos	Machado	Vasconcellos
Bowler	Goldsmith	Margett	Villaraigosa
Brown	Granlund	Martinez	Woods
Burton	Hannigan	Mazzoni	Mr. Speaker
Bustamante	Harvey	McDonald	
Campbell	Hauser	McPherson	
Cannella	Hoge	Murray, Kevin	

NOES—13

Ackerman	Firestone	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	
Brulte	Knight	Sher	
Caldera	Knowles	Takasugi	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 185

At 7:13 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Knox moved to continue the call of the Assembly.

Motion carried. Time, 7:14 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 ASSEMBLY BILL NO. 15

At 7:14 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.

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, 7:15 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 ASSEMBLY BILL NO. 243

At 7:15 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. 243 passed by the following vote:

AYES—51

Ackerman	Conroy	Hoge	Morrow
Aguiar	Cortese	House	Olberg
Alby	Cunneen	Kaloogian	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Firestone	Knox	Rogan
Baugh	Frusetta	Kuykendall	Setencich
Boland	Gallegos	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	Martinez	Weggeland
Brewer	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Cannella	Hawkins	Morrissey	

NOES—16

Archie-Hudson	Figueroa	Lee	Sher
Brown	Friedman	Murray, Kevin	Speier
Burton	Isenberg	Murray, Willard	Tucker
Caldera	Kuehl	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1042

At 7:15 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. 1042 passed by the following vote:

AYES—47

Aguiar	Caldera	Granlund	Mazzoni
Alby	Campbell	Hannigan	McDonald
Alpert	Cannella	Harvey	Murray, Kevin
Archie-Hudson	Cortese	Hauser	Murray, Willard
Baca	Davis	Hawkins	Napolitano
Baldwin	Ducheny	Isenberg	Sher
Bates	Escutia	Katz	Speier
Bowen	Figueroa	Knox	Sweeney
Bowler	Friedman	Kuehl	Thompson
Brown	Frusetta	Lee	Tucker
Burton	Gallegos	Machado	Villaraigosa
Bustamante	Goldsmith	Martinez	

NOES—30

Ackerman	Firestone	McPherson	Rogan
Baugh	Hoge	Miller	Setencich
Boland	House	Morrissey	Takasugi
Bordonaro	Kaloogian	Morrow	Weggeland
Brewer	Knight	Olberg	Woods
Brulte	Knowles	Poochigian	Mr. Speaker
Conroy	Kuykendall	Rainey	
Cunneen	Margett	Richter	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 398

At 7:15 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 398 passed by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—34

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE BUSTAMANTE AMENDMENTS TO SENATE BILL NO. 681

At 7:16 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 table Bustamante amendments to Senate Bill No. 681 carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Olberg
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Gallegos	McPherson	Thompson
Boland	Goldsmith	Miller	Tucker
Bordonaro	Granlund	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Napolitano	

NOES—28

Alpert	Caldera	House	Murray, Willard
Baca	Cannella	Knox	Poochigian
Bates	Davis	Kuehl	Setencich
Bowen	Ducheny	Machado	Sher
Brown	Hannigan	Martinez	Speier
Burton	Harvey	McDonald	Villaraigosa
Bustamante	Hauser	Murray, Kevin	Woods

Further Consideration of Senate Bill No. 681

SENATE BILL NO. 681 (Alquist)—An act to amend Section 4497.38 of the Penal Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, and to add Sections 912.5 and 17001.51 to, the Welfare and Institutions Code, relating to local government assistance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Aguiar.

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, 7:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILL ORDERED TRANSMITTED IMMEDIATELY

Assembly Member Bustamante was granted unanimous consent that Assembly Bill No. 456 be transmitted to the Senate immediately.

CAUCUS ANNOUNCEMENTS

At 7:19 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 7:19 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 8:20 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 432
Assembly Bill No. 954
Assembly Bill No. 1348

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1730

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1389

With amendments with the recommendation: Amend, and do pass, as amended.

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1073

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 565

Assembly Bill No. 800

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: January 23, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 462

Assembly Bill No. 890

Assembly Bill No. 1084

Assembly Bill No. 1562

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 501

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

RESOLUTIONS

The following resolution was taken up without reference to committee, by unanimous consent.

Resolution to Suspend Joint Rules

By Assembly Member Olberg:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Natural Resources and Appropriations to meet, consider, and report Assembly Bill No. 1373 for further action.

Resolution read, and adopted by the following vote:

AYES—74

Ackerman	Campbell	House	Murray, Willard
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
Baugh	Figueroa	Lee	Sher
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Villaraigosa
Brown	Granlund	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1373

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.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Appropriations be permitted to hold a special meeting and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1373 and 294 for hearing.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that the following bills be taken up without reference to file for purpose of second reading and adoption of committee amendments, and that the bills be ordered returned to the second reading file for Tuesday, January 30, 1996, to be ordered to the third reading file for Wednesday, January 31, 1996:

Assembly Bills Nos. 432, 954, 1348, 1730, 1389, 1073, 565, 800, 462, 890, 1084, 1562, and 501; and that Assembly Bills Nos. 294 and 1373 be taken up, upon being reported from the Committee on Appropriations, read a second time, any amendments to the bills read and adopted, and that the bills be ordered to the third reading file for Wednesday, January 31, 1996.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 432—An act to add Section 3333.4 to the Civil 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.

ASSEMBLY BILL NO. 954—An act to add Sections 818.10 and 821.3 to the Government Code, relating to public 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.

ASSEMBLY BILL NO. 1348—An act to amend Sections 903, 903.1, 903.25, and 903.3 of the Welfare and Institutions Code, relating to juveniles.

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.

ASSEMBLY BILL NO. 1730—An act to add Section 349.5 to the Code of Civil Procedure, relating to civil 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.

ASSEMBLY BILL NO. 1389—An act to add Chapter 11 (commencing with Section 21750) to Division 8 of the Business and Professions Code, relating to copyright.

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.

ASSEMBLY BILL NO. 1073—An act to add Section 847.1 to the Civil 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.

ASSEMBLY BILL NO. 565—An act to add Sections 815.5 and 825.8 to the Government Code, relating to governmental tort 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.

ASSEMBLY BILL NO. 800—An act to add Section 3044 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.

ASSEMBLY BILL NO. 462—An act to amend Section 1368.1 of, and to repeal and add Section 1538.5 to, the Penal 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 returned to the second reading file.

ASSEMBLY BILL NO. 890—An act to amend Section 219 of the Code of Civil Procedure, and to amend Sections 12027, 12027.1, and 12031 of the Penal Code, relating to peace officers.

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.

ASSEMBLY BILL NO. 1084—An act to amend Sections 3003 and 3058.6 of 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 returned to the second reading file.

ASSEMBLY BILL NO. 1562—An act to amend Section 290 of the Penal Code, relating to sex offenders.

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.

ASSEMBLY BILL NO. 501—An act to amend Section 1431 of, and to add Section 1431.01 to, the Civil Code, regarding obligations.

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.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 37

At 8:29 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 urgency clause to Assembly Bill No. 37 refused adoption by the following vote:

AYES—50

Ackerman	Cortese	House	Rainey
Aguiar	Cunneen	Isenberg	Richter
Alby	Ducheny	Kaloogian	Rogan
Baldwin	Firestone	Knight	Setencich
Battin	Frusetta	Knowles	Sweeney
Baugh	Gallegos	Kuykendall	Takasugi
Boland	Goldsmith	Margett	Tucker
Bordonaro	Granlund	Martinez	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Murray, Willard	Mr. Speaker
Burton	Hawkins	Olberg	
Campbell	Hoge	Poochigian	

NOES—15

Alpert	Cannella	Knox	Napolitano
Baca	Conroy	Lee	Speier
Bates	Figueroa	Morrow	Thompson
Caldera	Katz	Murray, Kevin	

Motion to Reconsider Urgency Clause to Assembly Bill No. 37 on Next Legislative Day

Assembly Member Rogan moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 37 was this day refused adoption.

Assembly Bill No. 37 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1719

At 8:29 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. 1719 refused passage by the following vote:

AYES—40

Alpert	Campbell	Frusetta	Mazzoni
Archie-Hudson	Cannella	Goldsmith	McPherson
Baca	Cortese	Hannigan	Murray, Kevin
Bates	Cunneen	Hauser	Napolitano
Bowen	Davis	Isenberg	Setencich
Brewer	Ducheny	Katz	Sher
Brown	Escutia	Knox	Speier
Burton	Figueroa	Kuykendall	Sweeney
Bustamante	Firestone	Machado	Tucker
Caldera	Friedman	Martinez	Vasconcellos

NOES—26

Ackerman	Granlund	Kuehl	Takasugi
Battin	Harvey	Lee	Thompson
Baugh	Hawkins	Margett	Villaraigosa
Boland	Hoge	McDonald	Woods
Bordonaro	Kaloogian	Morrow	Mr. Speaker
Brulte	Knight	Murray, Willard	
Gallegos	Knowles	Olberg	

Objection to Vote Adds

Assembly Member Isenberg announced that he would object to vote adds on the vote taken on Assembly Bill No. 1719.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 185

At 8:31 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 185 refused passage by the following vote:

AYES—37

Ackerman	Cortese	House	Rainey
Aguiar	Figueroa	Isenberg	Richter
Alpert	Firestone	Knight	Rogan
Archie-Hudson	Friedman	Knox	Setencich
Baca	Gallegos	Lee	Takasugi
Baldwin	Goldsmith	Margett	Villaraigosa
Boland	Granlund	Mazzoni	Woods
Bustamante	Hannigan	Miller	
Campbell	Hauser	Murray, Kevin	
Cannella	Hawkins	Murray, Willard	

NOES—31

Alby	Brulte	Hoge	Poochigian
Bates	Burton	Kaloogian	Sher
Battin	Caldera	Knowles	Speier
Baugh	Cunneen	Kuykendall	Sweeney
Bordonaro	Davis	Martinez	Thompson
Bowen	Ducheny	McPherson	Weggeland
Bowler	Escutia	Napolitano	Mr. Speaker
Brewer	Harvey	Olberg	

Motion to Reconsider Assembly Bill No. 185 on Next Legislative Day

Assembly Member Willard Murray moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 185 was this day refused passage.

Assembly Bill No. 185 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 15

At 8:31 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.

Assembly Bill No. 15 refused passage by the following vote:

AYES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Takasugi
Baldwin	Goldsmith	Margett	Thompson
Battin	Granlund	Miller	Weggeland
Baugh	Harvey	Morrissey	Woods
Boland	Hawkins	Morrow	Mr. Speaker
Bordonaro	Hoge	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Motion to Reconsider Assembly Bill No. 15 on Next Legislative Day

Assembly Member Rogan moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 15 was this day refused passage.

Assembly Bill No. 15 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 681

At 8:31 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.

Senate Bill No. 681 passed by the following vote:

AYES—42

Ackerman	Brulte	Isenberg	Olberg
Aguiar	Campbell	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Cortese	Knowles	Rogan
Battin	Cunneen	Kuykendall	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	McPherson	Tucker
Bordonaro	Goldsmith	Miller	Weggeland
Bowen	Granlund	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Murray, Kevin	

NOES—27

Archie-Hudson	Cannella	House	McDonald
Baca	Ducheny	Katz	Murray, Willard
Bates	Escutia	Knox	Setencich
Brown	Figueroa	Kuehl	Sher
Burton	Friedman	Lee	Sweeney
Bustamante	Gallegos	Machado	Villaraigosa
Caldera	Harvey	Martinez	

Bill ordered transmitted to the Senate immediately.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2105—Baldwin. An act to amend Section 4 of Chapter 975 of the Statutes of 1995, relating to pupil assessments.

ASSEMBLY BILL NO. 2106—Baldwin. An act to amend Section 47602 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2107—Baldwin. An act to amend Section 47605 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2108—Mazzoni. An act to amend Section 42885 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2109—Pringle and Baugh. An act relating to the Orange County Water and Sanitation District.

ASSEMBLY BILL NO. 2110—Tucker. An act to add Section 18953.6 to the Welfare and Institutions Code, relating to child abuse prevention.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member McDonald announced her intention to request that Assembly Bills Nos. 1622, 1971, and 1972 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO ADJOURN

At 8:32 p.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Motion carried.

BILLS PASSED ON FILE

Assembly Bills Nos. 1533, 205, 1220, 180, 1601, and 1729 —Passed on file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1624: Alby, Bowler, Kaloogian, and Martinez—Aye.

Assembly Bill No. 50: Bowen, Brown, Bustamante, Cortese, Davis, Katz, Kuehl, Martinez, and Sher—No.

Assembly Bill No. 1432: Bowen—Aye; Bates, Brown, Bustamante, Cannella, Gallegos, Martinez, Sher, and Sweeney—No.

Assembly Bill No. 1856: Bowen and Knox—Aye; Bordonaro—No.

Assembly Bill No. 1363: Bustamante, Cortese, Gallegos, and McPherson—Aye; McDonald—No.

Assembly Bill No. 409: Gallegos, Hawkins, and Morrissey—Aye; Bates, Bustamante, and Katz—No.

Assembly Bill No. 589: Katz, Mazzoni, and Sher—Aye.

Assembly Bill No. 246: Alpert, Bustamante, and Machado—Aye.

Assembly Bill No. 1207: Bustamante and McDonald—Aye.

Assembly Bill No. 988: Baca and Knox—Aye; Bates, Ducheny, Kuehl, Mazzoni, and McDonald—No.

Assembly Bill No. 410: Mazzoni—No.

Assembly Bill No. 1249: Granlund—Aye; Bustamante and Katz—No.

Assembly Bill No. 385: Bates, Davis, Granlund, Knox, McDonald, and Woods—Aye.

Assembly Bill No. 1202: Bordonaro and Bowen—Aye; Baugh and Lee—No.

Assembly Bill No. 208: Lee—Aye.

Assembly Bill No. 1098: Bowen—Aye.

Senate Bill No. 681: Kevin Murray—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:33 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Baca, of the 62nd Assembly District, introduced Tom Haldersen and his son Tommy Haldersen, of San Bernardino.

Assembly Member Brown, of the 7th Assembly District, introduced Gloria Colter and her son, Matthew Colter, of Sonoma.

Assembly Member Morrissey, of the 69th Assembly District, introduced his son Mike Morrissey and Sam Cohn, both pilots for Southwest Airlines.

ADJOURNMENT

At 8:34 p.m., the Assembly adjourned until 8:30 a.m., Tuesday, January 30, 1996, out of respect to the memory of Rudy W. Giannetto, on motion of Assembly Member Cortese; out of respect to the memory of Elisabetta Matioli-Lewis and Victor E. Francy, on motion of Assembly Member Margett; out of respect to the memory of Norm Sharpe, on motion of Assembly Member Woods; out of respect to the memory of David Schultz, on motion of Assembly Member Sher; and out of respect to the memory of Verna Renz Tarkington, on motion of Assembly Member Frusetta.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 29, 1996

The following measures were amended in the Assembly on this day:

AB	RN
7	9602564
10	9603478
14	9605436
98	9603868
164	9602349
195	9605439
198	9603688
209	9602453
252	9603794
260	9605424
267	9605425
286	9605421
321	9534079
344	9605362
432	9605447
440	9605434
462	9605250
501	9605383
508	9605428
528	9605435
565	9605390
572	9603918
587	9605426
669	9603393
735	9605438
746	9605432
779	9602957
797	9605563
800	9605401
857	9605427
881	9605423
890	9605149
954	9605403
978	9605443
1026	9605429
1073	9605386
1084	9605290
1193	9603310
1221	9605418
1239	9603305
1322	9604181
1348	9605404
1353	9605422
1376	9605442
1389	9604840
1401	9605265
1403	9605416
1438	9603894
1460	9605441
1495	9605419
1537	9603318
1553	9605433
1562	9604829
1646	9605431
1675	9603636
1678	9603122
~~1700~~	~~9605417~~ *
1723	9605430
1730	9605492
1982	9603051

* Adoption of amendments rescinded.

Amendments were considered by the Assembly, but not adopted, to the following measures:

Assembly Bills

5 (Escutia amendments—Set 1, RN 9605515, laid upon the table)
(Escutia amendments—Set 2, RN 9605521, laid upon the table)

208 (Isenberg amendments, RN 9605060, laid upon the table)

1098 (Isenberg amendments, RN 9605055, laid upon the table)

Senate Bill

681 (Bustamante amendments—Set 2, RN 9605560, laid upon the table)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 30, 1996

ONE HUNDRED SIXTIETH SESSION DAY

FOUR 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
Tuesday, January 30, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 Conroy moved a quorum call of the Assembly. Motion carried. Time, 8:31 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:04 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O God of Our Fathers, You have dispelled the nightly shadows and shown us again the light of day. We ask You in Your bounty to forgive our sins and in Your mercy to accept our prayers, for it is in You we seek refuge. O God of all mercy and might, enlighten our minds and guard all our senses so that we may attain eternal life, for You are the source of life and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Katz, seconded by Assembly Member Knight.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 30, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 7
Assembly Bill No. 10
Assembly Bill No. 14
Assembly Bill No. 98
Assembly Bill No. 164
Assembly Bill No. 195
Assembly Bill No. 198
Assembly Bill No. 209
Assembly Bill No. 252
Assembly Bill No. 260
Assembly Bill No. 267
Assembly Bill No. 286
Assembly Bill No. 321
Assembly Bill No. 344
Assembly Bill No. 440
Assembly Bill No. 508
Assembly Bill No. 528
Assembly Bill No. 572
Assembly Bill No. 587
Assembly Bill No. 669
Assembly Bill No. 735
Assembly Bill No. 746
Assembly Bill No. 779
Assembly Bill No. 857
Assembly Bill No. 881
Assembly Bill No. 978
Assembly Bill No. 1026
Assembly Bill No. 1193
Assembly Bill No. 1221
Assembly Bill No. 1239
Assembly Bill No. 1322
Assembly Bill No. 1353

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 30, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1376
Assembly Bill No. 1401
Assembly Bill No. 1403
Assembly Bill No. 1438
Assembly Bill No. 1460
Assembly Bill No. 1495
Assembly Bill No. 1537
Assembly Bill No. 1553
Assembly Bill No. 1646
Assembly Bill No. 1675
Assembly Bill No. 1678
Assembly Bill No. 1723
Assembly Bill No. 1982

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 30, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 432
Assembly Bill No. 462
Assembly Bill No. 501
Assembly Bill No. 565
Assembly Bill No. 800
Assembly Bill No. 890
Assembly Bill No. 954
Assembly Bill No. 1073
Assembly Bill No. 1084
Assembly Bill No. 1348
Assembly Bill No. 1389
Assembly Bill No. 1562
Assembly Bill No. 1730

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 30, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 797

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2111—Rainey. An act to add Section 647.3 to the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2112—Goldsmith. An act to amend Section 6025 of the Penal Code, relating to corrections.

ASSEMBLY BILL NO. 2113—Miller. An act to amend Section 270 of the Code of Civil Procedure, relating to courts.

ASSEMBLY BILL NO. 2114—Villaraigosa. An act to amend Section 44938 of the Education Code, relating to school employees.

REQUEST FOR UNANIMOUS CONSENT

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 Shelley Prosser, of Glendale, daughter of John and Kathy Prosser and niece of Linda Prosser, sister of Melinda and Katie Prosser.

Assembly Members Vasconcellos and Cortese were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Antonio Soto, of San Jose.

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 Ada S. Felson, of Hayward.

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 John Heuser, of Rodeo.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that all bills passed temporarily on this day's file would be recorded as "Passed on File". Under the rules, measures passed on file a second time are placed upon the inactive file.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 205 (Cannella)—An act to repeal Section 19821 of the Government Code, relating to state employees.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Conroy	Kaloogian	Murray, Willard
Aguiar	Cortese	Katz	Napolitano
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Battin	Figueroa	Kuykendall	Setencich
Baugh	Firestone	Lee	Sher
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brown	Harvey	McDonald	Tucker
Brulte	Hauser	McPherson	Vasconcellos
Burton	Hawkins	Miller	Weggeland
Bustamante	Hoge	Morrissey	Woods
Caldera	House	Morrow	Mr. Speaker
Cannella	Isenberg	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 797 (Archie-Hudson)—An act to add Part 66 (commencing with Section 100000) to the Education Code, relating to the financing of educational technology infrastructure, through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Burton, Thompson, Hawkins, Kuykendall, and Kaloogian 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 Kevin Murray moved a call of the Assembly.

Motion carried. Time, 9:30 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1601 (Poochigian)—An act to add Section 1714.46 to the Civil Code, relating to product liability.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Brulte, Margett, Hawkins, and Knight 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 Poochigian moved a call of the Assembly.

Motion carried. Time, 9:41 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1729 (Morrow)—An act to add Article 12 (commencing with Section 1064) to Chapter 4 of Division 8 of the Evidence Code, relating to evidence.

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.

ASSEMBLY BILL NO. 9 (Goldsmith)—An act to amend Sections 17000 and 17107 of, to add Section 17000.1 to, and to repeal Sections 17000.5, 17000.6, 17001, 17001.5, 17020, 17030, and 17030.1 of, the Welfare and Institutions Code, relating to general assistance.

Bill read third time.

Demand for Previous Question

Assembly Members Brewer, Hawkins, Boland, Knight, and Hoge demanded the previous question. Demand sustained.

Point of Personal Privilege

Assembly Member Bates arose to a point of personal privilege.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of personal privilege out of order as a point of personal privilege is a matter involving a Member's dignity, integrity or honor and Assembly Member Bates' integrity was not impugned.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

Is it the custom and precedent of the House to allow questions of the author before the author has closed debate?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that there is custom and precedent of the House whereby authors have yielded to questions of Members on the author's time for debate.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

Is it opposite the Rules of the House for a Member to yield time to another Member?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that pursuant to the rules no Member shall yield to any other Member the time for which he or she is entitled to speak on any matter, in the absence of unanimous consent or ⅔ of the Members present and voting.

Unanimous Consent Withheld

Assembly Member Rogan announced that he would withhold unanimous consent on any requests by Members to ask questions of authors, after the author has closed debate.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

Did the Speaker pro Tempore not earlier advise that the rules and custom and precedent permit Members to ask questions of authors after the author has closed debate and was it not advised that the practice could be changed with an amendment to the Rules by the House?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that in the absence of any objection questions may be asked of the author after the author has closed debate, provided the author has remaining time for debate.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

After an author has closed debate, is there any opportunity for a Member to ask a question of the author on matters not previously raised during debate?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the Rules clearly state that no Member may yield time to another Member, and if objection is raised it would require ⅔ present and voting to suspend Rule 108.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

If a Member requests to ask a question of an author, does the author no longer have the right to refuse to answer a question?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that Assembly Member Rogan's objection relates to requests to ask questions of the author, after the author has closed debate; and that although the courtesy is normally extended, in the absence of unanimous consent it would require ⅔ of the Members present and voting to suspend Rule 108.

Parliamentary Inquiry

Assembly Member Bustamante arose to the following parliamentary inquiry:

Did the Speaker pro Tempore not indicate that an author may answer questions of Members while there is remaining time for debate, and is not a withholding of unanimous consent in order only after all time has expired?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that unanimous consent of the House is required for a Member to yield time to another Member, and that if objection is raised a vote of ⅔ of the Members present and voting is required to suspend the rules.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Bates	Figueroa	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown	Gallegos	Martinez	Tucker
Burton	Hannigan	Mazzoni	Vasconcellos
Bustamante	Hauser	McDonald	Villaraigosa
Caldera	Isenberg	Murray, Kevin	
Cannella	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 583 (Sher)—An act to add Chapter 5 (commencing with Section 16100) to, and to repeal Chapter 1 (commencing with Section 15001) of, Title 2 of the Corporations Code, relating to partnerships.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 932 (Speier)—An act to amend Section 4505 of the Family Code, relating to family law.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	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
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1286 (Takasugi)—An act to add Section 401.7 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—77

Ackerman	Cannella	Kaloogian	Olberg
Aguiar	Conroy	Katz	Poochigian
Alby	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
Baugh	Frusetta	Margett	Takasugi
Boland	Gallegos	Martinez	Thompson
Bordonaro	Goldsmith	Mazzoni	Tucker
Bowen	Granlund	McDonald	Vasconcellos
Bowler	Hannigan	McPherson	Villaraigosa
Brewer	Harvey	Miller	Weggeland
Brown	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker
Burton	Hoge	Murray, Kevin	
Bustamante	House	Murray, Willard	
Caldera	Isenberg	Napolitano	

NOES—1

Escutia

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Battin was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 341 (Knowles)—An act to amend Section 1861.02 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Morrissey, Olberg, Hoge, Baldwin, and Ackerman 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 Knowles moved a call of the Assembly.

Motion carried. Time, 10:33 a.m.

The Sergeant to Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Aguiar was granted unanimous consent that debate on measures on this day's file be limited to two proponents and two opponents; and further, that leadership has agreed to extended debate on controversial measures. Speaker pro Tempore Aguiar also announced that leadership had agreed that any demand for the previous question on debate would be moved by Assembly Members Rogan or Katz.

OBJECTION WITHDRAWN

Assembly Member Rogan withdrew his objection to Members asking questions of an author after debate is closed.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1914 (Escutia)—An act to add Chapter 6.5 (commencing with Section 2791) to Part 2 of Division 1 of the Public Utilities Code, relating to public utilities.

Bill read third time, and passed by the following vote:

AYES—62

Aguiar	Cannella	Hauser	Morrissey
Alby	Conroy	Hawkins	Murray, Kevin
Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knox	Setencich
Battin	Escutia	Kuehl	Sher
Bordonaro	Figueroa	Kuykendall	Speier
Bowen	Firestone	Lee	Sweeney
Bowler	Friedman	Machado	Tucker
Brown	Frusetta	Margett	Vasconcellos
Brulte	Gallegos	Martinez	Villaraigosa
Burton	Goldsmith	Mazzoni	Weggeland
Bustamante	Granlund	McDonald	Woods
Caldera	Hannigan	McPherson	
Campbell	Harvey	Miller	

NOES—9

Ackerman	Brewer	Morrow
Bates	Hoge	Olberg
Boland	Kaloogian	Takasugi

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1914: Assembly Member Morrow, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 165 (Richter)—An act to amend Section 21177 of the Public Resources Code, relating to environmental quality.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Cannella	Isenberg	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Battin	Ducheny	Kuykendall	Sher
Baugh	Figueroa	Machado	Speier
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McPherson	Villaraigosa
Bowler	Goldsmith	Miller	Weggeland
Brewer	Granlund	Morrissey	Woods
Brown	Harvey	Morrow	Mr. Speaker
Brulte	Hawkins	Murray, Kevin	
Bustamante	Hoge	Napolitano	
Caldera	House	Olberg	

NOES—11

Alpert	Burton	Kuehl	McDonald
Archie-Hudson	Campbell	Lee	Murray, Willard
Bates	Hannigan	Martinez	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 582 (Hoge)—An act to amend Sections 1855.4 and 1855.5 of the Insurance Code, relating to insurance, 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 Hoge 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.

ASSEMBLY BILL NO. 894 (Kaloogian)—An act to amend Sections 3761 and 5402 of the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knox	Sher
Bowen	Escutia	Kuehl	Speier
Brown	Figueroa	Lee	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1002 (Burton)—An act to amend Section 3209.3 of the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

AYES—54

Aguiar	Campbell	Hoge	Murray, Kevin
Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Kaloogian	Napolitano
Baca	Cunneen	Katz	Setencich
Bates	Davis	Knight	Sher
Bordonaro	Ducheny	Knox	Speier
Bowen	Escutia	Kuehl	Sweeney
Bowler	Figueroa	Lee	Takasugi
Brewer	Friedman	Machado	Tucker
Brown	Frusetta	Margett	Vasconcellos
Brulte	Gallegos	Martinez	Villaraigosa
Burton	Goldsmith	Mazzoni	Woods
Bustamante	Hannigan	McDonald	
Caldera	Hauser	McPherson	

NOES—19

Ackerman	Conroy	Miller	Rainey
Alby	Harvey	Morrissey	Rogan
Baldwin	House	Morrow	Thompson
Baugh	Knowles	Olberg	Mr. Speaker
Boland	Kuykendall	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1002: Assembly Member Margett, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 255 (Speier)—An act to amend Section 16584 of, to add Sections 16583.5 and 16583.7 to, and to repeal Section 16587 of, the Government Code, and to amend Section 19532 of, and to add Section 19568 to, the Revenue and Taxation Code, relating to state funds, 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 Speier moved a call of the Assembly.

Motion carried. Time, 10:52 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 154 (Richter)—An act to amend Sections 17000 and 17001 of the Welfare and Institutions Code, relating to general assistance.

Bill read third time.

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, 11:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 616 (Morrow)—An act to amend Section 17922 of the Health and Safety Code, relating to buildings.

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, 11:16 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1017 (Rainey)—An act to add Title 10 (commencing with Section 2523) to Part 4 of Division 3 of the Civil Code, relating to firearms.

Bill read third time.

Motion to Amend by Assembly Member Caldera—Set 1

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 1017—Set 1

Assembly Member Rogan moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 1017—Set 1 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	Miller	Takasugi
Boland	Harvey	Morrissey	Thompson
Bordonaro	Hawkins	Morrow	Weggeland
Bowler	Hoge	Murray, Willard	Woods
Brewer	House	Olberg	Mr. Speaker

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cunneen	Isenberg	McPherson
Bates	Davis	Katz	Murray, Kevin
Bowen	Ducheny	Knox	Napolitano
Brown	Escutia	Kuehl	Sher
Burton	Figueroa	Lee	Speier
Bustamante	Friedman	Machado	Sweeney
Caldera	Gallegos	Martinez	Vasconcellos
Campbell	Hannigan	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Caldera—Set 2

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 1017—Set 2

Assembly Member Rogan moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 1017—Set 2 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—42

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Willard	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—33

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown	Friedman	Machado	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	Mazzoni	
Caldera	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	

Motion to Amend by Assembly Member Caldera—Set 3

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 1017—Set 3

Assembly Member Rogan moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 1017—Set 3 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Brulte	Knowles	Rogan
Aguiar	Conroy	Margett	Setencich
Alby	Firestone	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Weggeland
Baugh	Harvey	Murray, Willard	Woods
Boland	Hawkins	Olberg	Mr. Speaker
Bordonaro	Hoge	Poochigian	
Bowler	House	Rainey	
Brewer	Knight	Richter	

NOES—35

Alpert	Cannella	Isenberg	McPherson
Archie-Hudson	Cunneen	Katz	Murray, Kevin
Bates	Davis	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	

Further Consideration of Assembly Bill No. 1017

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 Rainey 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. 596 (Knight)—An act to add Section 2399.5 to the Business and Professions Code, relating to medicine.

Bill read third time, and passed by the following vote:

AYES—54

Ackerman	Bustamante	Hawkins	Olberg
Aguiar	Caldera	Hoge	Poochigian
Alby	Cannella	House	Rainey
Baca	Conroy	Kaloogian	Richter
Baldwin	Cortese	Knight	Rogan
Battin	Cunneen	Knowles	Setencich
Baugh	Davis	Kuykendall	Speier
Boland	Escutia	Machado	Takasugi
Bordonaro	Firestone	Margett	Thompson
Bowen	Frusetta	Mazzoni	Weggeland
Bowler	Goldsmith	McPherson	Woods
Brewer	Granlund	Miller	Mr. Speaker
Brown	Hannigan	Morrissey	
Brulte	Harvey	Morrow	

NOES—19

Alpert	Figueroa	Kuehl	Murray, Willard
Archie-Hudson	Hauser	Lee	Napolitano
Bates	Isenberg	Martinez	Tucker
Burton	Katz	McDonald	Villaraigosa
Ducheny	Knox	Murray, Kevin	

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Committee on Appropriations would meet at this time.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Republican and Democratic Caucuses would meet at this time, and that the House would reconvene at 1:15 p.m.

CONSIDERATION OF DAILY FILE (RESUMED)
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. 1239, 1982, 7, 10, 164, 209, 321, 572, 669, 779, 1193, 1537, 1678, 198, 252, 344, 1322, 1675, 1401, 98, 440, 978, 1026, 1646, 881, 1353, 195, 260, 267, 286, 528, 587, 735, 746, 857, 1221, 1403, 1460, 1495, 1700, 14, 508, 1376, 1553, 1723, 432, 954, 1348, 1730, 1389, 1073, 565, 800, 462, 890, 1084, 1562, and **501,** ordered to third reading;

Assembly Bill No. 1438, ordered to the Consent Calendar.

RECESS

By unanimous consent, at 11:45 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 1:38 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

AUTHOR'S AMENDMENTS
Committee on Appropriations

January 30, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 965

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 965—An act to add Sections 8183, 8184, 8185, and 8186 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: January 30, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1373

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

SECOND READING BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted on Monday, January 29, 1996, the following bill was taken up for purpose of second reading:

ASSEMBLY BILL NO. 1373—An act to amend Section 2207 of the Public Resources Code, relating to mining.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 178 (Johnson)—An act to amend Section 1295 of the Penal Code, relating to bail.

Bill read third time, presented by Assembly Member Rogan, and passed by the following vote:

AYES—64

Ackerman	Bustamante	Hawkins	Morrow
Aguiar	Caldera	Hoge	Napolitano
Alby	Cannella	House	Olberg
Alpert	Conroy	Isenberg	Poochigian
Archie-Hudson	Cortese	Kaloogian	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Kuehl	Rogan
Battin	Ducheny	Kuykendall	Sher
Baugh	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowen	Frusetta	Mazzoni	Tucker
Bowler	Goldsmith	McDonald	Vasconcellos
Brewer	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker

NOES—8

Bates	Gallegos	Murray, Kevin	Speier
Burton	Lee	Murray, Willard	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 675 (Poochigian)—An act to repeal and add Section 387 of the Penal Code, relating to corporate criminal liability.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 883 (Rogan)—An act to amend Section 788 of the Evidence Code, relating to hearsay exceptions.

Bill read third time, and passed by the following vote:

AYES—45

Ackerman	Cannella	House	Rainey
Aguiar	Conroy	Kaloogian	Richter
Alby	Cortese	Knight	Rogan
Baldwin	Cunneen	Knowles	Setencich
Battin	Firestone	Kuykendall	Takasugi
Baugh	Frusetta	Machado	Thompson
Boland	Goldsmith	Margett	Weggeland
Bordonaro	Granlund	McPherson	Woods
Bowler	Hannigan	Miller	Mr. Speaker
Brewer	Harvey	Morrissey	
Brulte	Hawkins	Morrow	
Bustamante	Hoge	Poochigian	

NOES—29

Alpert	Ducheny	Kuehl	Sher
Archie-Hudson	Escutia	Lee	Speier
Baca	Figueroa	Martinez	Tucker
Bates	Friedman	Mazzoni	Vasconcellos
Brown	Gallegos	McDonald	Villaraigosa
Burton	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	
Davis	Knox	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1803 (Campbell)—An act to add Sections 1008 and 1028 to the Evidence Code, and to repeal Section 27491.8 of the Government Code, relating to confidential communications.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Conroy	Kaloogian	Olberg
Aguiar	Cortese	Katz	Poochigian
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
Baugh	Frusetta	Margett	Takasugi
Boland	Gallegos	Martinez	Thompson
Bordonaro	Goldsmith	Mazzoni	Tucker
Bowen	Granlund	McDonald	Vasconcellos
Bowler	Hannigan	McPherson	Villaraigosa
Brown	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—1

Caldera

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 32 (Rogan)—Relative to Joint Rule 10.2.

Resolution read, and adopted by the following vote:

AYES—56

Ackerman	Cannella	Hoge	Murray, Kevin
Aguiar	Conroy	House	Olberg
Alby	Cortese	Isenberg	Poochigian
Baldwin	Cunneen	Kaloogian	Rainey
Battin	Davis	Knight	Richter
Baugh	Ducheny	Knowles	Rogan
Boland	Firestone	Kuykendall	Setencich
Bordonaro	Frusetta	Machado	Sweeney
Bowler	Gallegos	Margett	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown	Granlund	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—19

Alpert	Figueroa	Kuehl	Sher
Baca	Friedman	Lee	Speier
Bates	Hannigan	Martinez	Tucker
Caldera	Katz	Murray, Willard	Vasconcellos
Escutia	Knox	Napolitano	

Resolution ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 879 BY UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent to take up Assembly Bill No. 879, out of order.

ASSEMBLY BILL NO. 879 (Rogan)—An act to add Section 9025.5 to the Government Code, relating to the Legislature.

Bill read third time, and passed by the following vote:

AYES—51

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Davis	Kuykendall	Rogan
Battin	Firestone	Machado	Setencich
Baugh	Frusetta	Margett	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowen	Harvey	Miller	Villaraigosa
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Murray, Kevin	Mr. Speaker
Bustamante	Isenberg	Olberg	

NOES—24

Alpert	Caldera	Hannigan	McDonald
Archie-Hudson	Campbell	Hauser	Murray, Willard
Baca	Cannella	Knox	Napolitano
Bates	Escutia	Kuehl	Sher
Brown	Friedman	Lee	Speier
Burton	Goldsmith	Martinez	Tucker

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 372 (Cortese)—An act to amend Section 2941 of the Civil Code, relating to mortgages.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Campbell	Isenberg	Olberg
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knowles	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Baugh	Firestone	Machado	Takasugi
Boland	Friedman	Margett	Thompson
Bordonaro	Frusetta	Martinez	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Murray, Kevin	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1533 (Cortese)—An act to add Chapter 13 (commencing with Section 1860) to Part 2 of Division 2 of the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knox	Rogan
Archie-Hudson	Davis	Kuehl	Setencich
Baca	Ducheny	Kuykendall	Sher
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Sweeney
Baugh	Firestone	Margett	Takasugi
Boland	Friedman	Martinez	Thompson
Bordonaro	Frusetta	Mazzoni	Tucker
Bowen	Gallegos	McDonald	Vasconcellos
Bowler	Goldsmith	McPherson	Villaraigosa
Brown	Granlund	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	
Campbell	House	Napolitano	

NOES—1

Olberg

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1220, on request of Assembly Member Pringle.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER
URGENCY CLAUSE TO ASSEMBLY BILL NO. 37 WAIVED

Assembly Member Rogan waived his motion to reconsider the vote whereby the urgency clause to Assembly Bill No. 37 was refused adoption.

Further Consideration of Assembly Bill No. 37

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 Pursuant to Joint Rule 23.5

Assembly Member Pringle moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

At 2:25 p.m., Speaker Curt Pringle, 68th District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 999 (Harvey)—An act to amend Section 3040 of, and to add Section 3039 to, the Family Code, relating to family law.

Bill read third time.

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.

ASSEMBLY BILL NO. 1 (Aguiar)—An act to amend Sections 3208.3 and 3351 of, to repeal Section 3371 of, and to repeal and add Section 3370 of, the Labor Code, and to amend Sections 1208, 1208.3, 2601, 4024.2, and 5069 of, and to, add Sections 1208.6 and 6267 to the Penal Code, relating to workers' compensation.

Bill read third time.

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, 2:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 52 (Johnson)—An act to add Chapter 32 (commencing with Section 7596) to Division 7 of Title 1 of the Government Code, relating to public entities.

Bill read third time, presented by Assembly Member Brewer, and passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—34

Alpert	Davis	Katz	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Bates	Figueroa	Lee	Sweeney
Brown	Friedman	Machado	Tucker
Burton	Gallegos	Martinez	Vasconcellos
Bustamante	Hannigan	Mazzoni	Villaraigosa
Caldera	Hauser	McDonald	
Cannella	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 66 (Goldsmith)—An act to add Section 47606.1 to 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 Goldsmith moved a call of the Assembly.

Motion carried. Time, 3:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 81 (Napolitano)—An act to amend Section 51.7 of the Civil Code, and to add Section 181.5 to the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—67

Ackerman	Campbell	Hawkins	Morrow
Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Murray, Willard
Alpert	Cortese	Isenberg	Napolitano
Archie-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Rainey
Bates	Ducheny	Knox	Rogan
Battin	Escutia	Kuehl	Setencich
Boland	Figueroa	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brown	Goldsmith	Mazzoni	Tucker
Brulte	Granlund	McDonald	Vasconcellos
Burton	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Woods
Caldera	Hauser	Morrissey	

NOES—3

Brewer	Firestone	Kaloogian

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 109 (Bowler)—An act to amend Section 10980 of the Welfare and Institutions Code, relating to food stamps.

Bill read third time.

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, 3:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 139 (Bowler)—An act to add Section 667.95 to the Penal Code, relating to firearms.

Bill read third time, and passed by the following vote:

AYES—54

Ackerman	Bustamante	Hoge	Rainey
Aguiar	Caldera	House	Richter
Alby	Cannella	Kaloogian	Rogan
Alpert	Conroy	Knight	Setencich
Baca	Cortese	Knowles	Sher
Baldwin	Cunneen	Kuykendall	Speier
Battin	Davis	Machado	Sweeney
Baugh	Firestone	Margett	Takasugi
Boland	Frusetta	McPherson	Thompson
Bordonaro	Gallegos	Miller	Weggeland
Bowen	Goldsmith	Morrissey	Woods
Bowler	Granlund	Morrow	Mr. Speaker
Brewer	Harvey	Olberg	
Brulte	Hawkins	Poochigian	

NOES—20

Archie-Hudson	Escutia	Kuehl	Murray, Kevin
Bates	Friedman	Lee	Murray, Willard
Brown	Hannigan	Martinez	Napolitano
Burton	Katz	Mazzoni	Tucker
Ducheny	Knox	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 169 (Richter)—An act to amend Sections 4585, 4587, and 4590 of the Public Resources Code, relating to forest practices.

Bill read third time.

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, 3:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 172 (Frusetta)—An act to add Sections 186.30, 186.31, 186.32, and 186.33 to the Penal Code, relating to criminal street gangs.

Bill read third time, and passed by the following vote:

AYES—54

Ackerman	Bustamante	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Alpert	Cortese	Knox	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Davis	Machado	Sher
Battin	Firestone	Margett	Sweeney
Baugh	Frusetta	Martinez	Takasugi
Boland	Gallegos	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Weggeland
Bowen	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mr. Speaker
Brewer	Hawkins	Napolitano	
Brulte	Hoge	Olberg	

NOES—13

Archie-Hudson	Friedman	Mazzoni	Villaraigosa
Bates	Isenberg	McDonald	
Brown	Kuehl	Murray, Kevin	
Burton	Lee	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 177 (Mountjoy)—An act to add Sections 39006 and 39007 to the Health and Safety Code, and to add and repeal Sections 17053.26 and 23626 of the Revenue and Taxation Code, relating to the environment.

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. 177

Assembly Member Rogan moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 177 be laid upon the table.

Assembly Member Miller seconded the motion.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That pursuant to the rules a Member may call for a division of the question.

Ruling by Speaker

The Speaker ruled the point of order not well-taken as a motion to table Isenberg amendments to Assembly Bill No. 177 is before the Body.

The question being on the Rogan motion to table Isenberg amendments to Assembly Bill No. 177.

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, 3:30 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 224 (Knight)—An act to amend Section 76000 of the Government Code, relating to courthouse construction, 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 Knight moved a call of the Assembly.

Motion carried. Time, 3:33 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 249 (Baldwin)—An act to amend Section 23151 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 Villaraigosa arose to the following point of order:

That pursuant to the rules a Member may call for a division of the question.

Ruling by Speaker

The Speaker ruled the point of order well-taken; that the rules provide that a Member may call for a division of the question.

Request for Division of the Question

Assembly Member Villaraigosa requested that the question be divided to permit consideration of Section 3 of the amendments offered by Assembly Member Isenberg separately.

Ruling by Speaker pro Tempore

Speaker Pringle ruled that the question is not divisible as requested, as the propositions in substance are not so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Assembly.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

Under the rules, does not the Speaker determine whether the subject is so complex as to require a division of the question?

Reply by Speaker

The Speaker replied in the affirmative.

Motion to Appeal from the Decision of the Chair

Assembly Member Kuehl moved to appeal from the decision of the Chair.

Assembly Member Baca seconded the motion.

The question being: Shall the decision of the Chair that the amendment offered by Assembly Member Isenberg to Assembly Bill No. 249 is not divisible be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Cortese	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

Motion to Table Isenberg Amendments to Assembly Bill No. 249

Assembly Member Rogan moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 249 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mr. Speaker

NOES—39

Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown	Escutia	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Vasconcellos
Caldera	Gallegos	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	

Parliamentary Inquiry

Assembly Member Olberg arose to the following parliamentary inquiry:

Has Assembly Member Isenberg's time for debate expired?

Reply by Speaker

The Speaker replied in the negative.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—35

Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Martinez	Vasconcellos
Caldera	Gallegos	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 269 (Kuykendall)—An act to amend Section 6501.8 of the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Conroy	House	Rainey
Alby	Cortese	Kaloogian	Rogan
Alpert	Cunneen	Knight	Setencich
Baldwin	Davis	Kuykendall	Takasugi
Battin	Firestone	Margett	Thompson
Baugh	Frusetta	McPherson	Weggeland
Boland	Goldsmith	Miller	Woods
Bordonaro	Granlund	Morrissey	Mr. Speaker
Bowler	Harvey	Morrow	
Brewer	Hawkins	Olberg	

NOES—35

Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Ducheny	Knox	Napolitano
Bates	Escutia	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 288 (Cannella)—An act to amend Section 588 of the Public Utilities Code, relating to public utilities.

Bill read third time, and passed by the following vote:

AYES—67

Ackerman	Campbell	Hoge	Murray, Willard
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker
Caldera	Hawkins	Morrow	

NOES—3

Bowen	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 289 (Cannella)—An act to amend Sections 11353.1 and 11380.1 of, and to repeal and add Section 11353.6 of, the Health and Safety Code, relating to controlled substances.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Cannella	Kaloogian	Napolitano
Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Escutia	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brown	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—3

Burton	Isenberg	Villaraigosa

Bill ordered transmitted to the Senate.

At 4:05 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 30, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1519
Assembly Bill No. 1869

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., January 30, 1996.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Utilities and Commerce

January 30, 1996

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 1035

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CONROY, Chairman

SENATE BILL NO. 1035—An act to add Section 709.6 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.

REPORTS OF STANDING COMMITTEES

Committee on Human Services

Date of Hearing: January 29, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1418

With the recommendation: That the Senate amendments be concurred in.

BORDONARO, Chairman

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

Senate Chamber, January 30, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 44

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered enrolled.

Senate Chamber, January 30, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1095

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bill ordered to unfinished business file.

Senate Chamber, January 30, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 681

JOHN W. ROVANE, Acting Secretary of the Senate

January 30, 1996

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1315 to the Assembly for further action.

Sincerely,

JOHN W. ROVANE
Acting Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, January 30, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 44
Senate Bill No. 108
Senate Bill No. 144
Senate Bill No. 196
Senate Bill No. 225
Senate Bill No. 318
Senate Bill No. 324
Senate Bill No. 384
Senate Bill No. 389
Senate Bill No. 489
Senate Bill No. 511
Senate Bill No. 565
Senate Bill No. 580
Senate Bill No. 632
Senate Bill No. 636
Senate Bill No. 715
Senate Bill No. 792
Senate Bill No. 794
Senate Bill No. 846
Senate Bill No. 876
Senate Bill No. 998
Senate Bill No. 999
Senate Bill No. 1001
Senate Bill No. 1021
Senate Bill No. 1031
Senate Bill No. 1099
Senate Bill No. 1216
Senate Bill No. 1234
Senate Bill No. 1237
Senate Bill No. 1255
Senate Bill No. 1259
Senate Bill No. 1287
Senate Bill No. 1323

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 44—An act to add Section 1603.2 to the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 108—An act to amend Section 2194 of the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter registration.

SENATE BILL NO. 144—An act to amend Sections 3130, 3556, and 4845 of, and to add Sections 3135, 3136, 3137, 3655, 3655.5, 3656, 3656.5, 3657, 3657.5, 3658, and 3658.5 to, the Family Code, relating to family law.

SENATE BILL NO. 196—An act to amend Sections 7351 and 8651 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 225—An act to amend Section 89300 of, and to add Sections 89700.2 and 89700.3 to, the Education Code, relating to postsecondary education.

SENATE BILL NO. 318—An act to amend Section 186.22 of, and to repeal Section 186.27 of, the Penal Code, relating to street terrorism.

SENATE BILL NO. 324—An act to add Chapter 3 (commencing with Section 850) to Title 3 of Part 2 of Division 2 of the Civil Code, relating to hazardous materials.

SENATE BILL NO. 384—An act to amend Section 3011 of the Family Code, relating to children.

SENATE BILL NO. 389—An act to add Section 2330.3 to, and to add Chapter 6 (commencing with Section 2450) to Part 3 of Division 6 of, the Family Code, relating to family law.

SENATE BILL NO. 489—An act to amend Section 38072 of the Health and Safety Code, relating to cancer.

SENATE BILL NO. 511—An act to amend Sections 1628.5, 1629, 1680, 1686, and 1700 of, and to add Section 1628.7 to, the Business and Professions Code, relating to dentistry.

SENATE BILL NO. 565—An act to add Section 14669.35 to the Government Code, relating to real property.

SENATE BILL NO. 580—An act to amend Section 683.130 of the Code of Civil Procedure, and to add Section 3000.05 to the Penal Code, relating to parole.

SENATE BILL NO. 632—An act to amend Sections 23951, 23953, and 24071 of, and to add Sections 23405.3 and 24071.2 to, the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 636—An act to amend Sections 11105 and 11110 of, and to add Section 11103.2 to, the Vehicle Code, relating to vehicles.

SENATE BILL NO. 715—An act to amend Section 1060.5 of the Code of Civil Procedure, and to amend Sections 17063 and 18152.5 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 792—An act to amend Sections 31458.3, 31590, and 31725.7 of, and to add Sections 31458.4, 31485.6, 31485.7, and 31780.1 to, the Government Code, relating to county retirement systems.

SENATE BILL NO. 794—An act to amend Sections 11019.6, 11400.20, 11415.60, and 11435.15 of, to add and repeal Section 11400.21 of, and to repeal Section 11346.14 of, the Government Code, and to amend Section 1861.08 of the Insurance Code, relating to administrative procedure, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 846—An act to add Section 1603.5 to the Fish and Game Code, relating to water.

SENATE BILL NO. 876—An act to amend Sections 14021, 14022, 14061, 14063, and 14064 of, and to add Sections 14022.5 and 14026.5 to, the Insurance Code, relating to insurance.

SENATE BILL NO. 998—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 999—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1001—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

SENATE BILL NO. 1021—An act to add Section 1765.15 to the Insurance Code, relating to insurance.

SENATE BILL NO. 1031—An act to repeal and add Section 2985.71 of the Civil Code, relating to vehicle leases.

SENATE BILL NO. 1099—An act to amend Section 701.6 of the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 1216—An act to amend Section 4061.5 of the Labor Code, relating to workers' compensation.

SENATE BILL NO. 1234—An act to add and repeal Sections 17053.37 and 23637 of the Revenue and Taxation Code, and to add Section 727.6 to the Welfare and Institutions Code, relating to juveniles.

SENATE BILL NO. 1237—An act to amend Section 16576 of the Welfare and Institutions Code, relating to support.

SENATE BILL NO. 1255—An act to amend Sections 5653 and 5653.9 of, and to add Sections 5653.1, 5653.15, and 12002.15 to, and to add and repeal Section 5653.2 to, the Fish and Game Code, relating to dredging, and making an appropriation therefor.

SENATE BILL NO. 1259—An act to repeal Section 33030.5 of the Health and Safety Code, relating to redevelopment.

SENATE BILL NO. 1287—An act to add Section 2953 to the Health and Safety Code, relating to health.

SENATE BILL NO. 1323—An act to repeal and add Sections 12750 and 12755 of the Insurance Code, relating to insurance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 296 (Knight)—An act to amend Section 7073 of, and to add Section 7085.3 to, the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—45

Ackerman	Brulte	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baca	Cortese	Knowles	Rogan
Baldwin	Cunneen	Kuykendall	Setencich
Battin	Firestone	Margett	Takasugi
Baugh	Frusetta	McPherson	Thompson
Boland	Goldsmith	Miller	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowen	Hannigan	Morrow	
Bowler	Harvey	Murray, Willard	
Brewer	Hoge	Olberg	

NOES—29

Alpert	Figueroa	Kuehl	Sher
Archie-Hudson	Friedman	Lee	Speier
Bates	Gallegos	Machado	Sweeney
Brown	Hauser	Martinez	Tucker
Burton	Hawkins	Mazzoni	Villaraigosa
Caldera	Isenberg	McDonald	
Campbell	Katz	Murray, Kevin	
Ducheny	Knox	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 297 (Knight)—An act to add Section 2156.5 to the Elections Code, and to amend Section 14007.1 of the Welfare and Institutions Code, relating to voter registration.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowen	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—36

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Murray, Willard
Baca	Ducheny	Knox	Napolitano
Bates	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 299—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 300 (Rainey)—An act to amend Section 1191.3 of, and to repeal and add Article 2.5 (commencing with Section 2930) of Chapter 7 of Title 1 of Part 3 of, the Penal Code, relating to sentencing.

Bill read third time, and passed by the following vote:

AYES—57

Ackerman	Caldera	House	Rainey
Aguiar	Cannella	Kaloogian	Richter
Alby	Conroy	Knight	Rogan
Alpert	Cortese	Knowles	Setencich
Baca	Cunneen	Knox	Sher
Baldwin	Davis	Kuykendall	Speier
Battin	Figueroa	Machado	Sweeney
Baugh	Firestone	Margett	Takasugi
Boland	Frusetta	McPherson	Thompson
Bordonaro	Goldsmith	Miller	Weggeland
Bowen	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mr. Speaker
Brewer	Hauser	Murray, Willard	
Brulte	Hawkins	Olberg	
Bustamante	Hoge	Poochigian	

NOES—12

Archie-Hudson	Campbell	Kuehl	Murray, Kevin
Brown	Gallegos	Lee	Napolitano
Burton	Isenberg	Martinez	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 300: Assembly Member Figueroa, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 357 (Hoge)—An act to add Section 146.5 to the Military and Veterans Code, relating to the National Guard.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Murray, Willard	
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—33

Alpert	Davis	Katz	Sher
Archie-Hudson	Ducheny	Knox	Speier
Baca	Escutia	Kuehl	Sweeney
Bowen	Figueroa	Lee	Tucker
Brown	Friedman	Machado	Vasconcellos
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Hannigan	Mazzoni	
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 360 (Hannigan)—An act to add Part 10 (commencing with Section 12997) to Division 6 of the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—50

Alby	Cortese	Katz	Rainey
Alpert	Cunneen	Knox	Setencich
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bates	Escutia	Machado	Sweeney
Bowen	Figueroa	Martinez	Takasugi
Bowler	Firestone	Mazzoni	Thompson
Brown	Friedman	McDonald	Tucker
Burton	Frusetta	McPherson	Vasconcellos
Bustamante	Gallegos	Murray, Kevin	Villaraigosa
Caldera	Hannigan	Murray, Willard	Woods
Campbell	Hauser	Napolitano	
Cannella	Isenberg	Poochigian	

NOES—28

Ackerman	Brewer	Hoge	Miller
Aguiar	Brulte	House	Morrissey
Baldwin	Conroy	Kaloogian	Morrow
Battin	Goldsmith	Knight	Olberg
Baugh	Granlund	Knowles	Rogan
Boland	Harvey	Kuykendall	Weggeland
Bordonaro	Hawkins	Margett	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 360: Assembly Member Bowler, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 362 (Setencich)—An act to amend Section 43021 of the Public Resources Code, and to amend Section 13172 of the Water Code, relating to solid waste.

Bill read third time.

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, 4:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

OBJECTION TO VOTE ADDS

Assembly Member Hoge withheld unanimous consent on any further requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 357.

At 4:43 p.m., Speaker Curt Pringle, 68th District, presiding

BILLS PASSED ON FILE

Assembly Bill No. 384—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 403 (Richter)—An act to repeal Section 53076 of the Government Code, and to amend Section 25296 of the Health and Safety Code, relating to underground storage tanks.

Bill read third time.

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, 4:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 411 (Bordonaro)—An act to amend Section 2601 of the Penal Code, relating to prisoners.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Cannella	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Escutia	Kuykendall	Speier
Battin	Figueroa	Machado	Sweeney
Baugh	Firestone	Margett	Takasugi
Boland	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	Mazzoni	Tucker
Bowen	Goldsmith	McPherson	Weggeland
Bowler	Granlund	Miller	Woods
Brewer	Harvey	Morrissey	Mr. Speaker
Brown	Hauser	Morrow	
Brulte	Hawkins	Murray, Kevin	
Bustamante	Hoge	Olberg	

NOES—13

Archie-Hudson	Hannigan	McDonald	Villaraigosa
Campbell	Isenberg	Murray, Willard	
Ducheny	Kuehl	Napolitano	
Friedman	Lee	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 435 (Rainey)—An act relating to state employees.

Bill read third time.

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, 4:54 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 474 (Hauser)—An act to amend Section 8842 of, and to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—60

Ackerman	Cortese	Isenberg	Morrow
Alpert	Cunneen	Kaloogian	Murray, Kevin
Archie-Hudson	Davis	Katz	Murray, Willard
Baca	Ducheny	Knowles	Napolitano
Bates	Escutia	Knox	Poochigian
Battin	Figueroa	Kuehl	Rainey
Bowen	Firestone	Kuykendall	Setencich
Bowler	Friedman	Lee	Sher
Brown	Frusetta	Machado	Speier
Burton	Gallegos	Margett	Sweeney
Bustamante	Granlund	Martinez	Takasugi
Caldera	Hannigan	Mazzoni	Tucker
Campbell	Harvey	McDonald	Vasconcellos
Cannella	Hauser	McPherson	Villaraigosa
Conroy	House	Morrissey	Woods

NOES—15

Aguiar	Boland	Hawkins	Thompson
Alby	Brewer	Hoge	Weggeland
Baldwin	Brulte	Miller	Mr. Speaker
Baugh	Goldsmith	Olberg	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 588 (Rainey)—An act to repeal and add Sections 241.3, 243.3, and 245.2 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Campbell	Hoge	Morrow
Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Napolitano
Alpert	Cortese	Kaloogian	Olberg
Archie-Hudson	Cunneen	Katz	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Escutia	Knox	Rogan
Baugh	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Margett	Takasugi
Brewer	Goldsmith	Martinez	Thompson
Brown	Granlund	Mazzoni	Tucker
Brulte	Hannigan	McDonald	Villaraigosa
Burton	Harvey	McPherson	Weggeland
Bustamante	Hauser	Miller	Woods
Caldera	Hawkins	Morrissey	Mr. Speaker

NOES—1

Murray, Willard

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 621 (Brulte)—An act to amend Section 11550 of, and to add Title 15 (commencing with Section 96000) to, the Government Code, relating to the Office of Child Development and Education.

Bill read third time, and passed by the following vote:

AYES—48

Ackerman	Conroy	Hawkins	Murray, Willard
Aguiar	Cortese	Hoge	Napolitano
Alpert	Cunneen	Kaloogian	Olberg
Baldwin	Davis	Knight	Poochigian
Bates	Escutia	Kuykendall	Rainey
Battin	Figueroa	Machado	Richter
Baugh	Firestone	Margett	Rogan
Boland	Frusetta	Mazzoni	Setencich
Bordonaro	Goldsmith	McPherson	Speier
Brewer	Granlund	Miller	Takasugi
Brulte	Harvey	Morrissey	Weggeland
Bustamante	Hauser	Morrow	Woods

NOES—16

Baca	Caldera	Isenberg	Murray, Kevin
Bowen	Cannella	Knowles	Sher
Bowler	Gallegos	Kuehl	Thompson
Burton	Hannigan	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 622 (Conroy)—An act to amend Section 739.5 of, and to add Chapter 6.5 (commencing with Section 2791) to Part 2 of Division 1 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 Conroy moved a 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.

CONSIDERATION OF ASSEMBLY BILL NO. 101 BY UNANIMOUS CONSENT

Assembly Member Conroy was granted unanimous consent to take up Assembly Bill No. 101, out of order, for purpose of consideration.

ASSEMBLY BILL NO. 101 (Conroy)—An act to repeal and add Article 5 (commencing with Section 49000) to Chapter 6 of Part 27 of the Education Code, relating to pupils.

Bill read third time.

At 5:30 p.m., Hon. James L. Brulte, 63rd District, presiding

At 5:47 p.m., Speaker Curt Pringle, 68th District, presiding

Demand for Previous Question

Assembly Members Granlund, Rainey, Hawkins, Escutia, and Hauser 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 Conroy moved a call of the Assembly.

Motion carried. Time, 5:50 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 Villaraigosa was granted unanimous consent to take up Assembly Bill No. 1483, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1483 (Villaraigosa)—An act 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 Olberg, Aguiar, Burton, Gallegos, and Escutia demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—76

Ackerman	Caldera	Hoge	Murray, Kevin
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	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Sher
Baugh	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown	Granlund	McPherson	Villaraigosa
Brulte	Hannigan	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Caldera	Hoge	Murray, Kevin
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	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Sher
Baugh	Figueroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown	Granlund	McPherson	Villaraigosa
Brulte	Hannigan	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 614 (Aguiar)—An act to amend Section 3003 of the Penal Code, relating to prisoners.

Bill read third time.

Motion to Amend

Assembly Member Aguiar moved the adoption of amendments.

Amendments read and adopted.

Motion to Amend by Assembly Member Hauser

Assembly Member Hauser moved the adoption of amendments.

Amendments read.

Motion to Table Hauser Amendments to Assembly Bill No. 614

Assembly Member Rogan moved that the amendments offered by Assembly Member Hauser to Assembly Bill No. 614 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Mr. Speaker
Brewer	Hoge	Morrow	

NOES—38

Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Cortese	Katz	Sher
Baca	Davis	Knox	Speier
Bates	Ducheny	Kuehl	Sweeney
Bowen	Escutia	Lee	Tucker
Brown	Figueroa	Machado	Vasconcellos
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	Woods
Caldera	Hannigan	Murray, Kevin	
Campbell	Hauser	Murray, Willard	

Bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF ASSEMBLY BILL NO. 619 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Assembly Bill No. 619, out of order.

ASSEMBLY BILL NO. 619 (Bustamante)—An act to add Article 8 (commencing with Section 347) to Chapter 2.5 of Division 1 of the Water Code, relating to water.

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, 6:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

UNANIMOUS CONSENT WITHHELD

Assembly Member Knowles announced that he would withhold unanimous consent on any further requests to take up measures, out of file order.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 30, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1483

And reports the same correctly enrolled, and presented to the Governor at 6:15 p.m., January 30, 1996.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 638 (Knight)—An act to amend Sections 12050 and 12054 of the Penal Code, relating to concealable weapons licenses.

Bill read third time.

Motion to Amend by Assembly Member Caldera—Set 1

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 1

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 1 be laid upon the table.

Assembly Member Ackerman seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	House	Olberg
Aguiar	Brulte	Kaloogian	Poochigian
Alby	Conroy	Knight	Rainey
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Setencich
Baugh	Goldsmith	Margett	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker

NOES—33

Alpert	Cunneen	Knox	Napolitano
Archie-Hudson	Davis	Kuehl	Sher
Bates	Escutia	Lee	Sweeney
Bowen	Friedman	Machado	Tucker
Brown	Gallegos	Martinez	Vasconcellos
Burton	Hannigan	Mazzoni	Villaraigosa
Bustamante	Hauser	McDonald	
Caldera	Isenberg	McPherson	
Campbell	Katz	Murray, Kevin	

Request for Unanimous Consent

Assembly Member Harvey requested unanimous consent that debate on Caldera amendments to Assembly Bill No. 638—Sets 2–10 be conducted simultaneously.

Unanimous consent was withheld.

Consideration of Further Amendments to Assembly Bill No. 638
Motion to Amend by Assembly Member Caldera—Set 2

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 2

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 2 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Knowles	Richter
Aguiar	Conroy	Kuykendall	Rogan
Alby	Firestone	Margett	Setencich
Baldwin	Goldsmith	McPherson	Takasugi
Battin	Harvey	Miller	Thompson
Baugh	Hawkins	Morrissey	Weggeland
Boland	Hoge	Morrow	Woods
Bordonaro	House	Olberg	Mr. Speaker
Bowler	Kaloogian	Poochigian	
Brewer	Knight	Rainey	

NOES—33

Alpert	Cunneen	Katz	Sher
Archie-Hudson	Davis	Knox	Speier
Bates	Escutia	Kuehl	Sweeney
Bowen	Figueroa	Lee	Tucker
Brown	Friedman	Machado	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Napolitano	

Motion to Amend by Assembly Member Caldera—Set 3

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 3

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 3 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Brulte	Knowles	Rogan
Aguiar	Conroy	Kuykendall	Setencich
Alby	Firestone	Margett	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Harvey	Morrissey	Weggeland
Baugh	Hawkins	Morrow	Woods
Boland	Hoge	Olberg	Mr. Speaker
Bordonaro	House	Poochigian	
Bowler	Kaloogian	Rainey	
Brewer	Knight	Richter	

NOES—35

Alpert	Cannella	Katz	Murray, Kevin
Archie-Hudson	Cunneen	Knox	Napolitano
Bates	Davis	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa
Campbell	Isenberg	McPherson	

Motion to Amend by Assembly Member Caldera—Set 4

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 4

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 4 be laid upon the table.

Assembly Member Bowler 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, 6:27 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 Caldera—Set 5

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 5

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 5 be laid upon the table.

Assembly Member Bowler 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, 6:29 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 Caldera—Set 6

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 6

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 6 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Conroy	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mr. Speaker
Brewer	Kaloogian	Poochigian	
Brulte	Knight	Rainey	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cortese	Isenberg	Murray, Kevin
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Vasconcellos
Campbell	Hannigan	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Caldera—Set 7

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 7

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 7 be laid upon the table.

Assembly Member Margett seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Baugh	Goldsmith	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mr. Speaker
Brulte	Kaloogian	Poochigian	

NOES—37

Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Cortese	Katz	Sher
Baca	Davis	Knox	Speier
Bates	Ducheny	Kuehl	Sweeney
Bowen	Escutia	Lee	Tucker
Brown	Figueroa	Machado	Vasconcellos
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Motion to Amend by Assembly Member Caldera—Set 8

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 8

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 8 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Cunneen	Kuykendall	Rogan
Alby	Firestone	Margett	Setencich
Baldwin	Frusetta	McPherson	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	Kaloogian	Poochigian	
Brewer	Knight	Rainey	
Conroy	Knowles	Richter	

NOES—35

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Napolitano
Bates	Ducheny	Knox	Sher
Bowen	Escutia	Kuehl	Speier
Brown	Figueroa	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	

Motion to Amend by Assembly Member Caldera—Set 9

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 9

Assembly Member Thompson moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 9 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Conroy	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mr. Speaker
Brewer	Kaloogian	Poochigian	
Brulte	Knight	Rainey	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cortese	Isenberg	Murray, Kevin
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Vasconcellos
Campbell	Hannigan	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Caldera—Set 10

Assembly Member Caldera moved the adoption of amendments.

Amendments read.

Motion to Table Caldera Amendments to Assembly Bill No. 638—Set 10

Assembly Member House moved that the amendments offered by Assembly Member Caldera to Assembly Bill No. 638—Set 10 be laid upon the table.

Assembly Member Bowler seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Conroy	Kuykendall	Rogan
Alby	Firestone	Margett	Setencich
Baldwin	Goldsmith	McPherson	Takasugi
Battin	Harvey	Miller	Thompson
Baugh	Hawkins	Morrissey	Weggeland
Boland	Hoge	Morrow	Woods
Bordonaro	House	Olberg	Mr. Speaker
Bowler	Kaloogian	Poochigian	
Brewer	Knight	Rainey	
Brulte	Knowles	Richter	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cortese	Isenberg	Murray, Kevin
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Vasconcellos
Campbell	Hannigan	Mazzoni	Villaraigosa

OBJECTION TO VOTE ADDS

Assembly Member Caldera announced that he would object to vote adds or changes to the roll call votes taken on this day on motions to table his amendments to Assembly Bill No. 638—Sets 1, 2, 3, 6, 7, 8, 9, and 10.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 797

At 6:40 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 Burton moved to continue the call of the Assembly.

Motion carried. Time, 6:40 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 ASSEMBLY BILL NO. 1601

At 6:40 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. 1601 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hannigan	McDonald
Archie-Hudson	Cannella	Hauser	Murray, Kevin
Baca	Cortese	Isenberg	Murray, Willard
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Martinez	Tucker
Caldera	Gallegos	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 341

At 6:40 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 Brulte moved to continue the call of the Assembly.

Motion carried. Time, 6:40 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 URGENCY CLAUSE TO ASSEMBLY BILL NO. 582

At 6:40 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.

The urgency clause to Assembly Bill No. 582 adopted by the following vote:

AYES—63

Ackerman	Bustamante	Hauser	Morrissey
Aguiar	Caldera	Hawkins	Morrow
Alby	Campbell	Hoge	Murray, Kevin
Alpert	Cannella	House	Murray, Willard
Archie-Hudson	Conroy	Kaloogian	Olberg
Baca	Cortese	Knight	Poochigian
Baldwin	Cunneen	Knowles	Rainey
Battin	Davis	Knox	Richter
Baugh	Ducheny	Kuykendall	Rogan
Boland	Figueroa	Lee	Setencich
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Margett	Thompson
Bowler	Goldsmith	Mazzoni	Weggeland
Brewer	Granlund	McDonald	Woods
Brown	Hannigan	McPherson	Mr. Speaker
Brulte	Harvey	Miller	

NOES—8

Bates	Gallegos	Kuehl	Speier
Burton	Isenberg	Napolitano	Villaraigosa

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Ackerman	Bustamante	Hauser	Morrissey
Aguiar	Caldera	Hawkins	Morrow
Alby	Campbell	Hoge	Murray, Kevin
Alpert	Cannella	House	Murray, Willard
Archie-Hudson	Conroy	Kaloogian	Olberg
Baca	Cortese	Knight	Poochigian
Baldwin	Cunneen	Knowles	Rainey
Battin	Davis	Knox	Richter
Baugh	Ducheny	Kuykendall	Rogan
Boland	Figueroa	Lee	Setencich
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Margett	Thompson
Bowler	Goldsmith	Mazzoni	Weggeland
Brewer	Granlund	McDonald	Woods
Brown	Hannigan	McPherson	Mr. Speaker
Brulte	Harvey	Miller	

NOES—8

Bates	Gallegos	Kuehl	Speier
Burton	Isenberg	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 255

At 6:41 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Burton moved to continue the call of the Assembly.

Motion carried. Time, 6:41 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 ASSEMBLY BILL NO. 154

At 6:41 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.

Assembly Bill No. 154 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—37

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 616

At 6:41 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. 616 passed by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—35

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Setencich
Bates	Escutia	Lee	Sher
Brown	Figueroa	Machado	Speier
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1017

At 6:42 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 Rogan moved to continue a 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 ASSEMBLY BILL NO. 999

At 6:42 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 Rogan 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 ASSEMBLY BILL NO. 1

At 6:43 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.

Assembly Bill No. 1 passed by the following vote:

AYES—44

Ackerman	Brewer	Hoge	Olberg
Aguiar	Brulte	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker

NOES—31

Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Bates	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Campbell	Hannigan	McDonald	Villaraigosa
Cannella	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 66

At 6:43 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.

Assembly Bill No. 66 passed by the following vote:

AYES—42

Ackerman	Caldera	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Archie-Hudson	Cortese	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Bates	Figueroa	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown	Gallegos	Martinez	Tucker
Burton	Hannigan	Mazzoni	Villaraigosa
Bustamante	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	
Cannella	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 109

At 6:43 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 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, 6:43 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 ASSEMBLY BILL NO. 169

At 6:43 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.

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, 6:43 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 ROGAN MOTION TO TABLE ISENBERG AMENDMENTS TO ASSEMBLY BILL NO. 177

At 6:44 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 Thompson 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 ASSEMBLY BILL NO. 224

At 6:44 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.

The urgency clause to Assembly Bill No. 224 adopted by the following vote:

AYES—64

Ackerman	Cannella	House	Morrissey
Aguiar	Conroy	Kaloogian	Murray, Kevin
Alby	Cortese	Katz	Murray, Willard
Alpert	Cunneen	Knight	Napolitano
Archie-Hudson	Davis	Knowles	Olberg
Baca	Ducheny	Knox	Poochigian
Baldwin	Escutia	Kuehl	Rainey
Bates	Figueroa	Kuykendall	Richter
Battin	Firestone	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowler	Gallegos	Martinez	Sweeney
Brown	Goldsmith	Mazzoni	Takasugi
Bustamante	Hannigan	McDonald	Tucker
Caldera	Harvey	McPherson	Villaraigosa
Campbell	Hauser	Miller	Woods

NOES—10

Baugh	Burton	Isenberg	Mr. Speaker
Bowen	Granlund	Morrow	
Brulte	Hoge	Speier	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Ackerman	Cannella	House	Morrissey
Aguiar	Conroy	Kaloogian	Murray, Kevin
Alby	Cortese	Katz	Murray, Willard
Alpert	Cunneen	Knight	Napolitano
Archie-Hudson	Davis	Knowles	Olberg
Baca	Ducheny	Knox	Poochigian
Baldwin	Escutia	Kuehl	Rainey
Bates	Figueroa	Kuykendall	Richter
Battin	Firestone	Lee	Rogan
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Sher
Bowler	Gallegos	Martinez	Sweeney
Brown	Goldsmith	Mazzoni	Takasugi
Bustamante	Hannigan	McDonald	Tucker
Caldera	Harvey	McPherson	Villaraigosa
Campbell	Hauser	Miller	Woods

NOES—10

Baugh	Burton	Isenberg	Mr. Speaker
Bowen	Granlund	Morrow	
Brulte	Hoge	Speier	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 224: Assembly Member Ducheny, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 362

At 6:45 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.

Assembly Bill No. 362 passed by the following vote:

AYES—43

Ackerman	Bustamante	Kaloogian	Rainey
Aguiar	Cannella	Knight	Richter
Alby	Conroy	Knowles	Rogan
Baca	Cortese	Kuykendall	Setencich
Baldwin	Ducheny	Margett	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Tucker
Boland	Harvey	Murray, Kevin	Weggeland
Bowler	Hauser	Murray, Willard	Woods
Brewer	Hoge	Olberg	Mr. Speaker
Brulte	House	Poochigian	

NOES—30

Archie-Hudson	Cunneen	Katz	Napolitano
Bates	Escutia	Knox	Sher
Bordonaro	Figueroa	Kuehl	Speier
Bowen	Firestone	Lee	Sweeney
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McPherson	
Campbell	Isenberg	Miller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 403

At 6:45 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.

Assembly Bill No. 403 passed by the following vote:

AYES—43

Ackerman	Brulte	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baca	Cortese	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Machado	Takasugi
Baugh	Goldsmith	Margett	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—35

Alpert	Davis	Katz	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Bates	Escutia	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown	Friedman	Martinez	Sweeney
Burton	Gallegos	Mazzoni	Tucker
Bustamante	Hannigan	McDonald	Vasconcellos
Caldera	Hauser	McPherson	Villaraigosa
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 435

At 6:46 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 Katz 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 622

At 6:46 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.

Assembly Bill No. 622 passed by the following vote:

AYES—45

Ackerman	Conroy	Hoge	Poochigian
Alby	Cortese	House	Rainey
Alpert	Cunneen	Kaloogian	Richter
Baca	Davis	Knight	Rogan
Baldwin	Figueroa	Knowles	Thompson
Battin	Firestone	Knox	Tucker
Baugh	Gallegos	Kuykendall	Weggeland
Boland	Goldsmith	Machado	Woods
Bordonaro	Hannigan	Margett	Mr. Speaker
Bowler	Harvey	Morrissey	
Caldera	Hauser	Morrow	
Cannella	Hawkins	Olberg	

NOES—24

Aguiar	Bustamante	Kuehl	Napolitano
Archie-Hudson	Campbell	Lee	Sher
Bates	Ducheny	McDonald	Speier
Bowen	Granlund	McPherson	Sweeney
Brown	Isenberg	Miller	Takasugi
Burton	Katz	Murray, Willard	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 101

At 6:46 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 6:47 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 ASSEMBLY BILL NO. 619

At 6:47 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 Katz moved to continue the call of the Assembly.

Motion carried. Time, 6:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 6:50 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 7:32 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 649 (Davis)—An act to add and repeal Section 51219 to the Education Code, relating to pupil testing.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Caldera	Isenberg	Napolitano
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
Baugh	Firestone	Margett	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brewer	Granlund	Miller	Villaraigosa
Brown	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Murray, Kevin	Mr. Speaker
Bustamante	Hawkins	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 656 (Brulte)—An act to add Section 2750.7 to the Labor Code, relating to employment.

Bill read third time.

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, 7:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 677 (Conroy)—An act to amend Sections 2150, 2157, 2201, and 2212 of the Elections Code, relating to elections.

Bill read third time, and passed by the following vote:

AYES—45

Ackerman	Conroy	Kaloogian	Richter
Aguiar	Cunneen	Knight	Rogan
Alby	Escutia	Knowles	Setencich
Baldwin	Firestone	Kuykendall	Sher
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowen	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Isenberg	Rainey	

NOES—31

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Katz	Murray, Kevin
Baca	Cortese	Knox	Murray, Willard
Bates	Davis	Kuehl	Napolitano
Brown	Ducheny	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 677: Assembly Member Sweeney, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 678 (Woods)—An act to add Article 21 (commencing with Section 8669) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergency repairs.

Bill read third time, and passed by the following vote:

AYES—43

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Baugh	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Murray, Willard	Mr. Speaker
Cannella	House	Olberg	

NOES—33

Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knox	Sher
Baca	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown	Friedman	Machado	Tucker
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	Mazzoni	
Caldera	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	

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.

Bill read third time.

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, 7:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 703 (Setencich)—An act to amend Sections 17053.49 and 23649 of, and to add Sections 17052.8 and 23604 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 Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 703

Assembly Member Rogan moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 703 be laid upon the table.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion out of order as Assembly Member Rogan spoke prior to making the motion.

Motion to Table Isenberg Amendments to Assembly Bill No. 703

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 703 be laid upon the table.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion out of order as Assembly Member Thompson spoke prior to making the motion.

Motion to Table Isenberg Amendments to Assembly Bill No. 703

Assembly Member Brulte moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 703 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Setencich
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—38

Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Speier
Brown	Escutia	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	
Campbell	Hannigan	McDonald	

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 Thompson moved a call of the Assembly.

Motion carried. Time, 8:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 708 (Goldsmith)—An act to add Chapter 8.5 (commencing with Section 10975) to Part 2 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—53

Ackerman	Cannella	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Ducheny	Machado	Sweeney
Battin	Firestone	Margett	Takasugi
Baugh	Frusetta	McPherson	Thompson
Boland	Goldsmith	Miller	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowler	Hannigan	Morrow	Mr. Speaker
Brewer	Harvey	Murray, Kevin	
Brulte	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

NOES—21

Archie-Hudson	Figueroa	Lee	Speier
Bowen	Gallegos	Martinez	Tucker
Brown	Hauser	Mazzoni	Villaraigosa
Burton	Isenberg	McDonald	
Campbell	Katz	Murray, Willard	
Escutia	Kuehl	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 711 (Richter)—An act to amend Sections 4551.9, 4593, 4593.3, 4593.7, 4593.8, 4593.9, 4593.11, 4594, 4594.2, 4594.4, 4594.6, and 4594.7 of, to amend and renumber Section 4593.2 of, and to add Section 4593.2 to, the Public Resources Code, and to amend Sections 13 and 14 of Chapter 1290 of the Statutes of 1989, relating to forest practices.

Bill read third time.

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, 8:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 748 (Kuykendall)—An act to amend Sections 445, 446, and 449.5 of, to amend and renumber Sections 447 and 448 of, to add Sections 447, 447.5, and 449.1 to, and to repeal and add Section 445.5 of, the Harbors and Navigation Code, relating to vessels.

Bill read third time, and passed by the following vote:

AYES—66

Ackerman	Cortese	Kaloogian	Olberg
Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Rainey
Alpert	Escutia	Knox	Rogan
Baca	Firestone	Kuykendall	Setencich
Baldwin	Friedman	Machado	Sher
Battin	Frusetta	Margett	Sweeney
Baugh	Gallegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McDonald	Tucker
Bowen	Hannigan	McPherson	Vasconcellos
Bowler	Harvey	Miller	Villaraigosa
Brewer	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mr. Speaker
Cannella	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—6

Brown	Figueroa	Lee
Burton	Kuehl	Speier

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 749 (Kuykendall)—An act to amend Section 655.6 of the Harbors and Navigation Code, relating to vessels.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Cannella	House	Murray, Willard
Aguiar	Conroy	Isenberg	Napolitano
Alby	Cortese	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—1

Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 769 (Conroy)—An act to add Section 12300.4 to the Welfare and Institutions Code, relating to public social services.

Bill read third time, and passed by the following vote:

AYES—70

Ackerman	Conroy	Knight	Poochigian
Aguiar	Cortese	Knowles	Rainey
Alby	Cunneen	Knox	Richter
Alpert	Davis	Kuehl	Rogan
Archie-Hudson	Ducheny	Kuykendall	Setencich
Baca	Firestone	Lee	Sher
Baldwin	Frusetta	Machado	Speier
Battin	Gallegos	Margett	Sweeney
Baugh	Goldsmith	Mazzoni	Takasugi
Boland	Granlund	McDonald	Thompson
Bordonaro	Hannigan	McPherson	Tucker
Bowen	Harvey	Miller	Vasconcellos
Bowler	Hauser	Morrissey	Villaraigosa
Brewer	Hawkins	Morrow	Weggeland
Brown	Hoge	Murray, Kevin	Woods
Brulte	House	Murray, Willard	Mr. Speaker
Bustamante	Isenberg	Napolitano	
Cannella	Kaloogian	Olberg	

NOES—1

Burton

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 769: Assembly Member Lee, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 850 (Morrissey)—An act to add Section 17952.5 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 Isenberg

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Rogan arose to the following point of order:

That the amendments offered by Assembly Member Isenberg to Assembly Bill No. 850 are substantially similar to amendments defeated by the Body earlier today, and on the previous legislative day and are, therefore, dilatory.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well-taken, and ruled the amendments dilatory.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

Were the amendments he offered not offered on separate measures?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Motion to Appeal from the 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 amendments offered by Assembly Member Isenberg to Assembly Bill No. 850 are dilatory be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

NOES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—51

Ackerman	Brulte	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Alpert	Cortese	Knowles	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Davis	Margett	Sher
Battin	Firestone	Mazzoni	Takasugi
Baugh	Frusetta	McDonald	Thompson
Boland	Goldsmith	McPherson	Villaraigosa
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—20

Brown	Figueroa	Kuehl	Murray, Willard
Bustamante	Friedman	Lee	Napolitano
Caldera	Hauser	Machado	Speier
Ducheny	Isenberg	Martinez	Tucker
Escutia	Katz	Murray, Kevin	Vasconcellos

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 801 (Boland)—An act to amend Section 3254 of, and to repeal and add Section 3257 of, the Unemployment Insurance Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	
Caldera	Hannigan	McDonald	
Campbell	Isenberg	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 801: Assembly Member Alpert, from "Aye" to "No".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 856—Passed on file.

CONSIDERATION OF ASSEMBLY BILL NO. 1625 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Bill No. 1625, out of order.

ASSEMBLY BILL NO. 1625 (McDonald)—An act to amend the heading of Chapter 2.5 (commencing with Section 798) of, Title 2 of Part 2 of Division 2 of, the Civil Code, relating to mobilehomes.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knowles	Rogan
Baca	Ducheny	Knox	Setencich
Baldwin	Escutia	Kuehl	Sher
Battin	Figueroa	Lee	Speier
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Villaraigosa
Brown	Goldsmith	McDonald	Mr. Speaker
Burton	Granlund	McPherson	
Bustamante	Hannigan	Miller	
Caldera	Harvey	Morrissey	

NOES—4

Brulte	Conroy	Hoge	Woods

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 780 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Bill No. 780, out of order.

ASSEMBLY BILL NO. 780 (McDonald)—An act relating to school finance.

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, 8:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY BILL NO. 781 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Bill No. 781, out of order.

ASSEMBLY BILL NO. 781 (McDonald)—An act to add Section 52161.1 to 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, 8:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY BILL NO. 782 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Bill No. 782, out of order.

ASSEMBLY BILL NO. 782 (McDonald)—An act to add Section 51870.1 to the Education Code, relating to education technology.

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, 8:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY BILL NO. 783 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Bill No. 783, out of order.

ASSEMBLY BILL NO. 783 (McDonald)—An act to add Section 52377 to the Education Code, relating to vocational education.

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, 8:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY BILL NO. 784 BY UNANIMOUS CONSENT

Assembly Member McDonald was granted unanimous consent to take up Assembly Bill No. 784, out of order.

ASSEMBLY BILL NO. 784 (McDonald)—An act relating to education.

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, 8:41 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 880 (Morrissey)—An act to amend Sections 17 and 1385 of the Penal Code, relating to criminal procedure.

Bill read third time.

Parliamentary Inquiry

Assembly Member Kuehl arose to the following parliamentary inquiry:

Is Assembly Bill No. 880 not a 54 vote measure?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the Legislative Counsel opines that Assembly Bill No. 880 requires 41 votes for passage.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

Ackerman	Brulte	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baca	Cortese	Knowles	Rogan
Baldwin	Cunneen	Kuykendall	Setencich
Battin	Firestone	Margett	Takasugi
Baugh	Frusetta	Martinez	Thompson
Boland	Goldsmith	McPherson	Weggeland
Bordonaro	Granlund	Miller	Woods
Bowen	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	

NOES—25

Archie-Hudson	Friedman	Kuehl	Speier
Brown	Gallegos	Lee	Tucker
Burton	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa
Ducheny	Isenberg	Murray, Kevin	
Escutia	Katz	Murray, Willard	
Figueroa	Knox	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 893 (Rogan)—An act to amend Section 1203 of the Penal Code, relating to probation.

Bill read third time, and passed by the following vote:

AYES—54

Ackerman	Cannella	Katz	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cortese	Knowles	Richter
Baca	Cunneen	Knox	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Firestone	Machado	Sher
Baugh	Frusetta	Margett	Sweeney
Boland	Goldsmith	Martinez	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowen	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker
Brulte	House	Napolitano	
Bustamante	Kaloogian	Olberg	

NOES—14

Archie-Hudson	Ducheny	Kuehl	Speier
Brown	Escutia	Lee	Villaraigosa
Burton	Gallegos	McDonald	
Campbell	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 916 (Cunneen)—An act to amend Sections 24344, 24411, and 25110 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 Bowen

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to Assembly Bill No. 916

Assembly Member Thompson moved that the amendments offered by Assembly Member Bowen to Assembly Bill No. 916 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Cunneen	Kuykendall	Rogan
Baldwin	Firestone	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knight	Sher
Baca	Ducheny	Knox	Speier
Bates	Escutia	Kuehl	Sweeney
Bowen	Figueroa	Lee	Tucker
Brown	Friedman	Machado	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	Mazzoni	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

Ackerman	Bustamante	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cortese	Knowles	Rogan
Baldwin	Cunneen	Kuykendall	Setencich
Battin	Firestone	Margett	Sher
Baugh	Frusetta	Martinez	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—27

Alpert	Davis	Isenberg	Murray, Willard
Archie-Hudson	Ducheny	Katz	Napolitano
Baca	Escutia	Knox	Speier
Brown	Friedman	Kuehl	Sweeney
Burton	Gallegos	Lee	Tucker
Campbell	Hannigan	Mazzoni	Villaraigosa
Cannella	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 924 (Rainey)—An act to add Section 40930 to the Health and Safety Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Cannella	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Woods
Bowler	Harvey	Morrissey	Mr. Speaker
Brewer	Hawkins	Morrow	
Brulte	Hoge	Olberg	

NOES—30

Archie-Hudson	Ducheny	Katz	Murray, Willard
Baca	Escutia	Knox	Napolitano
Bowen	Figueroa	Kuehl	Sher
Brown	Friedman	Lee	Speier
Burton	Gallegos	Martinez	Sweeney
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	
Davis	Isenberg	Murray, Kevin	

Vote Change

By unanimous consent, the following vote change was permitted on Assembly Bill No. 924: Assembly Member Machado, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

At 8:58 p.m., Speaker Curt Pringle, 68th District, presiding

ASSEMBLY BILL NO. 955 (Knight)—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.

Demand for Previous Question

Assembly Members Ackerman, Brewer, Frusetta, House, 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 Knight moved a call of the Assembly.

Motion carried. Time, 9:08 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 979 (Thompson)—An act to amend Sections 44277, 44421, 44661, 44663, 44929.21, 44929.23, and 44948.3 of, to add Sections 44251.5 and 44666 to, and to repeal and add Section 44251 of, the Education Code, relating to certificated school employees.

Bill read third time.

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, 9:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1006 (Frusetta)—An act to amend Section 186.22 of, and to repeal Section 186.27 of, the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—56

Ackerman	Bustamante	Hawkins	Morrow
Aguiar	Caldera	Hoge	Olberg
Alby	Cannella	House	Poochigian
Alpert	Conroy	Kaloogian	Rainey
Baca	Cortese	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Battin	Davis	Kuykendall	Setencich
Baugh	Escutia	Machado	Speier
Boland	Firestone	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McPherson	Weggeland
Brewer	Granlund	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker

NOES—15

Archie-Hudson	Friedman	McDonald	Sher
Brown	Isenberg	Murray, Kevin	Vasconcellos
Burton	Kuehl	Murray, Willard	Villaraigosa
Campbell	Lee	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1018 (Rainey)—An act to amend Sections 667 and 1170.12 of the Penal Code, and to amend Section 2 of Proposition 184, relating to sentencing.

Bill read third time, and passed by the following vote:

AYES—59

Ackerman	Caldera	Hoge	Olberg
Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Alpert	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Ducheny	Machado	Sher
Baugh	Figueroa	Margett	Sweeney
Boland	Firestone	Martinez	Takasugi
Bordonaro	Frusetta	McPherson	Thompson
Bowen	Gallegos	Miller	Villaraigosa
Bowler	Goldsmith	Morrissey	Weggeland
Brewer	Granlund	Morrow	Woods
Brulte	Hannigan	Murray, Kevin	Mr. Speaker
Bustamante	Harvey	Napolitano	

NOES—10

Archie-Hudson	Isenberg	Lee	Speier
Burton	Knox	McDonald	
Friedman	Kuehl	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1019 (Rainey)—An act to add Article 1.5 (commencing with Section 6530) to Chapter 5 of Division 7 of Title 1 of the Government Code, relating to transportation.

Bill read third time.

Demand for Previous Question

Assembly Members Olberg, Baugh, Ackerman, Isenberg, and Machado 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 Rainey moved a call of the Assembly.

Motion carried. Time, 9:24 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1031 (Firestone)—An act to amend Section 51420 of, and to add Section 51420.5 to, the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cortese	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bowen	Ducheny	Knox	Napolitano
Brown	Escutia	Kuehl	Sher
Burton	Figueroa	Lee	Speier
Bustamante	Friedman	Machado	Sweeney
Caldera	Gallegos	Martinez	Tucker
Campbell	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1057 (Richter)—An act to repeal and amend Section 25135 of, and to repeal Sections 17091 and 24272.3 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 Richter moved a call of the Assembly.

Motion carried. Time, 9:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1137 (Baldwin)—An act to amend Section 193 of the Penal Code, relating to manslaughter.

Bill read third time, and passed by the following vote:

AYES—63

Ackerman	Caldera	Hoge	Napolitano
Aguiar	Cannella	House	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Kuykendall	Rogan
Battin	Ducheny	Machado	Setencich
Baugh	Escutia	Margett	Sher
Boland	Figueroa	Martinez	Speier
Bordonaro	Firestone	Mazzoni	Sweeney
Bowen	Frusetta	McPherson	Takasugi
Bowler	Gallegos	Miller	Thompson
Brewer	Goldsmith	Morrissey	Weggeland
Brown	Granlund	Morrow	Woods
Brulte	Harvey	Murray, Kevin	Mr. Speaker
Bustamante	Hawkins	Murray, Willard	

NOES—9

Archie-Hudson	Isenberg	Lee
Burton	Knox	McDonald
Friedman	Kuehl	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1205 (Morrissey)—An act to add Section 532.1 to the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—60

Ackerman	Bustamante	Hawkins	Murray, Kevin
Aguiar	Caldera	Hoge	Napolitano
Alby	Cannella	House	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Baca	Cortese	Katz	Rainey
Baldwin	Cunneen	Knight	Richter
Battin	Davis	Knowles	Rogan
Baugh	Escutia	Kuykendall	Setencich
Boland	Figueroa	Machado	Sher
Bordonaro	Firestone	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	McPherson	Takasugi
Brown	Goldsmith	Miller	Thompson
Brulte	Granlund	Morrissey	Weggeland
Burton	Harvey	Morrow	Woods

NOES—6

Friedman	Kuehl	Murray, Willard
Isenberg	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1240 (Bordonaro)—An act to add Section 39006 to the Health and Safety Code, relating to air pollution.

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 Assembly Bill No. 1240

Assembly Member Olberg moved that the amendments offered by Assembly Member Sher to Assembly Bill No. 1240 be laid upon the table.

Assembly Member Rainey seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	House	Rainey
Aguiar	Conroy	Kaloogian	Richter
Alby	Cunneen	Knight	Rogan
Baldwin	Firestone	Knowles	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	Miller	Thompson
Boland	Granlund	Morrissey	Weggeland
Bordonaro	Harvey	Morrow	Woods
Bowler	Hawkins	Olberg	Mr. Speaker
Brewer	Hoge	Poochigian	

NOES—38

Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	McPherson	
Cannella	Isenberg	Murray, Kevin	

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, 9:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1288 (Kaloogian)—An act to add Section 3208.35 to the Labor Code, and to add Section 2682 to the Unemployment Insurance Code, relating to disability.

Bill read third time.

Demand for Previous Question

Assembly Members Olberg, Thompson, Battin, Mazzoni, and Granlund demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Firestone	Margett	Takasugi
Baugh	Frusetta	McPherson	Thompson
Boland	Goldsmith	Miller	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mr. Speaker
Brewer	Hawkins	Murray, Willard	
Brulte	Hoge	Olberg	
Bustamante	House	Poochigian	

NOES—23

Archie-Hudson	Cannella	Knox	Murray, Kevin
Baca	Escutia	Kuehl	Napolitano
Brown	Gallegos	Lee	Tucker
Burton	Hauser	Machado	Vasconcellos
Caldera	Isenberg	Martinez	Villaraigosa
Campbell	Katz	Mazzoni	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1288: Assembly Member Ducheny, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1330 (Olberg)—An act to add Section 21080.26 to the Public Resources Code, relating to environmental quality.

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 Assembly Bill No. 1330

Assembly Member Thompson moved that the amendments offered by Assembly Member Sher to Assembly Bill No. 1330 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Frusetta	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Setencich
Battin	Granlund	McPherson	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Woods
Bordonaro	Hoge	Morrow	Mr. Speaker
Bowler	House	Olberg	
Brewer	Kaloogian	Poochigian	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Brulte	Kaloogian	Richter
Aguiar	Cannella	Knight	Rogan
Alby	Conroy	Knowles	Setencich
Baca	Firestone	Kuykendall	Takasugi
Baldwin	Frusetta	Margett	Thompson
Battin	Goldsmith	Miller	Weggeland
Baugh	Granlund	Morrissey	Woods
Boland	Harvey	Morrow	Mr. Speaker
Bordonaro	Hawkins	Olberg	
Bowler	Hoge	Poochigian	
Brewer	House	Rainey	

NOES—31

Archie-Hudson	Figueroa	Kuehl	Napolitano
Bowen	Friedman	Lee	Sher
Brown	Gallegos	Machado	Speier
Burton	Hannigan	Martinez	Sweeney
Campbell	Hauser	Mazzoni	Tucker
Cortese	Isenberg	McDonald	Vasconcellos
Ducheny	Katz	Murray, Kevin	Villaraigosa
Escutia	Knox	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1350 (Knowles)—An act to amend Section 361.3 of, and to add Section 301.5 to, the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

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, 10:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1359 (Knowles)—An act to add Section 10003.5 to the Public Utilities Code, relating to public utilities.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Cannella	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Cortese	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Weggeland
Boland	Harvey	Morrow	Woods
Bordonaro	Hawkins	Murray, Willard	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hauser	McPherson
Archie-Hudson	Cunneen	Isenberg	Murray, Kevin
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knox	Sher
Bowen	Escutia	Kuehl	Speier
Brown	Figueroa	Lee	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1365 (Knowles)—An act to amend Section 3600 of the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowen	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Speier
Burton	Figueroa	Lee	Sweeney
Bustamante	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Vasconcellos
Campbell	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1368 (Knowles)—An act to add Section 926.19 to the Government Code, relating to claims against the state.

Bill read third time, and passed by the following vote:

AYES—67

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Davis	Knox	Rogan
Battin	Ducheny	Kuehl	Setencich
Baugh	Figueroa	Kuykendall	Sher
Boland	Firestone	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brewer	Granlund	Mazzoni	Tucker
Brown	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mr. Speaker
Bustamante	Hoge	Morrow	

NOES—7

Archie-Hudson	Escutia	McDonald	Villaraigosa
Caldera	Friedman	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1385 (Woods)—An act to amend Sections 4582.75 and 21160 of the Public Resources Code, relating to forest practices.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Woods moved a call of the Assembly.

Motion carried. Time, 10:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1394 (Poochigian)—An act to amend Sections 5310 and 5311.5 of, to add Chapter 1.7 (commencing with Section 5350) to Part 4 of Division 4 of, and to repeal Section 123.6 of, the Labor Code, relating to workers' compensation.

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, 10:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1474 (Pringle)—An act to amend Sections 4600, 4600.3, and 4601 of the Labor Code, relating to workers' compensation.

Bill read third time.

Motion to Amend by Assembly Member Olberg

Assembly Member Olberg 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

Assembly Bill No. 1490—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1555 (Kaloogian)—An act to amend Section 6366 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 Speier

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Amendments Ruled Out of Order

The Speaker ruled the amendments offered by Assembly Member Speier out of order as similar amendments were ruled dilatory on measures earlier this day.

Motion to Appeal from the Decision of the Chair

Assembly Member Speier moved to appeal from the decision of the Chair that the Speier amendments are out of order as similar amendments were ruled dilatory earlier this day.

Motion to Appeal Ruled Out of Order

The Speaker ruled the appeal out of order pursuant to Mason's Manual, as the Chair was previously sustained on appeal on the same matter earlier this day.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

Ackerman	Bustamante	Hoge	Olberg
Aguiar	Campbell	House	Poochigian
Alby	Cannella	Kaloogian	Rainey
Alpert	Conroy	Knight	Richter
Archie-Hudson	Cortese	Knowles	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Davis	Lee	Takasugi
Battin	Ducheny	Machado	Thompson
Baugh	Firestone	Margett	Tucker
Boland	Frusetta	Martinez	Villaraigosa
Bordonaro	Gallegos	McDonald	Weggeland
Bowler	Goldsmith	McPherson	Woods
Brewer	Granlund	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	
Burton	Hawkins	Morrow	

NOES—12

Bowen	Escutia	Katz	Napolitano
Brown	Figueroa	Kuehl	Sher
Caldera	Friedman	Murray, Willard	Speier

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1555: Assembly Member Archie-Hudson, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1565 (Bordonaro)—An act relating to forest resources, and making an appropriation for the usual current expenses of the state, to take effect immediately.

Bill read third time, and passed by the following vote:

AYES—66

Ackerman	Conroy	Knowles	Poochigian
Aguiar	Cortese	Knox	Rainey
Alby	Cunneen	Kuehl	Richter
Alpert	Davis	Kuykendall	Rogan
Baca	Figueroa	Lee	Setencich
Baldwin	Firestone	Machado	Sher
Battin	Friedman	Margett	Speier
Baugh	Frusetta	Mazzoni	Sweeney
Boland	Gallegos	McDonald	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Miller	Tucker
Bowler	Harvey	Morrissey	Villaraigosa
Brewer	Hawkins	Morrow	Weggeland
Brown	Hoge	Murray, Kevin	Woods
Bustamante	House	Murray, Willard	Mr. Speaker
Campbell	Kaloogian	Napolitano	
Cannella	Knight	Olberg	

NOES—6

Brulte	Caldera	Martinez
Burton	Ducheny	Vasconcellos

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1585 (House)—An act to add Section 402.6 to the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend by Assembly Member Bowen

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to Assembly Bill No. 1585

Assembly Member Thompson moved that the amendments offered by Assembly Member Bowen to Assembly Bill No. 1585 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Takasugi
Baldwin	Frusetta	Margett	Thompson
Battin	Goldsmith	Miller	Weggeland
Baugh	Granlund	Morrissey	Woods
Boland	Harvey	Morrow	Mr. Speaker
Bordonaro	Hawkins	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker
Brulte	House	Olberg	

NOES—30

Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Speier
Bowen	Escutia	Martinez	Sweeney
Brown	Figueroa	Mazzoni	Tucker
Burton	Friedman	McDonald	Villaraigosa
Caldera	Gallegos	Murray, Kevin	
Campbell	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1651 (Richter)—An act to add Article 4.5 (commencing with Section 25346) to Chapter 6.8 of Division 20 of the Health and Safety Code, relating to hazardous substances.

Bill read third time, and passed by the following vote:

AYES—51

Ackerman	Brulte	Harvey	Olberg
Aguiar	Burton	Hauser	Poochigian
Alby	Cannella	Hawkins	Rainey
Alpert	Conroy	House	Richter
Baca	Cortese	Kaloogian	Rogan
Baldwin	Cunneen	Knowles	Setencich
Battin	Davis	Kuykendall	Speier
Baugh	Ducheny	Machado	Thompson
Boland	Firestone	Margett	Tucker
Bordonaro	Frusetta	McPherson	Weggeland
Bowen	Gallegos	Miller	Woods
Bowler	Goldsmith	Morrissey	Mr. Speaker
Brewer	Granlund	Morrow	

NOES—12

Archie-Hudson	Knox	Martinez	Murray, Willard
Escutia	Kuehl	McDonald	Vasconcellos
Katz	Lee	Murray, Kevin	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1651: Assembly Member Cunneen, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 931 BY UNANIMOUS CONSENT

Assembly Member Richter was granted unanimous consent to take up Assembly Bill No. 931, out of order.

ASSEMBLY BILL NO. 931 (Richter)—An act to add Section 4584.1 to the Public Resources Code, relating to forest practices.

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 Assembly Bill No. 931

Assembly Member Thompson moved that the amendments offered by Assembly Member Sher to Assembly Bill No. 931 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Weggeland
Boland	Harvey	Morrow	Woods
Bordonaro	Hawkins	Olberg	Mr. Speaker
Bowler	Hoge	Poochigian	
Brewer	House	Rainey	

NOES—37

Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knox	Sher
Baca	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown	Friedman	Machado	Tucker
Burton	Gallegos	Martinez	Vasconcellos
Bustamante	Hannigan	Mazzoni	Villaraigosa
Caldera	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	
Cannella	Kaloogian	Murray, Willard	

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 Richter moved a call of the Assembly.

Motion carried. Time, 11:01 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1670 (Takasugi)—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 third time, and passed by the following vote:

AYES—46

Ackerman	Brulte	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baca	Cortese	Knowles	Rogan
Baldwin	Cunneen	Kuykendall	Setencich
Battin	Firestone	Machado	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Goldsmith	McPherson	Weggeland
Bordonaro	Granlund	Miller	Woods
Bowen	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	

NOES—25

Archie-Hudson	Friedman	Lee	Speier
Brown	Gallegos	Martinez	Sweeney
Burton	Hauser	Mazzoni	Tucker
Caldera	Isenberg	Murray, Kevin	Villaraigosa
Campbell	Katz	Murray, Willard	
Escutia	Knox	Napolitano	
Figueroa	Kuehl	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1673 (Takasugi)—An act to add Sections 18032, 18152, 24916.5, and 24996 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 Sweeney

Assembly Member Sweeney moved the adoption of amendments.

Amendments read.

Amendments Ruled Out of Order

The Speaker ruled the amendments offered by Assembly Member Sweeney out of order as similar amendments were ruled dilatory earlier this day.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowen	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—34

Alpert	Davis	Katz	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	
Cannella	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1709 (McPherson)—An act to amend, repeal, and add Section 13001 of the Elections Code, relating to elections.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Bustamante	House	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Knight	Olberg
Alpert	Cortese	Knowles	Poochigian
Archie-Hudson	Cunneen	Kuehl	Rainey
Baca	Davis	Kuykendall	Richter
Baldwin	Ducheny	Lee	Rogan
Battin	Figueroa	Machado	Setencich
Baugh	Firestone	Margett	Sher
Boland	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Takasugi
Bowen	Goldsmith	McDonald	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Harvey	Miller	Villaraigosa
Brown	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Burton	Hoge	Murray, Kevin	Mr. Speaker

NOES—4

Caldera	Escutia	Isenberg	Speier

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1734—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1741 (Bordonaro)—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read third time, and passed by the following vote:

AYES—57

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cortese	Knowles	Richter
Baca	Cunneen	Kuykendall	Rogan
Baldwin	Davis	Machado	Setencich
Battin	Ducheny	Margett	Speier
Baugh	Firestone	Martinez	Sweeney
Boland	Frusetta	McPherson	Takasugi
Bordonaro	Gallegos	Miller	Thompson
Bowen	Goldsmith	Morrissey	Weggeland
Bowler	Granlund	Morrow	Woods
Brewer	Harvey	Murray, Kevin	Mr. Speaker
Brown	Hawkins	Murray, Willard	
Brulte	Hoge	Napolitano	
Bustamante	House	Olberg	

NOES—7

Burton	Friedman	Knox	Villaraigosa
Caldera	Isenberg	Kuehl	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1745 (Campbell)—An act to amend Section 18050.7 of, and to repeal Article 2.5 (commencing with Section 18056) of Chapter 7 of Part 2 of Division 13 of, the Health and Safety Code, relating to manufactured homes.

Bill read third time, and passed by the following vote:

AYES—72

Ackerman	Cannella	House	Murray, Kevin
Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Rainey
Baldwin	Escutia	Kuehl	Richter
Battin	Figueroa	Kuykendall	Rogan
Baugh	Firestone	Lee	Setencich
Boland	Friedman	Machado	Sher
Bordonaro	Frusetta	Margett	Speier
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McDonald	Tucker
Burton	Harvey	McPherson	Villaraigosa
Bustamante	Hauser	Miller	Weggeland
Caldera	Hawkins	Morrissey	Woods
Campbell	Hoge	Morrow	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1749 (Knowles)—An act to amend Sections 139.5, 4635, 4638, and 4644 of the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Cortese	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Conroy	Kaloogian	Rainey	

NOES—31

Archie-Hudson	Ducheny	Knox	Murray, Willard
Baca	Escutia	Kuehl	Napolitano
Brown	Figueroa	Lee	Sher
Burton	Friedman	Machado	Speier
Bustamante	Gallegos	Martinez	Sweeney
Campbell	Hauser	Mazzoni	Tucker
Cannella	Isenberg	McDonald	Villaraigosa
Davis	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1754 (Knowles)—An act to add Sections 10100.2 and 10100.3 to the Insurance Code, relating to insurance.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—28

Archie-Hudson	Escutia	Knox	Murray, Willard
Baca	Figueroa	Kuehl	Napolitano
Brown	Friedman	Lee	Sher
Burton	Gallegos	Machado	Speier
Bustamante	Hauser	Martinez	Sweeney
Caldera	Isenberg	Mazzoni	Tucker
Cannella	Katz	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1766 (Baldwin)—An act to amend Sections 12221, 17052.13, 17053.8, 23612, and 23622 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 Sweeney

Assembly Member Sweeney moved the adoption of amendments.

Amendments read.

Amendments Ruled Out of Order

The Speaker ruled the amendments offered by Assembly Member Sweeney out of order as similar amendments were ruled dilatory on measures earlier this day.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Conroy	House	Rainey
Alby	Cortese	Kaloogian	Richter
Alpert	Cunneen	Knight	Rogan
Baca	Davis	Knowles	Setencich
Baldwin	Ducheny	Kuykendall	Takasugi
Battin	Firestone	Margett	Thompson
Baugh	Frusetta	McPherson	Weggeland
Boland	Goldsmith	Miller	Woods
Bordonaro	Granlund	Morrissey	Mr. Speaker
Bowler	Harvey	Morrow	
Brewer	Hawkins	Olberg	

NOES—28

Archie-Hudson	Escutia	Kuehl	Murray, Willard
Bowen	Figueroa	Lee	Napolitano
Brown	Friedman	Machado	Sher
Burton	Gallegos	Martinez	Speier
Caldera	Hauser	Mazzoni	Sweeney
Campbell	Isenberg	McDonald	Tucker
Cannella	Knox	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1809 (Knox)—An act to amend Sections 2933 and 3057 of the Penal Code, relating to sentencing.

Bill read third time, and passed by the following vote:

AYES—67

Ackerman	Cannella	Kaloogian	Napolitano
Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	McDonald	Takasugi
Bowler	Goldsmith	McPherson	Thompson
Brewer	Granlund	Miller	Tucker
Brown	Harvey	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Bustamante	Hoge	Murray, Kevin	Mr. Speaker
Caldera	House	Murray, Willard	

NOES—5

Archie-Hudson	Isenberg	Villaraigosa
Burton	Lee	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1815 (Bowen)—An act to add Section 1240.2 to the Penal Code, relating to criminal appeals.

Bill read third time, and passed by the following vote:

AYES—57

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Figueroa	Machado	Speier
Battin	Firestone	Margett	Sweeney
Baugh	Frusetta	Martinez	Takasugi
Boland	Gallegos	Mazzoni	Thompson
Bordonaro	Goldsmith	McPherson	Weggeland
Bowen	Granlund	Miller	Woods
Bowler	Harvey	Morrissey	Mr. Speaker
Brewer	Hawkins	Morrow	
Brulte	Hoge	Napolitano	
Caldera	House	Olberg	

NOES—8

Brown	Isenberg	McDonald	Murray, Willard
Ducheny	Kuehl	Murray, Kevin	Villaraigosa

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1815: Assembly Member McDonald, from "Aye" to "No"; Assembly Member Lee, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1847 (House)—An act to amend Section 6712 of the Labor Code, relating to employment.

Bill read third time.

Demand for Previous Question

Assembly Members Rogan, Knight, Margett, Brulte, and Baca demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Machado	Setencich
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—32

Alpert	Davis	Katz	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown	Friedman	Martinez	Sweeney
Burton	Gallegos	Mazzoni	Tucker
Caldera	Hauser	McDonald	Vasconcellos
Campbell	Isenberg	Murray, Kevin	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1847: Assembly Member Bustamante, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1848—Passed on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 797

At 11:43 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. 797 refused adoption by the following vote:

AYES—49

Alpert	Cunneen	Isenberg	Napolitano
Archie-Hudson	Davis	Katz	Setencich
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Speier
Battin	Figueroa	Kuykendall	Sweeney
Bowen	Firestone	Lee	Tucker
Brown	Friedman	Machado	Vasconcellos
Burton	Frusetta	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	Weggeland
Caldera	Hannigan	McDonald	Woods
Campbell	Hauser	McPherson	
Cannella	Hawkins	Murray, Kevin	
Cortese	House	Murray, Willard	

NOES—28

Ackerman	Bowler	Hoge	Olberg
Aguiar	Brewer	Kaloogian	Poochigian
Alby	Brulte	Knight	Rainey
Baldwin	Conroy	Knowles	Richter
Baugh	Goldsmith	Margett	Rogan
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrow	Mr. Speaker

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 341

At 11:43 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 urgency clause to Assembly Bill No. 341 refused adoption by the following vote:

AYES—50

Ackerman	Campbell	Hoge	Olberg
Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Baldwin	Cortese	Knight	Richter
Battin	Cunneen	Knowles	Rogan
Baugh	Firestone	Kuykendall	Setencich
Boland	Frusetta	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	Mazzoni	Weggeland
Brewer	Hannigan	McPherson	Woods
Brown	Harvey	Miller	Mr. Speaker
Brulte	Hauser	Morrissey	
Bustamante	Hawkins	Morrow	

NOES—22

Archie-Hudson	Figueroa	Kuehl	Sher
Bates	Friedman	Lee	Speier
Burton	Gallegos	Martinez	Sweeney
Caldera	Isenberg	McDonald	Villaraigosa
Ducheny	Katz	Murray, Willard	
Escutia	Knox	Napolitano	

(NOTE: Later this day a motion to reconsider the above vote on Assembly Bill No. 341 was offered by Assembly Member Knowles.)

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 255

At 11:43 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.

Assembly Bill No. 255 passed by the following vote:

AYES—55

Ackerman	Campbell	Isenberg	Olberg
Aguiar	Cannella	Katz	Poochigian
Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Setencich
Bates	Ducheny	Lee	Sher
Baugh	Escutia	Machado	Speier
Bowen	Figueroa	Martinez	Sweeney
Bowler	Firestone	Mazzoni	Tucker
Brown	Friedman	McDonald	Vasconcellos
Brulte	Frusetta	McPherson	Villaraigosa
Burton	Gallegos	Murray, Kevin	Woods
Bustamante	Goldsmith	Murray, Willard	Mr. Speaker
Caldera	Hannigan	Napolitano	

NOES—21

Alby	Conroy	Knight	Takasugi
Baldwin	Granlund	Knowles	Thompson
Battin	Harvey	Margett	Weggeland
Boland	Hoge	Morrissey	
Bordonaro	House	Morrow	
Brewer	Kaloogian	Rogan	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 999

At 11:43 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.

Assembly Bill No. 999 passed by the following vote:

AYES—41

Ackerman	Firestone	Knowles	Rogan
Aguiar	Frusetta	Kuykendall	Setencich
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	McPherson	Thompson
Baugh	Harvey	Miller	Tucker
Bordonaro	Hauser	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Olberg	Mr. Speaker
Conroy	House	Poochigian	
Cortese	Kaloogian	Rainey	
Cunneen	Knight	Richter	

NOES—36

Alby	Bustamante	Gallegos	Mazzoni
Alpert	Caldera	Hannigan	McDonald
Archie-Hudson	Campbell	Isenberg	Murray, Kevin
Bates	Cannella	Katz	Murray, Willard
Boland	Davis	Knox	Napolitano
Bowen	Ducheny	Kuehl	Sher
Brown	Escutia	Lee	Speier
Brulte	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Villaraigosa

Motion to Reconsider Assembly Bill No. 999 on Next Legislative Day

Assembly Member Kuehl moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 999 was this day passed.

Motion Ruled Out of Order

Speaker Pringle ruled the motion out of order, as no motion to reconsider on a bill which is passed is in order on the last two legislative days preceding January 31, 1996 of the even-numbered year.

Assembly Bill No. 999 ordered transmitted to the Senate.

POINT OF ORDER

Assembly Member Bowen arose to the following point of order:

That the Speaker indicated earlier that Calls of the Assembly could be continued and that the Speaker did not specify that Calls of the Assembly could only be continued on measures with insufficient votes.

Reply by Speaker

The Speaker replied that it was clearly announced to the Body prior to the recess at 6:50 p.m. that Calls of the Assembly could be continued on measures a second time, whether passed or failed; and further, that each of the Calls of the Assembly dispensed with at this time have been placed under Call of the Assembly twice.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 109

At 11:44 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.

Assembly Bill No. 109 refused passage by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—39

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 169

At 11:45 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.

Assembly Bill No. 169 passed by the following vote:

AYES—42

Ackerman	Cannella	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Cortese	Kuykendall	Rogan
Baldwin	Frusetta	Machado	Setencich
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Willard	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—33

Alpert	Cunneen	Katz	Sher
Archie-Hudson	Davis	Knox	Speier
Baca	Ducheny	Kuehl	Sweeney
Bates	Escutia	Lee	Tucker
Bowen	Figueroa	Martinez	Vasconcellos
Brown	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	
Campbell	Isenberg	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ROGAN MOTION TO TABLE ISENBERG AMENDMENTS TO ASSEMBLY BILL NO. 177

At 11:45 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 Rogan motion to table Isenberg amendments to Assembly Bill No. 177 carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Setencich
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 435

At 11:47 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.

Assembly Bill No. 435 passed by the following vote:

AYES—42

Ackerman	Cunneen	Knight	Poochigian
Aguiar	Figueroa	Knowles	Rainey
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Takasugi
Baugh	Granlund	Martinez	Thompson
Boland	Harvey	McPherson	Tucker
Bordonaro	Hauser	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker
Brulte	House	Murray, Willard	
Conroy	Kaloogian	Olberg	

NOES—15

Bates	Ducheny	Knox	Napolitano
Caldera	Goldsmith	Lee	Speier
Campbell	Isenberg	McDonald	Villaraigosa
Cannella	Katz	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 435: Assembly Member Cortese, from "Aye" to "Not Voting"; Assembly Member Machado, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 101

At 11:48 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.

Assembly Bill No. 101 refused passage by the following vote:

AYES—19

Baugh	Granlund	Miller	Rogan
Boland	Harvey	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brulte	Knight	Olberg	Mr. Speaker
Conroy	Knowles	Richter	

NOES—49

Aguiar	Cortese	Isenberg	Napolitano
Alpert	Cunneen	Katz	Rainey
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Bordonaro	Figueroa	Lee	Sweeney
Bowen	Firestone	Machado	Takasugi
Brown	Friedman	Martinez	Tucker
Burton	Frusetta	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Goldsmith	McPherson	
Campbell	Hannigan	Murray, Kevin	
Cannella	Hauser	Murray, Willard	

(NOTE: For further explanation of vote by Assembly Member Baldwin, see page 4718.)

Objection to Vote Adds

Assembly Member Mazzoni withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 101.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 619

At 11:50 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.

Assembly Bill No. 619 refused passage by the following vote:

AYES—31

Ackerman	Bustamante	Harvey	Poochigian
Alpert	Conroy	Hawkins	Rogan
Baca	Cortese	Margett	Setencich
Baldwin	Davis	McDonald	Takasugi
Battin	Ducheny	Miller	Thompson
Baugh	Escutia	Morrow	Tucker
Boland	Gallegos	Murray, Kevin	Villaraigosa
Brewer	Goldsmith	Murray, Willard	

NOES—36

Aguiar	Caldera	Hauser	McPherson
Alby	Campbell	Isenberg	Napolitano
Bates	Cannella	Katz	Olberg
Bordonaro	Cunneen	Knight	Rainey
Bowen	Figueroa	Knowles	Richter
Bowler	Firestone	Kuehl	Sher
Brown	Frusetta	Lee	Speier
Brulte	Granlund	Machado	Sweeney
Burton	Hannigan	Mazzoni	Weggeland

Motion to Reconsider Assembly Bill No. 619 on Next Legislative Day

Assembly Member Bustamante moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 619 was this day refused passage.

Assembly Bill No. 619 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CALDERA AMENDMENTS TO ASSEMBLY BILL NO. 638—SET 4

At 11:51 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 Thompson motion to table Caldera amendments to Assembly Bill No. 638—Set 4 lost by the following vote:

AYES—None

NOES—76

Ackerman	Campbell	Hoge	Murray, Kevin
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
Baugh	Firestone	Lee	Sher
Boland	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CALDERA AMENDMENTS TO ASSEMBLY BILL NO. 638—SET 5

At 11:52 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 Thompson motion to table Caldera amendments to Assembly Bill No. 638—Set 5 carried by the following vote:

AYES—36

Ackerman	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Margett	Rogan
Battin	Frusetta	McPherson	Setencich
Baugh	Harvey	Miller	Takasugi
Bordonaro	Hawkins	Morrissey	Thompson
Bowler	Hoge	Morrow	Weggeland
Brewer	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	Mr. Speaker

NOES—29

Bates	Davis	Katz	Napolitano
Boland	Ducheny	Knox	Speier
Bowen	Figueroa	Kuykendall	Sweeney
Burton	Friedman	Lee	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Campbell	Granlund	McDonald	
Cannella	Hannigan	Murray, Kevin	
Cortese	Hauser	Murray, Willard	

Objection to Vote Adds

Assembly Member Caldera withheld unanimous consent on any request for vote adds or vote changes on the roll call vote taken on this day on the Thompson motion to table Caldera amendments to Assembly No. 638—Set 5.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1017

At 11:54 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.

Assembly Bill No. 1017 refused passage by the following vote:

AYES—15

Alby	Kaloogian	McPherson	Sweeney
Boland	Knowles	Morrow	Weggeland
Bowler	Kuykendall	Rainey	Woods
Cortese	Martinez	Richter	

NOES—39

Ackerman	Caldera	Katz	Murray, Willard
Alpert	Campbell	Knox	Napolitano
Archie-Hudson	Cannella	Kuehl	Olberg
Baca	Davis	Lee	Sher
Baldwin	Escutia	Machado	Speier
Bates	Figueroa	Margett	Thompson
Bordonaro	Friedman	Mazzoni	Tucker
Bowen	Granlund	McDonald	Vasconcellos
Brown	Hauser	Morrissey	Villaraigosa
Bustamante	Isenberg	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1017: Assembly Member Harvey, from "Aye" to "Not Voting".

Motion to Reconsider Assembly No. 1017 on Next Legislative Day

Assembly Member Rainey moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1017 was this day refused passage.

Assembly Bill No. 1017 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 656

At 11:55 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. 656 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Machado	Takasugi
Battin	Goldsmith	Margett	Thompson
Baugh	Granlund	McPherson	Weggeland
Boland	Harvey	Miller	Woods
Bordonaro	Hawkins	Morrissey	Mr. Speaker
Bowler	Hoge	Morrow	
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—34

Alpert	Cannella	Isenberg	Napolitano
Archie-Hudson	Davis	Katz	Setencich
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	Murray, Kevin	
Campbell	Hauser	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 698

At 11:56 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. 698 passed by the following vote:

AYES—52

Ackerman	Cannella	House	Murray, Willard
Aguiar	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knowles	Poochigian
Baca	Ducheny	Knox	Rainey
Baugh	Figueroa	Lee	Richter
Boland	Friedman	Machado	Setencich
Bordonaro	Frusetta	Margett	Speier
Brewer	Gallegos	Martinez	Sweeney
Brown	Granlund	Mazzoni	Takasugi
Burton	Hannigan	McDonald	Tucker
Bustamante	Harvey	McPherson	Villaraigosa
Campbell	Hauser	Miller	Woods

NOES—11

Alby	Conroy	Kuehl	Thompson
Bowen	Goldsmith	Morrissey	Weggeland
Brulte	Isenberg	Morrow	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 703

At 11:56 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.

Assembly Bill No. 703 passed by the following vote:

AYES—42

Ackerman	Bustamante	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—34

Alpert	Cortese	Isenberg	Murray, Willard
Archie-Hudson	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bowen	Escutia	Kuehl	Speier
Brown	Figueroa	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Villaraigosa
Campbell	Hannigan	Mazzoni	
Cannella	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 711

At 11:56 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.

Assembly Bill No. 711 refused passage by the following vote:

AYES—38

Ackerman	Brulte	Knowles	Richter
Aguiar	Conroy	Kuykendall	Rogan
Alby	Goldsmith	Margett	Setencich
Baldwin	Granlund	Miller	Takasugi
Battin	Harvey	Morrissey	Thompson
Baugh	Hawkins	Morrow	Weggeland
Boland	Hoge	Murray, Willard	Woods
Bordonaro	House	Olberg	Mr. Speaker
Bowler	Kaloogian	Poochigian	
Brewer	Knight	Rainey	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cunneen	Isenberg	McPherson
Baca	Davis	Katz	Murray, Kevin
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Caldera	Gallegos	Martinez	Tucker
Campbell	Hannigan	Mazzoni	Villaraigosa

Motion to Reconsider Assembly Bill No. 711 on Next Legislative Day

Assembly Member Richter moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 711 was this day refused passage.

Assembly Bill No. 711 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 780

At 11:57 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. 780 refused passage by the following vote:

AYES—29

Alpert	Davis	Knox	Sher
Archie-Hudson	Ducheny	Kuehl	Speier
Baca	Figueroa	Lee	Sweeney
Burton	Friedman	Machado	Vasconcellos
Bustamante	Gallegos	Martinez	Villaraigosa
Campbell	Hannigan	McDonald	
Cannella	Isenberg	Murray, Willard	
Cortese	Katz	Napolitano	

NOES—35

Ackerman	Brulte	Knight	Poochigian
Aguiar	Conroy	Knowles	Rainey
Alby	Cunneen	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brewer	Kaloogian	Olberg	

Motion to Reconsider Assembly Bill No. 780 on Next Legislative Day

Assembly Member McDonald moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 780 was this day refused passage.

Assembly Bill No. 780 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 781

At 11:58 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. 781 refused passage by the following vote:

AYES—28

Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Burton	Friedman	Lee	Speier
Bustamante	Gallegos	Machado	Sweeney
Campbell	Hannigan	Martinez	Vasconcellos
Cannella	Isenberg	McDonald	Villaraigosa

NOES—36

Ackerman	Brulte	Kaloogian	Olberg
Aguiar	Conroy	Knight	Poochigian
Alby	Cunneen	Knowles	Rainey
Battin	Firestone	Kuykendall	Richter
Baugh	Goldsmith	Margett	Rogan
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

Motion to Reconsider Assembly Bill No. 781 on Next Legislative Day

Assembly Member McDonald moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 781 was this day refused passage.

Assembly Bill No. 781 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 782

At 11:59 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. 782 refused passage by the following vote:

AYES—29

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Figueroa	Lee	Vasconcellos
Burton	Friedman	Machado	Villaraigosa
Bustamante	Gallegos	Martinez	
Campbell	Hannigan	McDonald	
Cannella	Isenberg	Murray, Willard	

NOES—36

Ackerman	Brulte	Knight	Poochigian
Aguiar	Conroy	Knowles	Rainey
Alby	Cunneen	Kuykendall	Richter
Battin	Frusetta	Margett	Rogan
Baugh	Goldsmith	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	Kaloogian	Olberg	Mr. Speaker

Motion to Reconsider Assembly Bill No. 782 on Next Legislative Day

Assembly Member McDonald moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 782 was this day refused passage.

Assembly Bill No. 782 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 783

At 11:59 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. 783 refused passage by the following vote:

AYES—31

Alpert	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bates	Figueroa	Kuehl	Speier
Burton	Friedman	Lee	Sweeney
Bustamante	Gallegos	Machado	Tucker
Campbell	Hannigan	Martinez	Vasconcellos
Cannella	Hauser	McDonald	Villaraigosa
Cortese	Isenberg	Murray, Willard	

NOES—38

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

Motion to Reconsider Assembly Bill No. 783 on Next Legislative Day

Assembly Member McDonald moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 783 was this day refused passage.

Assembly Bill No. 783 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 784

At 11:59 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. 784 refused passage by the following vote:

AYES—30

Alpert	Ducheny	Knox	Sher
Baca	Figueroa	Kuehl	Speier
Burton	Friedman	Lee	Sweeney
Bustamante	Gallegos	Machado	Tucker
Campbell	Hannigan	Martinez	Vasconcellos
Cannella	Hauser	McDonald	Villaraigosa
Cortese	Isenberg	Murray, Willard	
Davis	Katz	Napolitano	

NOES—38

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

Motion to Reconsider Assembly Bill No. 784 on Next Legislative Day

Assembly Member McDonald moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 784 was this day refused passage.

Assembly Bill No. 784 ordered to the unfinished business file.

FOUR HUNDRED TWENTY-THIRD CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber
January 31, 1996

At 12 midnight.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 955

At 12 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.

Assembly Bill No. 955 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—37

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 979

At 12 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.

Assembly Bill No. 979 refused passage by the following vote:

AYES—33

Ackerman	Conroy	Knowles	Richter
Alby	Cortese	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Thompson
Battin	Harvey	Miller	Weggeland
Baugh	Hawkins	Morrissey	Woods
Boland	Hoge	Morrow	Mr. Speaker
Bowler	House	Olberg	
Brewer	Kaloogian	Poochigian	
Brulte	Knight	Rainey	

NOES—35

Archie-Hudson	Cunneen	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bowen	Ducheny	Knox	Napolitano
Brown	Escutia	Kuehl	Setencich
Burton	Figueroa	Lee	Sher
Bustamante	Firestone	Machado	Speier
Caldera	Friedman	Martinez	Sweeney
Campbell	Gallegos	McDonald	Villaraigosa
Cannella	Hannigan	McPherson	

Motion to Reconsider Assembly Bill No. 979 on Next Legislative Day

Assembly Member Thompson moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 979 was this day refused passage.

Assembly Bill No. 979 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1019

At 12:01 a.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.

Assembly Bill No. 1019 refused passage by the following vote:

AYES—38

Ackerman	Cunneen	Kaloogian	Rainey
Aguiar	Firestone	Knight	Richter
Baldwin	Frusetta	Knowles	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brulte	House	Olberg	
Conroy	Isenberg	Poochigian	

NOES—39

Alby	Campbell	Hauser	Murray, Willard
Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Cortese	Kuehl	Sher
Baca	Davis	Kuykendall	Speier
Bowen	Ducheny	Lee	Sweeney
Brewer	Escutia	Machado	Thompson
Brown	Figueroa	Martinez	Tucker
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Gallegos	McDonald	Villaraigosa
Caldera	Hannigan	Murray, Kevin	

Motion to Reconsider Assembly Bill No. 1019 on Next Legislative Day

Assembly Member Rainey moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1019 was this day refused passage.

Assembly Bill No. 1019 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1057

At 12:01 a.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.

Assembly Bill No. 1057 passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Alpert	Davis	Kuehl	Sher
Archie-Hudson	Ducheny	Lee	Speier
Baca	Escutia	Machado	Sweeney
Bowen	Figueroa	Martinez	Tucker
Brown	Friedman	Mazzoni	Vasconcellos
Burton	Gallegos	McDonald	Villaraigosa
Caldera	Isenberg	Murray, Kevin	
Campbell	Katz	Murray, Willard	
Cannella	Knox	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1240

At 12:01 a.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. 1240 passed by the following vote:

AYES—45

Ackerman	Cannella	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cortese	Knowles	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Baugh	Goldsmith	Miller	Weggeland
Boland	Granlund	Morrissey	Woods
Bordonaro	Harvey	Morrow	Mr. Speaker
Bowler	Hawkins	Murray, Willard	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—31

Archie-Hudson	Escutia	Knox	Napolitano
Bowen	Figueroa	Kuehl	Sher
Brown	Friedman	Lee	Speier
Burton	Gallegos	Machado	Sweeney
Bustamante	Hannigan	Martinez	Tucker
Campbell	Hauser	Mazzoni	Vasconcellos
Davis	Isenberg	McDonald	Villaraigosa
Ducheny	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1350

At 12:01 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.

Assembly Bill No. 1350 refused passage by the following vote:

AYES—35

Ackerman	Brewer	Knight	Rainey
Aguiar	Brulte	Knowles	Richter
Alby	Conroy	Kuykendall	Rogan
Baldwin	Granlund	Margett	Takasugi
Battin	Harvey	Miller	Thompson
Baugh	Hawkins	Morrissey	Weggeland
Boland	Hoge	Morrow	Woods
Bordonaro	House	Olberg	Mr. Speaker
Bowler	Kaloogian	Poochigian	

NOES—40

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Setencich
Bowen	Escutia	Lee	Sher
Brown	Figueroa	Machado	Speier
Burton	Firestone	Martinez	Sweeney
Bustamante	Friedman	Mazzoni	Tucker
Caldera	Gallegos	McDonald	Vasconcellos
Campbell	Hauser	McPherson	Villaraigosa

MOTION TO RECONSIDER URGENCY CLAUSE TO ASSEMBLY BILL NO. 341 ON NEXT LEGISLATIVE DAY

Assembly Member Knowles moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 341 was this day refused adoption.

Assembly Bill No. 341 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1385

At 12:01 a.m., on motion of Assembly Member Woods, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1385 passed by the following vote:

AYES—45

Ackerman	Cannella	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Cunneen	Kuykendall	Rogan
Baldwin	Firestone	Machado	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Murray, Willard	
Brulte	House	Olberg	
Bustamante	Kaloogian	Poochigian	

NOES—33

Alpert	Cortese	Katz	Sher
Archie-Hudson	Davis	Knox	Speier
Baca	Ducheny	Kuehl	Sweeney
Bates	Escutia	Lee	Tucker
Bowen	Figueroa	Martinez	Vasconcellos
Brown	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	
Campbell	Isenberg	Napolitano	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1394

At 12:02 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.

Assembly Bill No. 1394 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Davis	Knox	Napolitano
Archie-Hudson	Ducheny	Kuehl	Sher
Baca	Figueroa	Lee	Speier
Bates	Friedman	Machado	Sweeney
Brown	Gallegos	Martinez	Tucker
Burton	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa
Cannella	Isenberg	Murray, Kevin	
Cortese	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 931

At 12:02 a.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.

Assembly Bill No. 931 refused passage by the following vote:

AYES—38

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Frusetta	Kuykendall	Setencich
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—37

Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Cunneen	Kuehl	Sher
Baca	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Bowen	Escutia	Martinez	Tucker
Brown	Figueroa	Mazzoni	Vasconcellos
Burton	Friedman	McDonald	Villaraigosa
Bustamante	Gallegos	McPherson	
Caldera	Isenberg	Murray, Kevin	
Campbell	Katz	Murray, Willard	

Motion to Reconsider Assembly Bill No. 931 on Next Legislative Day

Assembly Member Richter moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 931 was this day refused passage.

Assembly Bill No. 931 ordered to the unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1758 (Knowles)—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 third time.

Motion to Amend by Assembly Member Kuehl—Set 1

Assembly Member Kuehl moved the adoption of amendments.

Amendments read.

Motion to Table Kuehl Amendments to Assembly Bill No. 1758—Set 1

Assembly Member Thompson moved that the amendments offered by Assembly Member Kuehl to Assembly Bill No. 1758—Set 1 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Brulte	Knowles	Rogan
Aguiar	Conroy	Kuykendall	Setencich
Alby	Goldsmith	Margett	Takasugi
Baldwin	Granlund	Miller	Thompson
Battin	Harvey	Morrissey	Weggeland
Baugh	Hawkins	Morrow	Woods
Boland	Hoge	Olberg	Mr. Speaker
Bordonaro	House	Poochigian	
Bowler	Kaloogian	Rainey	
Brewer	Knight	Richter	

NOES—36

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bowen	Ducheny	Kuehl	Sher
Brown	Escutia	Lee	Speier
Burton	Figueroa	Machado	Sweeney
Bustamante	Friedman	Martinez	Tucker
Caldera	Gallegos	Mazzoni	Vasconcellos
Campbell	Hauser	McPherson	Villaraigosa

Motion to Amend by Assembly Member Kuehl—Set 2

Assembly Member Kuehl moved the adoption of amendments.

Amendments read.

Motion to Table Kuehl Amendments to Assembly Bill No. 1758—Set 2

Assembly Member Thompson moved that the amendments offered by Assembly Member Kuehl to Assembly Bill No. 1758—Set 2 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brewer	House	Olberg
Aguiar	Brulte	Kaloogian	Poochigian
Alby	Conroy	Knight	Rogan
Baldwin	Firestone	Knowles	Setencich
Battin	Frusetta	Kuykendall	Takasugi
Baugh	Goldsmith	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Mr. Speaker
Bowler	Hoge	Morrow	

NOES—34

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Motion to Amend by Assembly Member Brown—Set 3

Assembly Member Brown moved the adoption of amendments.

Amendments read.

Motion to Table Brown Amendments to Assembly Bill No. 1758—Set 3

Assembly Member Thompson moved that the amendments offered by Assembly Member Brown to Assembly Bill No. 1758—Set 3 be laid upon the table.

Assembly Member Miller seconded the motion.

Motion carried by the following vote:

AYES—41

Ackerman	Conroy	Knowles	Richter
Aguiar	Cunneen	Kuykendall	Rogan
Alby	Firestone	Margett	Setencich
Baldwin	Goldsmith	McPherson	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Murray, Kevin	Mr. Speaker
Bowler	House	Olberg	
Brewer	Kaloogian	Poochigian	
Brulte	Knight	Rainey	

NOES—32

Alpert	Campbell	Hauser	Murray, Willard
Archie-Hudson	Cannella	Isenberg	Napolitano
Baca	Davis	Katz	Sher
Bowen	Ducheny	Kuehl	Speier
Brown	Escutia	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Vasconcellos
Caldera	Gallegos	Mazzoni	Villaraigosa

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—52

Ackerman	Cannella	Hoge	Olberg
Aguiar	Conroy	House	Poochigian
Alby	Cortese	Kaloogian	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knowles	Rogan
Battin	Ducheny	Kuykendall	Setencich
Baugh	Escutia	Margett	Sher
Boland	Firestone	Mazzoni	Takasugi
Bordonaro	Frusetta	McDonald	Thompson
Bowen	Goldsmith	McPherson	Vasconcellos
Bowler	Granlund	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker

NOES—14

Alpert	Gallegos	Machado	Napolitano
Archie-Hudson	Isenberg	Martinez	Villaraigosa
Caldera	Knox	Murray, Kevin	
Friedman	Kuehl	Murray, Willard	

Bill ordered transmitted to the Senate.

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.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 177

ASSEMBLY BILL NO. 177 (Mountjoy)—An act to add Sections 39006 and 39007 to the Health and Safety Code, and to add and repeal Sections 17053.26 and 23626 of the Revenue and Taxation Code, relating to the environment.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

Ackerman	Cannella	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cortese	Knowles	Rogan
Baca	Cunneen	Kuykendall	Setencich
Baldwin	Firestone	Machado	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—25

Archie-Hudson	Escutia	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown	Friedman	Mazzoni	Sweeney
Burton	Gallegos	McDonald	Villaraigosa
Campbell	Isenberg	Murray, Kevin	
Davis	Katz	Murray, Willard	
Ducheny	Knox	Napolitano	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 638

ASSEMBLY BILL NO. 638 (Knight)—An act to amend Sections 12050 and 12054 of the Penal Code, relating to concealable weapons licenses.

Bill read third time.

Further Consideration of Caldera Amendments—Set 4

The question being on the adoption of Caldera amendments to Assembly Bill No. 638—Set 4.

Roll Call Demanded

Assembly Members Rogan, Kaloogian, and Katz, demanded a roll call.

The roll was called and Caldera amendments to Assembly Bill No. 638 adopted by the following vote:

AYES—71

Ackerman	Caldera	Hoge	Morrissey
Aguiar	Campbell	House	Morrow
Alby	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Archie-Hudson	Cortese	Katz	Olberg
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Rainey
Battin	Ducheny	Knox	Richter
Baugh	Escutia	Kuehl	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Lee	Sher
Bowen	Friedman	Machado	Sweeney
Bowler	Frusetta	Margett	Takasugi
Brewer	Gallegos	Martinez	Villaraigosa
Brown	Goldsmith	Mazzoni	Weggeland
Brulte	Granlund	McDonald	Woods
Burton	Harvey	McPherson	Mr. Speaker
Bustamante	Hawkins	Miller	

NOES—None

Motion to Take from the Table
Caldera Amendments—Set 6 to Assembly Bill No. 638

Assembly Member Rogan moved to take from the table the Caldera amendments to Assembly Bill No. 638—Set 6 which were laid upon the table earlier this day.

Assembly Member Bordonaro seconded the motion.

Motion carried by the following vote:

AYES—69

Ackerman	Caldera	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Figueroa	Lee	Sher
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Villaraigosa
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McDonald	Woods
Brown	Granlund	McPherson	Mr. Speaker
Brulte	Harvey	Miller	
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Morrow	

NOES—None

Further Consideration of Caldera Amendments to Assembly Bill No. 638—Set 6

The question being on the adoption of Caldera amendments to Assembly Bill No. 638—Set 6.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 766 (Kaloogian)—An act to amend Section 3206 of the Government Code, relating to public employees.

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.

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.

Assembly Bills Nos. 1622, 1971, and **1972,** on request of Assembly Member McDonald.

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. 458, 976, 1317, 574, 378, 1813, 185, and 15; and Senate Bills Nos. 1332, and 394, were continued until the next legislative day.

REQUEST FOR UNANIMOUS CONSENT

Speaker Pringle was granted unanimous consent to take up Assembly Bills Nos. 1537, 252, 1322, 98, and 1495 on Wednesday, January 31, 1996, without reference to file, if proposed amendments are adopted on Wednesday, January 31, 1996.

MOTION TO ADJOURN

At 12:31 a.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:32 a.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 205: Boland, Bowen, Cortese, Firestone, Hauser, Hoge, Kaloogian, Knox, Lee, Machado, Margett, Martinez, Miller, Morrow, Willard Murray, Rainey, Tucker, Vasconcellos, Weggeland, and Woods—Aye.

Assembly Bill No. 9: Brown, Bustamante, Katz, Martinez, McDonald, Tucker, and Vasconcellos—No.

Assembly Bill No. 583: Martinez, McDonald, Tucker, and Vasconcellos—Aye.

Assembly Bill No. 932: Brulte, Martinez, McDonald, Willard Murray, Setencich, Tucker, and Vasconcellos—Aye.

Assembly Bill No. 1286: Martinez, Mazzoni, McDonald, Tucker, and Vasconcellos—Aye.

Assembly Bill No. 1914: Battin, Bordonaro, Bowen, Martinez, McDonald, Tucker, and Vasconcellos—Aye; Ackerman, Boland, and Olberg—No.

Assembly Bill No. 165: Baca, Baugh, Bowen, Bustamante, Knox, Kevin Murray, Napolitano, Olberg, Sher, and Speier—Aye; Martinez, McDonald, and Willard Murray—No.

Assembly Bill No. 894: Bustamante, Cannella, Hauser, Martinez, McDonald, Tucker, and Vasconcellos—No.

Assembly Bill No. 1002: Hauser, Martinez, McDonald, Tucker, and Vasconcellos—Aye; Baugh, Olberg, Poochigian, and Rogan—No.

Assembly Bill No. 1017, Motion to Table Caldera Amendments—Set 1: Brown, Burton, Cannella, McDonald, and Vasconcellos—No.

Assembly Bill No. 1017, Motion to Table Caldera Amendments—Set 2: Cunneen and McPherson—Aye; Burton, Machado, McDonald, and Vasconcellos—No.

Assembly Bill No. 1017, Motion to Table Caldera Amendments—Set 3: Granlund—Aye; Burton, McDonald, and Vasconcellos—No.

Assembly Bill No. 596: Brulte, Bustamante, and Granlund—Aye; Bates, Katz, Lee, McDonald, Kevin Murray, and Napolitano—No.

Assembly Bill No. 178: Battin, Boland, Bowen, Bustamante, Davis, Granlund, Harvey, Hoge, Kaloogian, Machado, Martinez, McDonald, Morrow, Napolitano, Olberg, Sweeney, Vasconcellos, and Woods—Aye; Burton, Gallegos, Lee, Kevin Murray, Willard Murray, Speier, and Villaraigosa—No.

Assembly Bill No. 675: Bowen and McDonald—No.

Assembly Bill No. 883: Bustamante and Machado—Aye; Bates, Brown, Burton, Davis, Knox, and McDonald—No.

Assembly Bill No. 1803: Bates, Burton, Bustamante, Katz, McDonald, and Olberg—Aye.

Assembly Concurrent Resolution No. 32: Bustamante, Davis, Gallegos, Kuykendall, Machado, and Kevin Murray—Aye; Bates, Katz, and Sher—No.

Assembly Bill No. 879: Bowen, Brulte, Bustamante, Davis, Gallegos, Kaloogian, and Machado—Aye; Burton, McDonald, Napolitano, and Speier—No.

Assembly Bill No. 372: Bowen, Bustamante, Davis, Granlund, Kaloogian, Katz, Knox, McDonald, Napolitano, Poochigian, and Takasugi—Aye.

Assembly Bill No. 1533: Alby, Bowen, Bustamante, Kaloogian, Katz, Kuehl, Martinez, McDonald, and Woods—Aye.

Assembly Bill No. 52: Cortese—Aye; Bates, Bustamante, Davis, Lee, and McDonald—No.

Assembly Bill No. 81: Battin, Boland, Bowen, Burton, Granlund, Hoge, McDonald, Morrow, Rogan, and Woods—Aye; Firestone and Kaloogian—No.

Assembly Bill No. 139: Alpert, Davis, Gallegos, Machado, Sher, Speier, and Sweeney—Aye; Brown, Burton, McDonald, and Villaraigosa—No.

Assembly Bill No. 172: Bustamante, Cannella, Davis, Granlund, Knox, Machado, Napolitano, Poochigian, Sher, Sweeney, and Woods—Aye; Bates, Burton, Kuehl, McDonald, and Kevin Murray—No.

Assembly Bill No. 249, Appeal Decision of the Chair: Burton, McDonald, and Speier—Aye; Goldsmith—No.

Assembly Bill No. 249, Motion to Table Isenberg Amendments: Goldsmith and McPherson—Aye; Burton and McDonald—No.

Assembly Bill No. 249: Bowen, Burton, Caldera, Hauser, McDonald, and Willard Murray—No.

Assembly Bill No. 269: Kaloogian—Aye; Bowen, Burton, Escutia, Machado, Mazzoni, McDonald, and Napolitano—No.

Assembly Bill No. 288: Alpert, Brown, Kaloogian, Machado, McDonald, Willard Murray, Sher, and Speier—Aye; Bowen and Kevin Murray—No.

Assembly Bill No. 289: Bowen, Kaloogian, McDonald, and Willard Murray—Aye; Burton—No.

Assembly Bill No. 296: Bowen, Cunneen, and Willard Murray—Aye; Burton, Ducheny, Knox, McDonald, Kevin Murray, and Speier—No.

Assembly Bill No. 297: Bowen—Aye; Burton, Cannella, Knox, McDonald, and Kevin Murray—No.

Assembly Bill No. 300: Alpert, Bustamante, Caldera, Davis, Knox, Machado, Sher, and Speier—Aye; Burton, Kuehl, Martinez, Kevin Murray, Napolitano, and Villaraigosa—No.

Assembly Bill No. 357: Davis—No.

Assembly Bill No. 360: Alby, Burton, Firestone, McDonald, Kevin Murray, and Woods—Aye; Granlund, Hoge, and Miller—No.

Assembly Bill No. 411: Bowen, Brown, Bustamante, Goldsmith, Knox, and Kevin Murray—Aye; Ducheny, McDonald, Napolitano, and Sher—No.

Assembly Bill No. 1601: Bustamante—No.

Assembly Bill No. 582 and Urgency: Archie-Hudson, Ducheny, Knox, McDonald, Kevin Murray, and Willard Murray—Aye; Speier—No.

Assembly Bill No. 154: Burton, Katz, and Speier—No.

Assembly Bill No. 616: Burton and Cannella—No.

Assembly Bill No. 66: Burton and Cortese—No.

Assembly Bill No. 224 and Urgency: Cunneen and Kevin Murray—Aye; Speier—No.

Assembly Bill No. 362: Speier—No.

Assembly Bill No. 403: McDonald and McPherson—No.

Assembly Bill No. 622: Firestone, Knox, and Rainey—Aye; Bustamante, Ducheny, Katz, Kuehl, and McPherson—No.

Assembly Bill No. 474: Bustamante, Firestone, Frusetta, Granlund, Katz, McDonald, and Takasugi—Aye; Aguiar, Alby, Baugh, Boland, Goldsmith, Hoge, and Olberg—No.

Assembly Bill No. 588: Bustamante, Ducheny, Frusetta, Goldsmith, Katz, Knox, McDonald, Kevin Murray, and Takasugi—Aye.

Assembly Bill No. 621: Alpert, Bustamante, Machado, Napolitano, and Woods—Aye; Bowen, Burton, Gallegos, and Kevin Murray—No.

Assembly Bill No. 1483, Urgency and Concurrence: Bowen, Bustamante, Goldsmith, Kaloogian, McDonald, Miller, Poochigian, and Rainey—Aye.

Assembly Bill No. 614, Motion to Table Hauser Amendments: Granlund—Aye; Willard Murray—No.

Assembly Bill No. 638, Motion to Table Caldera Amendments—Set 1: Woods—Aye.

Assembly Bill No. 649: Bates, Baugh, Boland, Cannella, Cortese, Granlund, Kaloogian, McDonald, Willard Murray, Olberg, Poochigian, Setencich, and Woods—Aye.

Assembly Bill No. 677: Bowen, Escutia, Goldsmith, Granlund, and Morrow—Aye; Cortese, Ducheny, Martinez, McDonald, and Kevin Murray—No.

Assembly Bill No. 678: Cortese and Morrow—Aye; Baca, Burton, Bustamante, and McDonald—No.

Assembly Bill No. 708: Bustamante, Cannella, Cortese, Cunneen, Machado, Olberg, and Sweeney—Aye; Brown, Katz, McDonald, and Speier—No.

Assembly Bill No. 748: Bustamante, Davis, Machado, McDonald, Willard Murray, Napolitano, Rogan, and Sher—Aye; Kuehl and Lee—No.

Assembly Bill No. 749: Bustamante, Granlund, Kaloogian, Katz, Kuehl, Mazzoni, McDonald, and Willard Murray—Aye.

Assembly Bill No. 769: Bordonaro, Bustamante, Mazzoni, Kevin Murray, Willard Murray, Sher, Speier, and Woods—Aye.

Assembly Bill No. 850, Isenberg Motion to Appeal Decision of Chair: Bordonaro—No.

Assembly Bill No. 850: Baca, Battin, Bordonaro, Bowen, Cannella, Davis, Mazzoni, and Sher—Aye; Martinez and Kevin Murray—No.

Assembly Bill No. 801: Bordonaro and Cortese—Aye; Bowen and Davis—No.

Assembly Bill No. 1625: Baca, Baugh, Boland, Bordonaro, Goldsmith, Katz, and Mazzoni—Aye.

Assembly Bill No. 880: Bordonaro and Cunneen—Aye; Brown, Ducheny, Katz, Knox, McDonald, and Kevin Murray—No.

Assembly Bill No. 893: Bordonaro, Machado, and Sher—Aye; McDonald and Speier—No.

Assembly Bill No. 916, Motion to Table Bowen Amendments: Bordonaro—Aye.

Assembly Bill No. 916: Ackerman, Bordonaro, Bustamante, Harvey, and Sher—Aye; Davis and Katz—No.

Assembly Bill No. 924: Bordonaro and Setencich—Aye; Baca, Davis, Katz, and McDonald—No.

Assembly Bill No. 1006: Bordonaro, Bowen, Bustamante, McPherson, and Speier—Aye; Kevin Murray—No.

Assembly Bill No. 1018: Bordonaro, Bustamante, Kevin Murray, and Sher—Aye; Knox and Speier—No.

Assembly Bill No. 1031: Cortese—No.

Assembly Bill No. 1137: Brown, Bustamante, Escutia, Goldsmith, Napolitano, Poochigian, Setencich, Sher, and Speier—Aye; Knox—No.

Assembly Bill No. 1205: Bustamante, Escutia, Goldsmith, Katz, and Napolitano—Aye; McDonald—No.

Assembly Bill No. 1240, Motion to Table Sher Amendments: Goldsmith—Aye; Bustamante, Katz, Knox, McDonald, and McPherson—No.

Assembly Bill No. 1288: Bustamante—Aye.

Assembly Bill No. 1330: McDonald—No.

Assembly Bill No. 1359: Cunneen and McPherson—No.

Assembly Bill No. 1365: Bowen—Aye; Bustamante, Cortese, Katz, and Knox—No.

Assembly Bill No. 1368: Bustamante, Ducheny, Knox, Kuehl, and Napolitano—Aye.

Assembly Bill No. 1555: Burton, Bustamante, and Martinez—Aye; Katz—No.

Assembly Bill No. 1565: Brown, Bustamante, Knox, Lee, Machado, Sher, Speier, and Sweeney—Aye; Martinez—No.

Assembly Bill No. 1585, Motion to Table Bowen Amendments: Bustamante and Katz—No.

Assembly Bill No. 1585: Cortese and Machado—Aye; Davis, Ducheny, and Katz—No.

Assembly Bill No. 1651: Baugh, Boland, Gallegos, Setencich, and Speier—Aye; Katz, Kuehl, and Martinez—No.

Assembly Bill No. 1670: Katz and Martinez—No.

Assembly Bill No. 1673: Bowen—Aye.

Assembly Bill No. 1709: Davis and Kuehl—Aye.

Assembly Bill No. 1745: Granlund—Aye.

Assembly Bill No. 1766: Cortese and Cunneen—Aye; Villaraigosa—No.

Assembly Bill No. 1809: Villaraigosa—No.

Assembly Bill No. 1815: Katz and Poochigian—Aye; Villaraigosa—No.

Assembly Bill No. 1847: Aguiar—Aye.

Assembly Bill No. 698: Cunneen—Aye; Bowen—No.

Assembly Bill No. 169: Cortese—Aye.

Assembly Bill No. 435: Figueroa—Aye.

Assembly Bill No. 1017: Granlund—No.

Assembly Bill No. 703: Bustamante—Aye.

Assembly Bill No. 711: McPherson—No.

Assembly Bill No. 1057: Cortese—Aye.

Assembly Bill No. 1240: McDonald—No.

Assembly Bill No. 1385: Bustamante, Cunneen, and McPherson—Aye.

Assembly Bill No. 1394: Davis—No.

Assembly Bill No. 1758: McDonald—Aye.

Assembly Bill No. 177: Kuehl and McDonald—No.

Assembly Bill No. 638, Caldera Amendments—Set 4: McDonald—Aye.

Assembly Bill No. 638, Motion to Take Caldera Amendments—Set 6 from the Table: McDonald—Aye.

INTRODUCTION OF GUESTS

Assembly Member Conroy, of the 71st Assembly District, introduced Representative Philip Cobbin from New Hampshire, Melissa and Katie Moore, and Glen Pitts, Shelagh Colledge, Yvonne Gray, Shirley Washington, and Jean Myers, teachers from the Stockton School District.

Assembly Member Battin, of the 80th Assembly District, introduced John Morris, candidate for the 53rd Assembly District.

Assembly Member Morrow, of the 73rd Assembly District, introduced Bill Stacy, of California State University, San Marcos.

Speaker pro Tempore Aguiar introduced former Speaker pro Tempore of the Assembly Frank Vicencia.

Assembly Member Burton, of the 12th Assembly District, introduced former Speaker pro Tempore of the Assembly Mike Roos.

Assembly Member Rogan, of the 43rd Assembly District, introduced his wife Christine and their twin daughters, Dana and Claire.

Assembly Member Caldera, of the 46th Assembly District, introduced Charles L. Blek and Mary Leigh Blek who founded "Orange County Citizens for the Prevention of Gun Violence" in memory of Matthew C. Blek.

Assembly Member Willard Murray, of the 52nd Assembly District, introduced his daughter Melinda Murray.

Assembly Member Baca, of the 62nd Assembly District, introduced Sally M. Havice, of Cerritos, candidate for the 56th Assembly District.

ADJOURNMENT

At 12:32 a.m., pursuant to the motion by Assembly Member Rogan, the Assembly adjourned until 9:30 a.m., Wednesday, January 31, 1996 out of respect to the memory of Shelley Prosser, on motion of Assembly Member Rogan; out of respect to the memory of Ada S. Felson, on motion of Assembly Member Sweeney; out of respect to the memory of Antonio Soto, on motion of Assembly Members Vasconcellos and Cortese; and out of respect to the memory of John Heuser, on motion of Assembly Member Vasconcellos.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 30, 1996

The following measures were amended in the Assembly on this day:

AB	RN
37	9605653
614	9605460
638	Set 4, 9605537 Set 6, 9605259
766	9605370
1474	9603964
1729	9605595

SB	RN
965	9600238
1035	9534263

Amendments were considered by the Assembly, but not adopted, to the following measures:

Assembly Bills

177 (Isenberg amendments (RN 9605067), laid upon the table)

249 (Isenberg amendments (RN 9605072), laid upon the table)

614 (Hauser amendments—Set 2, RN 9605663, laid upon the table)

638 (Caldera amendments—Set 1, RN 9605310, laid upon the table)

638 (Caldera amendments—Set 2, RN 9605567, laid upon the table)

638 (Caldera amendments—Set 3, RN 9605597, laid upon the table)

638 (Caldera amendments—Set 5, RN 9605255, laid upon the table)

638 (Caldera amendments—Set 7, RN 9605291, laid upon the table)

638 (Caldera amendments—Set 8, RN 9605415, laid upon the table)

638 (Caldera amendments—Set 9, RN 9605307, laid upon the table)

638 (Caldera amendments—Set 10, RN 9605306, laid upon the table)

703 (Isenberg amendments (RN 9605004), laid upon the table)

850 (Isenberg amendments, RN 9605069 (ruled dilatory))

916 (Bowen amendments (RN 9605039), laid upon the table)

931 (Sher amendments (RN 9605725), laid upon the table)

1017 (Caldera amendments—Set 1, RN 9605507, laid upon the table)

1017 (Caldera amendments—Set 2, RN 9605586, laid upon the table)

1017 (Caldera amendments—Set 3, RN 9605601, laid upon the table)

1240 (Sher amendments (RN 9605666), laid upon the table)

1330 (Sher amendments (RN 9605671), laid upon the table)

1555 (Speier amendments, RN 9605178 (ruled dilatory))

1585 (Bowen amendments (RN 9605009), laid upon the table)

1758 (Kuehl amendments—Set 1, RN 9605681, laid upon the table)

1758 (Kuehl amendments—Set 2, RN 9605686, laid upon the table)

1758 (Brown amendments—Set 3, RN 9605506, laid upon the table)

1766 RN 9605071 (ruled dilatory)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 31, 1996

ONE HUNDRED SIXTY-FIRST SESSION DAY

FOUR HUNDRED TWENTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

(Corrected for Printer's Error on AB No. 1982 Roll Call Vote.)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, January 31, 1996

The Assembly met at 9:30 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Sweeney moved a quorum call of the Assembly.

Motion carried. Time, 9:31 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 10:02 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord our God, Who fashioned all things for the service of man, to nourish and sustain him, bless our great state and those men and women who work diligently in this Assembly. May we all be filled with material and heavenly blessings in abundance, that with joy and out of grateful hearts may we give thanks to You, blessing and glorifying Your majestic name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Bordonaro 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 Baugh, seconded by Assembly Member Escutia.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 31, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that, pursuant to the authority granted in Government Code Section 8275, Larry Arnn, Edward Erler, Steven Frates and Richard Rider are appointed to the California Constitutional Revision Commission, replacing current members Phil Isenberg, Chui Tsang, Kamala Harris, and Elizabeth Cabraser.

Additionally, please be advised that George Babikian is reappointed to the Commission.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 101

January 31, 1996

E. Dotson Wilson
Chief Clerk of the Assembly
Room 3196, State Capitol
Sacramento, California

Dear Mr. Wilson: During the late night session and all the confusion when Item Number 123, AB 101 came up for vote, I was unable to get to my "no" button before the roll was closed. I also failed to change my vote at the end of session.

I would like the record to reflect my intention to have been recorded as a "no" vote instead of "not voting".

Thank you for your attention to this matter.

Sincerely,

STEVE BALDWIN, Assembly Member
Assemblyman, 77th District

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 initiative, pursuant to Section 9007, Elections Code:

Casino Gambling Pilot Project.
Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Governmental Organization.

Taxation. Property Subject to Assessment.
Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Revenue and Taxation.

Gambling. Legalization, Regulation, Taxation.
Initiative Constitutional Amendment and Statute.

Referred by the Speaker to the Committee on Governmental Organization.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 31, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1373

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, January 31, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 37	Assembly Bill No. 766
Assembly Bill No. 614	Assembly Bill No. 1474
Assembly Bill No. 638	Assembly Bill No. 1729

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

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 her uncle, Bernard Crittenden, of Rockford, Illinois.

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 Lillian I. "Tiny" Hicks, of Hawyard; Eva Floystrup, of Hayward; and Elaine M. Adams who worked for the Hayward Unified School District for 28 years.

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 Andrea Maria Rodriguez-Paz, a 16-year-old Bear Creek High School junior.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1977 (Granlund)—An act relating to the Bear Valley Unified School District, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—70

Ackerman	Bustamante	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Rogan
Baca	Davis	Knox	Setencich
Baldwin	Ducheny	Kuehl	Sher
Bates	Figueroa	Kuykendall	Speier
Battin	Firestone	Lee	Sweeney
Baugh	Frusetta	Machado	Takasugi
Boland	Gallegos	Margett	Tucker
Bordonaro	Goldsmith	Mazzoni	Vasconcellos
Bowen	Granlund	McDonald	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Murray, Kevin	
Burton	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 299 (Rainey)—An act to amend Section 23036 of, and to add Sections 17147 and 23812 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—69

Ackerman	Caldera	Kaloogian	Rainey
Aguiar	Cannella	Katz	Richter
Alby	Conroy	Knight	Rogan
Alpert	Cortese	Knox	Setencich
Archie-Hudson	Cunneen	Kuehl	Sher
Baca	Davis	Kuykendall	Speier
Baldwin	Ducheny	Lee	Sweeney
Battin	Figueroa	Machado	Takasugi
Baugh	Firestone	Mazzoni	Thompson
Boland	Frusetta	McDonald	Tucker
Bordonaro	Goldsmith	McPherson	Vasconcellos
Bowen	Granlund	Miller	Villaraigosa
Bowler	Hannigan	Morrissey	Weggeland
Brewer	Harvey	Murray, Kevin	Woods
Brown	Hauser	Murray, Willard	Mr. Speaker
Brulte	Hawkins	Napolitano	
Burton	Hoge	Olberg	
Bustamante	House	Poochigian	

NOES—1

Gallegos

Bill ordered transmitted to the Senate.

ANNOUNCEMENT

Speaker pro Tempore Aguiar announced that bipartisan leadership had agreed to extend debate on Assembly Bill No. 384 to 2 minutes of time for four proponents and four opponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 384 (Goldsmith)—An act to repeal Chapter 6 (commencing with Section 16850) of Part 3 of Division 4 of Title 2 of the Government Code, to amend Sections 10115, 10115.1, 10115.2, 10115.4, 10115.5, 10115.10, 10115.12, 10115.13, and 10115.15 of, to amend the heading of Article 1.5 (commencing with Section 10115) of Chapter 1 of Part 2 of Division 2 of, and to repeal Chapter 2 (commencing with Section 2000) and Chapter 2.5 (commencing with Section 2050) of Part 1 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill read third time.

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, 10:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 638 (Knight)—An act to amend Sections 12050, 12051, and 12054 of the Penal Code, relating to concealable weapons licenses.

Bill read third 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 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 856 (Caldera)—An act relating to environmental audits.

Bill read third time, and passed by the following vote:

AYES—51

Ackerman	Bustamante	Hoge	Olberg
Aguiar	Caldera	House	Poochigian
Alby	Cannella	Kaloogian	Rainey
Alpert	Conroy	Katz	Richter
Baca	Cortese	Knight	Rogan
Baldwin	Cunneen	Knowles	Setencich
Battin	Davis	Kuykendall	Takasugi
Baugh	Escutia	Machado	Thompson
Boland	Firestone	Margett	Tucker
Bordonaro	Goldsmith	McPherson	Weggeland
Bowler	Granlund	Miller	Woods
Brewer	Harvey	Morrissey	Mr. Speaker
Brulte	Hawkins	Murray, Willard	

NOES—22

Archie-Hudson	Friedman	Martinez	Speier
Bates	Gallegos	Mazzoni	Sweeney
Brown	Hannigan	McDonald	Vasconcellos
Burton	Isenberg	Murray, Kevin	Villaraigosa
Campbell	Kuehl	Napolitano	
Ducheny	Lee	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1490 (Caldera)—An act to amend Section 261.5 of, and to add and repeal Section 261.4 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—62

Ackerman	Caldera	House	Rainey
Aguiar	Cannella	Kaloogian	Richter
Alby	Conroy	Knowles	Rogan
Alpert	Cortese	Knox	Setencich
Archie-Hudson	Cunneen	Kuykendall	Sher
Baca	Davis	Machado	Speier
Baldwin	Firestone	Margett	Sweeney
Battin	Frusetta	McDonald	Takasugi
Baugh	Gallegos	McPherson	Thompson
Boland	Goldsmith	Miller	Tucker
Bordonaro	Granlund	Morrissey	Vasconcellos
Bowen	Hannigan	Murray, Kevin	Weggeland
Bowler	Harvey	Murray, Willard	Woods
Brewer	Hauser	Napolitano	Mr. Speaker
Brulte	Hawkins	Olberg	
Bustamante	Hoge	Poochigian	

NOES—11

Bates	Ducheny	Isenberg	Mazzoni
Brown	Escutia	Kuehl	Villaraigosa
Burton	Figueroa	Martinez	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1734 (Frusetta)—An act to amend Sections 311.2, 311.3, 311.4, 311.9, 311.10, 311.11, and 312.3 of the Penal Code, relating to obscene matter.

Bill read third time, and passed by the following vote:

AYES—60

Ackerman	Bustamante	Hawkins	Morrissey
Aguiar	Caldera	Hoge	Napolitano
Alby	Cannella	House	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Baca	Cortese	Katz	Rainey
Baldwin	Davis	Knight	Richter
Battin	Ducheny	Knowles	Rogan
Baugh	Figueroa	Knox	Setencich
Boland	Firestone	Kuehl	Speier
Bordonaro	Frusetta	Kuykendall	Sweeney
Bowler	Gallegos	Machado	Takasugi
Brewer	Goldsmith	Margett	Thompson
Brown	Granlund	Martinez	Weggeland
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mr. Speaker

NOES—4

Isenberg	McDonald	Murray, Willard	Villaraigosa

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 1848—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1952 (Baldwin)—An act to amend Section 11357 of the Health and Safety Code, and to amend Section 256 of the Welfare and Institutions Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—55

Ackerman	Caldera	Hauser	Morrissey
Aguiar	Cannella	Hawkins	Murray, Willard
Alby	Conroy	Hoge	Olberg
Alpert	Cortese	House	Poochigian
Baldwin	Cunneen	Isenberg	Rainey
Battin	Davis	Kaloogian	Richter
Baugh	Ducheny	Katz	Rogan
Boland	Escutia	Knight	Setencich
Bordonaro	Firestone	Knowles	Takasugi
Bowen	Frusetta	Kuykendall	Thompson
Bowler	Gallegos	Machado	Weggeland
Brewer	Goldsmith	Margett	Woods
Brulte	Granlund	McPherson	Mr. Speaker
Bustamante	Harvey	Miller	

NOES—10

Baca	Hannigan	Murray, Kevin	Villaraigosa
Bates	Kuehl	Napolitano	
Burton	Lee	Vasconcellos	

Bill ordered transmitted to the Senate.

BILLS STRICKEN FROM FILE

Assembly Member Brown was granted unanimous consent that Assembly Bill No. 1511 be stricken from file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1961 (House)—An act to amend Sections 1173, 1177, and 1184 of, and to repeal and add Section 1183 of, the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Caldera	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Cannella	Hauser	McDonald
Archie-Hudson	Cortese	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Vasconcellos
Campbell	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 90 (Baca)—An act to add Section 17052.6 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—66

Ackerman	Burton	House	Murray, Willard
Aguiar	Bustamante	Kaloogian	Napolitano
Alby	Cannella	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Friedman	Machado	Speier
Baugh	Frusetta	Margett	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bordonaro	Goldsmith	Mazzoni	Tucker
Bowen	Granlund	McDonald	Weggeland
Bowler	Hannigan	McPherson	Woods
Brewer	Harvey	Miller	Mr. Speaker
Brown	Hauser	Morrissey	
Brulte	Hawkins	Murray, Kevin	

NOES—5

Caldera	Isenberg	Villaraigosa
Escutia	Knowles	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 90: Assembly Members Caldera and Knowles, from "Aye" to "No"; Assembly Member Speier, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 127 (Rainey)—An act to add Division 8.5 (commencing with Section 7800) to Title 1 of the Government Code, relating to public moneys.

Bill read third time, and passed by the following vote:

AYES—51

Ackerman	Caldera	Hawkins	Morrow
Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	House	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Baldwin	Cunneen	Knight	Rainey
Battin	Davis	Knowles	Rogan
Baugh	Ducheny	Kuykendall	Setencich
Boland	Firestone	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowler	Goldsmith	Martinez	Weggeland
Brewer	Granlund	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Bustamante	Hauser	Morrissey	

NOES—18

Archie-Hudson	Escutia	Kuehl	Tucker
Baca	Figueroa	Lee	Vasconcellos
Bates	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	Murray, Kevin	
Campbell	Isenberg	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 127: Assembly Member Napolitano, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 298 (Rainey)—An act to amend Section 21080 of the Public Resources Code, relating to environmental quality.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Cannella	Knight	Rogan
Alby	Conroy	Knowles	Setencich
Baca	Cortese	Kuykendall	Takasugi
Baldwin	Frusetta	Margett	Thompson
Battin	Goldsmith	Miller	Weggeland
Baugh	Granlund	Morrissey	Woods
Boland	Harvey	Morrow	Mr. Speaker
Bordonaro	Hawkins	Murray, Willard	
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—35

Alpert	Cunneen	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Napolitano
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Firestone	Martinez	Tucker
Bustamante	Friedman	Mazzoni	Vasconcellos
Caldera	Gallegos	McDonald	Villaraigosa
Campbell	Hauser	McPherson	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 380 (Boland)—An act to amend Section 1202.1 of, and to amend and renumber Section 12022.85 of, the Penal Code, relating to sexual offenses.

Bill read third time, and passed by the following vote:

AYES—63

Ackerman	Caldera	Hawkins	Napolitano
Aguiar	Cannella	Hoge	Olberg
Alby	Conroy	House	Poochigian
Alpert	Cortese	Kaloogian	Rainey
Archie-Hudson	Cunneen	Knight	Rogan
Baca	Davis	Knowles	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Battin	Escutia	Machado	Speier
Baugh	Firestone	Margett	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Frusetta	McDonald	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Weggeland
Brown	Hannigan	Morrissey	Woods
Brulte	Harvey	Murray, Kevin	Mr. Speaker
Bustamante	Hauser	Murray, Willard	

NOES—7

Bates	Gallegos	Kuehl	Villaraigosa
Burton	Isenberg	Mazzoni	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 607 (Brulte)—An act to amend Section 116.880 of the Code of Civil Procedure, to amend Section 11622 of, to add and repeal Chapter 6 (commencing with Section 12000) of Part 3 of Division 2 of, and to repeal Sections 11580.1 and 11580.2 of, the Insurance Code, and to amend Sections 16053, 16054, 16056, 16250, 16430, 16431, 16433, 16436, 17151, and 17709 of, and to add Section 4000.37 to, the Vehicle Code, relating to insurance.

Bill read third time.

Announcement

Speaker pro Tempore Aguiar announced that bipartisan leadership had agreed to extend debate on Assembly Bill No. 607 to two minutes of time for four proponents and four opponents of the measure.

Time for Debate Yielded

Assembly Member Katz was granted unanimous consent to yield 2 additional minutes of time for debate to Assembly Member Brulte.

Parliamentary Inquiry

Assembly Member Mazzoni arose to the following parliamentary inquiry:

Can additional time for debate on Assembly Bill No. 607 be granted?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that it was announced that leadership had agreed to limit debate to two minutes of time for four proponents and four opponents on this measure.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Could the House not agree to limit debate to a different amount of time?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that under the rules a Member is permitted 5 minutes of time for debate on a measure, unless otherwise ordered by unanimous consent of the House.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—33

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Villaraigosa
Bustamante	Gallegos	McDonald	
Caldera	Hannigan	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 12:20 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 1:38 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, January 30, 1996

Mr. Speaker: The Committee on Conference has met concerning:

Senate Bill No. 668, as amended in Assembly on September 14, 1995, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

KEN MADDY	JAMES L. BRULTE
BILL LOCKYER	BRETT GRANLUND
DANIEL BOATWRIGHT	PHILLIP ISENBERG
Senate Committee on Conference	Assembly Committee on Conference

CONSIDERATION OF ASSEMBLY BILL NO. 1729 BY UNANIMOUS CONSENT

Assembly Member Morrow was granted unanimous consent to take up Assembly Bill No. 1729, out of order.

ASSEMBLY BILL NO. 1729 (Morrow)—An act to add Article 12 (commencing with Section 1064) to Chapter 4 of Division 8 of the Evidence Code, relating to evidence.

Bill read third time.

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, 1:50 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 707 (Goldsmith)—An act to add Section 11268.5 to the Welfare and Institutions Code, relating to public social services.

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, 2:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 795 (Goldsmith)—An act to amend Section 2825 of the Fish and Game Code, and to add Section 21104.2 to the Public Resources Code, relating to environmental quality.

Bill read third time, and passed by the following vote:

AYES—46

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Bustamante	House	Rainey
Alby	Cannella	Kaloogian	Richter
Alpert	Conroy	Knight	Rogan
Baca	Cortese	Kuykendall	Setencich
Baldwin	Cunneen	Machado	Takasugi
Battin	Davis	Margett	Thompson
Baugh	Frusetta	McPherson	Weggeland
Boland	Goldsmith	Miller	Woods
Bordonaro	Granlund	Morrissey	Mr. Speaker
Bowler	Harvey	Morrow	
Brewer	Hawkins	Olberg	

NOES—29

Archie-Hudson	Figueroa	Knox	Sher
Bates	Firestone	Kuehl	Speier
Bowen	Friedman	Lee	Sweeney
Brown	Gallegos	Martinez	Tucker
Burton	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Ducheny	Isenberg	Murray, Willard	
Escutia	Katz	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 841 (Willard Murray)—An act to add Chapter 3 (commencing with Section 90) to Division 1 of the Military and Veterans Code, relating to veterans.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Caldera	Hawkins	Morrow
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	Knight	Rainey
Bates	Ducheny	Knox	Richter
Battin	Escutia	Kuehl	Rogan
Baugh	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown	Granlund	McDonald	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Burton	Harvey	Miller	Weggeland
Bustamante	Hauser	Morrissey	Woods

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 180 BY UNANIMOUS CONSENT

Assembly Member Morrow was granted unanimous consent to take up Assembly Bill No. 180, out of order.

ASSEMBLY BILL NO. 180 (Morrow)—An act to amend Section 4055 of the Family Code, relating to family law.

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, 2:32 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 892 (Rogan)—An act to add Section 12022.53 to the Penal Code, relating to sentencing.

Bill read third time.

Point of Personal Privilege

Assembly Member Caldera arose to a point of personal privilege.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled that Assembly Member Caldera's point of personal privilege was not in order, under the Rules.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

Ackerman	Bustamante	Hawkins	Poochigian
Aguiar	Caldera	Hoge	Rainey
Alby	Cannella	House	Richter
Alpert	Conroy	Kaloogian	Rogan
Baca	Cortese	Knight	Setencich
Baldwin	Cunneen	Kuykendall	Speier
Battin	Davis	Machado	Sweeney
Baugh	Ducheny	Margett	Takasugi
Boland	Firestone	Martinez	Thompson
Bordonaro	Frusetta	McPherson	Weggeland
Bowen	Gallegos	Miller	Woods
Bowler	Goldsmith	Morrissey	Mr. Speaker
Brewer	Hannigan	Morrow	
Brulte	Harvey	Olberg	

NOES—16

Archie-Hudson	Escutia	Kuehl	Murray, Willard
Bates	Friedman	Lee	Napolitano
Brown	Isenberg	Mazzoni	Sher
Burton	Knox	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 926 (Rainey)—An act to amend Sections 11553 and 11553.5 of the Government Code, relating to state government.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Cannella	House	Rainey
Aguiar	Conroy	Isenberg	Rogan
Alby	Cortese	Kaloogian	Setencich
Alpert	Cunneen	Knight	Sher
Baca	Davis	Kuehl	Speier
Baldwin	Ducheny	Kuykendall	Sweeney
Battin	Figueroa	Machado	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Gallegos	Martinez	Tucker
Bordonaro	Goldsmith	Mazzoni	Vasconcellos
Bowen	Granlund	McPherson	Weggeland
Bowler	Hannigan	Miller	Woods
Brewer	Harvey	Morrissey	Mr. Speaker
Brown	Hauser	Morrow	
Brulte	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

NOES—10

Archie-Hudson	Caldera	Lee	Villaraigosa
Bates	Campbell	McDonald	
Burton	Escutia	Murray, Willard	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 926: Assembly Member Brown, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1058 (Speier)—An act to amend Sections 259 and 706.030 of, to add Chapter 9 (commencing with Section 689.010) to Division 1 of Title 9 of Part 2 of, and to repeal Sections 639.5 and 640.1 of, the Code of Civil Procedure, to add Section 5246 to, to add Article 3 (commencing with Section 3680) to Chapter 6 of Part 1 of Division 9 of, to add Article 4 (commencing with Section 4250) to Chapter 2 of Part 2 of Division 9 of, and to add Division 14 (commencing with Section 10000) to, the Family Code, to amend Section 70141 of the Government Code, to amend Sections 11350.1, 11475.1, and 15200.6 of, and to add Sections 11350.7, 11354, 11355, and 11356 to, the Welfare and Institutions Code, relating to family law.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1081 (Hannigan)—An act to amend Section 7073 of, and to add Section 7073.8 to, the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—57

Ackerman	Cunneen	Isenberg	Napolitano
Aguiar	Davis	Katz	Poochigian
Alby	Ducheny	Knox	Rainey
Archie-Hudson	Escutia	Kuehl	Rogan
Baca	Figueroa	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brown	Goldsmith	Mazzoni	Tucker
Burton	Granlund	McDonald	Vasconcellos
Bustamante	Hannigan	McPherson	Woods
Campbell	Harvey	Miller	
Cannella	Hauser	Murray, Kevin	
Cortese	House	Murray, Willard	

NOES—13

Baugh	Hawkins	Morrow	Mr. Speaker
Boland	Hoge	Olberg	
Brulte	Kaloogian	Thompson	
Caldera	Knight	Villaraigosa	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1195 (Morrissey)—An act to amend and renumber Section 429.14 of the Health and Safety Code, relating to occupational health.

Bill read third time.

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, 3:04 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 3:05 p.m., Hon. James L. Brulte, 63rd District, presiding

ASSEMBLY BILL NO. 1352 (Knowles)—An act relating to public social services.

Bill read third time.

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, 3:07 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1357 (Knowles)—An act to amend Section 4584 of the Public Resources Code, relating to forest practices.

Bill read third time, and passed by the following vote:

AYES—44

Ackerman	Brulte	Hawkins	Morrow
Aguiar	Bustamante	Hoge	Olberg
Alby	Cannella	House	Poochigian
Baldwin	Conroy	Kaloogian	Rainey
Battin	Cortese	Knight	Richter
Baugh	Davis	Knowles	Rogan
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Goldsmith	Machado	Takasugi
Bowler	Granlund	Margett	Thompson
Brewer	Harvey	Miller	Weggeland
Brown	Hauser	Morrissey	Woods

NOES—32

Alpert	Cunneen	Isenberg	McPherson
Archie-Hudson	Ducheny	Katz	Murray, Kevin
Baca	Escutia	Knox	Murray, Willard
Bates	Figueroa	Kuehl	Napolitano
Bowen	Firestone	Lee	Sher
Burton	Friedman	Martinez	Speier
Caldera	Gallegos	Mazzoni	Sweeney
Campbell	Hannigan	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1650 (Morrissey)—An act to add Section 4664 to the Labor Code, relating to workers' compensation.

Bill read third time.

Point of Personal Privilege

Assembly Member Knox arose to a point of personal privilege.

Ruling by Acting Speaker

The Acting Speaker ruled the point of personal privilege not 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 Morrissey moved a call of the Assembly.

Motion carried. Time, 3:18 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1826 (Boland)—An act to amend Sections 11836, 11837, 11837.1, and 11837.4 of the Health and Safety Code, to amend Section 191.5 of, and to add Section 2933.3 to, the Penal Code, and to amend Sections 13352, 23170, 23171, 23175, 23192, 23199, and 23205 of, and to repeal Section 23176 of, the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Bustamante	Hauser	Morrissey
Aguiar	Caldera	Hawkins	Morrow
Alby	Cannella	Hoge	Napolitano
Alpert	Conroy	House	Olberg
Archie-Hudson	Cortese	Isenberg	Poochigian
Baca	Cunneen	Kaloogian	Rainey
Baldwin	Davis	Knight	Richter
Battin	Ducheny	Knowles	Rogan
Baugh	Escutia	Kuehl	Setencich
Boland	Figueroa	Kuykendall	Sher
Bordonaro	Firestone	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Bowler	Frusetta	Margett	Takasugi
Brewer	Goldsmith	Martinez	Thompson
Brown	Granlund	Mazzoni	Tucker
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods

NOES—6

Bates	McDonald	Murray, Willard
Knox	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1752 (Knowles)—An act to add and repeal Section 1714.05 of the Civil Code, relating to causes of action.

Bill read third time.

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, 3:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1239 (Goldsmith)—An act to add Article 8.8 (commencing with Section 1038) to Chapter 4 of Division 8 of the Evidence Code, relating to evidence.

Bill read third time, and passed by the following vote:

AYES—55

Ackerman	Brulte	Hauser	Morrissey
Aguiar	Bustamante	Hawkins	Morrow
Alby	Caldera	Hoge	Olberg
Alpert	Cannella	House	Poochigian
Baca	Conroy	Kaloogian	Rainey
Baldwin	Cortese	Katz	Richter
Battin	Cunneen	Knight	Rogan
Baugh	Davis	Knowles	Setencich
Boland	Firestone	Kuykendall	Takasugi
Bordonaro	Frusetta	Machado	Thompson
Bowen	Goldsmith	Margett	Tucker
Bowler	Granlund	Mazzoni	Weggeland
Brewer	Hannigan	McPherson	Woods
Brown	Harvey	Miller	

NOES—19

Archie-Hudson	Figueroa	Lee	Speier
Bates	Friedman	McDonald	Sweeney
Burton	Gallegos	Murray, Kevin	Vasconcellos
Ducheny	Isenberg	Murray, Willard	Villaraigosa
Escutia	Kuehl	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1239: Assembly Member Hannigan, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ANNOUNCEMENT

Acting Speaker Brulte announced that bipartisan leadership had agreed to extend debate on Assembly Bills Nos. 1982, 7, and 10 to 2 minutes of time for four proponents and four opponents.

CONSIDERATION OF DAILY FILE (RESUMED
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1982 (Knight)—An act to amend Section 308 of, and to add Section 308.5 to, the Family code, relating to family law.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Friedman 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.

ASSEMBLY BILL NO. 7 (Conroy)—An act to add and repeal Section 726.5 of the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

Request for Additional Time for Debate

Assembly Member Speier requested unanimous consent that she be granted additional time for debate.

Unanimous consent was withheld.

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, 4:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ORDERS OF THE DAY DEMANDED

Assembly Member Rogan demanded the Orders of the Day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 10 (Hoge)—An act to add Sections 2137.3, 2137.5, 2137.7, and 14216.5 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 Hoge moved a call of the Assembly.

Motion carried. Time, 4:39 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Acting Speaker Brulte announced that pursuant to bipartisan leadership agreement further debate on measures on this day's file would be limited to 2 minutes of time for 2 opponents and 2 proponents.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 164 (Knight)—An act to amend Sections 48260.5, 48262, and 48264.5 of the Education Code, and to amend Sections 12507, 12514, and 13202.7 of the Vehicle Code, relating to vehicles.

Bill read third time.

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, 4:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 209 (Granlund)—An act to amend Section 11271.5 of the Welfare and Institutions Code, relating to public social services.

Bill read third time, and passed by the following vote:

AYES—58

Ackerman	Caldera	Kaloogian	Poochigian
Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Kuykendall	Setencich
Baldwin	Figueroa	Machado	Sher
Bates	Firestone	Margett	Speier
Battin	Frusetta	Mazzoni	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Tucker
Bordonaro	Harvey	Morrissey	Weggeland
Bowen	Hauser	Morrow	Woods
Bowler	Hawkins	Murray, Kevin	Mr. Speaker
Brulte	Hoge	Napolitano	
Bustamante	House	Olberg	

NOES—11

Burton	Gallegos	Lee	Murray, Willard
Campbell	Isenberg	Martinez	Villaraigosa
Cannella	Kuehl	McDonald	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 209: Assembly Member McDonald, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 321 (Baca)—An act relating to correctional peace officers, 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

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Escutia	Lee	Setencich
Baugh	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brown	Granlund	McPherson	Vasconcellos
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods

NOES—5

Brulte	Knowles	Thompson
Hauser	Morrow	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—68

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Escutia	Lee	Setencich
Baugh	Figueroa	Machado	Sher
Boland	Firestone	Margett	Speier
Bordonaro	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brown	Granlund	McPherson	Vasconcellos
Burton	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Caldera	Hawkins	Murray, Kevin	Woods

NOES—5

Brulte	Knowles	Thompson
Hauser	Morrow	

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Assembly Bill No. 321, and on passage of the bill: Assembly Member Knowles, from "Aye" to "No"; Assembly Member Boland, from "No" to "Aye"; Assembly Member Pringle, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 669 (Bowler)—An act to add Section 5076 to the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cannella	House	Murray, Willard
Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McDonald	Tucker
Brown	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hauser	Morrissey	Weggeland
Caldera	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	Mr. Speaker

NOES—1

Isenberg

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file.

Assembly Bill No. 1193, on request of Assembly Member Takasugi.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1537 (Aguiar)—An act to amend Section 21635 of, to amend and renumber Section 21373 of, and to add Sections 21552 and 21553 to, the Government Code, and to add Section 4856 to the Labor Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Speier—Set 1

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Motion to Table Speier Amendments to Assembly Bill No. 1537—Set 1

Assembly Member Thompson moved that the amendments offered by Assembly Member Speier to Assembly Bill No. 1537—Set 1 be laid upon the table.

Assembly Member Battin seconded the motion.

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, 4:54 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Bill read third time.

Motion to Amend by Assembly Member Cannella—Set 2

Assembly Member Cannella moved the adoption of amendments.

Amendments read.

Motion to Table Cannella Amendments to Assembly Bill No. 1537—Set 2

Assembly Member Thompson moved that the amendments offered by Assembly Member Cannella to Assembly Bill No. 1537—Set 2 be laid upon the table.

Assembly Member Miller seconded the motion.

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, 4:55 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 Speier—Set 3

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Motion to Table Speier Amendments to Assembly Bill No. 1537—Set 3

Assembly Member Thompson moved that the amendments offered by Assembly Member Speier to Assembly Bill No. 1537—Set 3 be laid upon the table.

Assembly Member House seconded the motion.

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, 4:58 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 Gallegos—Set 4

Assembly Member Gallegos moved the adoption of amendments.

Amendments read.

Motion to Table Gallegos Amendments to Assembly Bill No. 1537—Set 4

Assembly Member Thompson moved that the amendments offered by Assembly Member Gallegos to Assembly Bill No. 1537—Set 4 be laid upon the table.

Assembly Member Olberg seconded the motion.

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, 4:59 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 Cannella—Set 5

Assembly Member Cannella moved the adoption of amendments.

Amendments read.

Motion to Table Cannella Amendments to Assembly Bill No. 1537—Set 5

Assembly Member Thompson moved that the amendments offered by Assembly Member Cannella to Assembly Bill No. 1537—Set 5 be laid upon the table.

Assembly Member Kaloogian seconded the motion.

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, 5 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 Cannella—Set 6

Assembly Member Cannella moved the adoption of amendments.

Amendments read.

Motion to Table Cannella Amendments to Assembly Bill No. 1537—Set 6

Assembly Member Thompson moved that the amendments offered by Assembly Member Cannella to Assembly Bill No. 1537—Set 6 be laid upon the table.

Assembly Member Poochigian seconded the motion.

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, 5:01 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 572 (Goldsmith)—An act to amend Section 142.3 of the Labor Code, relating to employment.

Bill read third time.

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, 5:08 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1678 (Granlund)—An act to amend Section 1203 of the Penal Code, and to amend Sections 781 and 826 of the Welfare and Institutions Code, relating to crime.

Bill read third time, and passed by the following vote:

AYES—47

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Firestone	Margett	Sweeney
Baugh	Frusetta	McPherson	Takasugi
Boland	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Weggeland
Bowen	Harvey	Morrow	Woods
Bowler	Hawkins	Murray, Willard	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—26

Archie-Hudson	Cannella	Isenberg	McDonald
Baca	Ducheny	Katz	Murray, Kevin
Brown	Escutia	Knox	Napolitano
Burton	Figueroa	Kuehl	Vasconcellos
Bustamante	Friedman	Lee	Villaraigosa
Caldera	Gallegos	Martinez	
Campbell	Hauser	Mazzoni	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 252 (Richter)—An act to add and repeal Section 17053.28 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.

Motion to Table Isenberg Amendments to Assembly Bill No. 252

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 252 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

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 Richter 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.

ASSEMBLY BILL NO. 344 (Ducheny)—An act to add Section 2700.5 to the Penal Code, relating to prisons.

Bill read third time, and passed by the following vote:

AYES—56

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Katz	Napolitano
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knox	Richter
Archie-Hudson	Davis	Kuehl	Rogan
Baca	Ducheny	Kuykendall	Setencich
Baldwin	Escutia	Lee	Sher
Bates	Friedman	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Bowler	Goldsmith	Martinez	Takasugi
Brown	Granlund	Mazzoni	Tucker
Burton	Hannigan	McDonald	Vasconcellos
Bustamante	Hauser	McPherson	Villaraigosa
Caldera	Hawkins	Murray, Kevin	Woods

NOES—17

Battin	Harvey	Miller	Weggeland
Baugh	Hoge	Morrow	Mr. Speaker
Boland	House	Olberg	
Bordonaro	Kaloogian	Rainey	
Brulte	Knowles	Thompson	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 344: Assembly Members Conroy and Morrissey, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1322 (Hawkins)—An act to add Section 11261 to the Welfare and Institutions Code, relating to public social services.

Bill read third time.

Motion to Amend by Assembly Member Bates

Assembly Member Bates moved the adoption of amendments.

Amendments read.

Motion to Table Bates Amendments to Assembly Bill No. 1322

Assembly Member Thompson moved that the amendments offered by Assembly Member Bates to Assembly Bill No. 1322 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Cunneen	Kuykendall	Rogan
Baldwin	Firestone	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Motion to Amend by Assembly Member Figueroa

Assembly Member Figueroa moved the adoption of amendments.

Amendments read.

Motion to Table Figueroa Amendments to Assembly Bill No. 1322

Assembly Member Thompson moved that the amendments offered by Assembly Member Figueroa to Assembly Bill No. 1322 be laid upon the table.

Assembly Member Margett seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Setencich
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Woods
Bowler	Hawkins	Morrissey	Mr. Speaker
Brewer	Hoge	Morrow	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Cortese	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 37 BY UNANIMOUS CONSENT

Assembly Member Pringle was granted unanimous consent to take up Assembly Bill No. 37, out of order.

ASSEMBLY BILL NO. 37 (Pringle)—An act to amend Section 65050 of the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—66

Ackerman	Cannella	Hoge	Murray, Willard
Aguiar	Cortese	House	Olberg
Alby	Cunneen	Isenberg	Poochigian
Archie-Hudson	Davis	Kaloogian	Rainey
Baca	Ducheny	Knight	Richter
Baldwin	Escutia	Knowles	Rogan
Battin	Figueroa	Kuehl	Setencich
Baugh	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	Margett	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brown	Granlund	McDonald	Weggeland
Brulte	Hannigan	McPherson	Woods
Burton	Harvey	Miller	Mr. Speaker
Bustamante	Hauser	Morrissey	
Campbell	Hawkins	Murray, Kevin	

NOES—4

Caldera	Conroy	Martinez	Morrow

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1474 BY UNANIMOUS CONSENT

Assembly Member Pringle was granted unanimous consent to take up Assembly Bill No. 1474, out of order.

ASSEMBLY BILL NO. 1474 (Pringle)—An act to amend Sections 4600.3, and 4601 of, and to amend and repeal Section 4600 of, the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Davis	Knox	Napolitano
Archie-Hudson	Ducheny	Kuehl	Sher
Baca	Escutia	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown	Gallegos	Mazzoni	Vasconcellos
Burton	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1221 BY UNANIMOUS CONSENT

Assembly Member Pringle was granted unanimous consent to take up Assembly Bill No. 1221, out of order.

ASSEMBLY BILL NO. 1221 (Pringle)—An act to amend Section 597f of the Penal Code, relating to animals.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Caldera	Hoge	Murray, Willard
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Mazzoni	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker

NOES—1

Martinez

Bill ordered transmitted to the Senate.

At 5:45 p.m., Speaker Curt Pringle, 68th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1675 (Goldsmith)—An act to add Section 43703 to the Health and Safety Code, and to amend Section 34501.12 of the Vehicle Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Caldera	Hawkins	Murray, Kevin
Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Richter
Baca	Davis	Knight	Rogan
Baldwin	Ducheny	Knowles	Setencich
Bates	Escutia	Knox	Sher
Battin	Figueroa	Kuehl	Speier
Baugh	Firestone	Kuykendall	Sweeney
Boland	Friedman	Lee	Takasugi
Bordonaro	Frusetta	Machado	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Bustamante	Hauser	Morrow	

NOES—2

Martinez	Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1387 BY UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent to take up Assembly Bill No. 1387, out of order.

ASSEMBLY BILL NO. 1387 (Brulte)—An act to add Section 452.5 to the Evidence Code, and to add Sections 69844.5, and 71280.5 to the Government Code, relating to records.

Bill read third time, and passed by the following vote:

AYES—58

Ackerman	Conroy	Isenberg	Rainey
Aguiar	Cortese	Kaloogian	Richter
Alby	Cunneen	Knight	Rogan
Baca	Davis	Knowles	Setencich
Baldwin	Ducheny	Kuykendall	Sher
Battin	Firestone	Machado	Sweeney
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	Martinez	Thompson
Bordonaro	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Willard	Mr. Speaker
Caldera	Hoge	Olberg	
Cannella	House	Poochigian	

NOES—6

Burton	Lee	Napolitano
Gallegos	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 865, on request of Assembly Member Aguiar.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 384

At 5:48 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 Battin moved to continue the call of the Assembly.

Motion carried. Time, 5:48 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 ASSEMBLY BILL NO. 638

At 5:48 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Friedman moved to continue the call of the Assembly.

Motion carried. Time, 5:48 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 ASSEMBLY BILL NO. 1729

At 5:49 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.

Assembly Bill No. 1729 passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	
Bustamante	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 707

At 5:49 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. 707 passed by the following vote:

AYES—43

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Conroy	House	Rainey
Alby	Cortese	Kaloogian	Richter
Alpert	Cunneen	Knight	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Firestone	Margett	Takasugi
Baugh	Frusetta	McPherson	Thompson
Boland	Goldsmith	Miller	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mr. Speaker
Brewer	Hawkins	Olberg	

NOES—28

Archie-Hudson	Cannella	Katz	Murray, Kevin
Baca	Escutia	Knox	Murray, Willard
Bates	Figueroa	Kuehl	Napolitano
Brown	Friedman	Lee	Sher
Burton	Gallegos	Martinez	Speier
Bustamante	Hannigan	Mazzoni	Vasconcellos
Campbell	Isenberg	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 180

At 5:50 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.

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, 5:50 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 ASSEMBLY NO. 1195

At 5:51 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 5:51 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 ASSEMBLY BILL NO. 1352

At 5:51 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.

Assembly Bill No. 1352 passed by the following vote:

AYES—45

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Firestone	Machado	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Goldsmith	Mazzoni	Weggeland
Bordonaro	Granlund	McPherson	Woods
Bowler	Harvey	Miller	Mr. Speaker
Brewer	Hawkins	Morrissey	
Brown	Hoge	Morrow	
Brulte	House	Olberg	

NOES—31

Alpert	Campbell	Isenberg	Napolitano
Archie-Hudson	Cannella	Knox	Sher
Baca	Escutia	Kuehl	Speier
Bates	Figueroa	Lee	Sweeney
Bowen	Friedman	Martinez	Tucker
Burton	Gallegos	McDonald	Vasconcellos
Bustamante	Hannigan	Murray, Kevin	Villaraigosa
Caldera	Hauser	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1650

At 5:51 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 5:51 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 ASSEMBLY BILL NO. 1752

At 5:51 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 Knox moved to continue the call of the Assembly.

Motion carried. Time, 5:51 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 ASSEMBLY BILL NO. 1982

At 5:51 p.m., on motion of Assembly Member Friedman, 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 Knox moved to continue the call of the Assembly.

Motion carried. Time, 5:52 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 ASSEMBLY BILL NO. 7

At 5:53 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 5:53 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 ASSEMBLY BILL NO. 10

At 5:54 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.

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, 5:54 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 ASSEMBLY BILL NO. 164

At 5:54 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.

Assembly Bill No. 164 passed by the following vote:

AYES—42

Ackerman	Conroy	Knight	Richter
Aguiar	Cortese	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Boland	Harvey	Morrow	Weggeland
Bordonaro	Hawkins	Murray, Willard	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	McPherson
Baca	Davis	Katz	Murray, Kevin
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE SPEIER AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 1

At 5:54 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.

The Thompson motion to table Speier amendments to Assembly Bill No. 1537—Set 1 carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—38

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Bowen	Figueroa	Machado	Sweeney
Brown	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hannigan	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CANNELLA AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 2

At 5:55 p.m., on motion to Assembly Member Cannella, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to table Cannella amendments to Assembly Bill No. 1537—Set 2 carried by the following vote:

AYES—39

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—38

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE SPEIER AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 3

At 5:55 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Mazzoni moved to continue the 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.

Motion to Dispense with Call of the Assembly

Assembly Member Aguiar moved to dispense with the Call of the Assembly as it relates to Assembly Bill No. 1537—Speier Amendments—Set 3.

Motion Withdrawn

Assembly Member Aguiar withdrew his motion to dispense with the Call of the Assembly.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE GALLEGOS AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 4

At 5:55 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Mazzoni moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CANNELLA AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 5

At 5:57 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Mazzoni moved to continue the call of the Assembly.

Motion carried. Time, 5:57 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CANNELLA AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 6

At 5:58 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Kevin Murray moved to continue the call of the Assembly.

Motion carried. Time, 5:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 572

At 5:58 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.

Assembly Bill No. 572 passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—36

Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 252

At 5:58 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.

Assembly Bill No. 252 passed by the following vote:

AYES—47

Ackerman	Cannella	Hoge	Olberg
Aguiar	Conroy	House	Poochigian
Alby	Cortese	Kaloogian	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McDonald	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Bowler	Harvey	Miller	Woods
Brewer	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	

NOES—29

Archie-Hudson	Escutia	Kuehl	Sher
Bates	Figueroa	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown	Gallegos	Martinez	Tucker
Burton	Hannigan	Mazzoni	Villaraigosa
Bustamante	Isenberg	Murray, Kevin	
Caldera	Katz	Murray, Willard	
Campbell	Knox	Napolitano	

Bill ordered transmitted to the Senate.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2115—Bowen. An act to amend Section 15372.214 of the Government Code, relating to tourism.

ASSEMBLY BILL NO. 2116—Alby. An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2117—Miller. An act to amend Section 853.6a of the Penal Code, to amend Sections 13202.7 and 40509 of the Vehicle Code, and to amend Sections 255, 256, 256.5, 257, 258, 260, 261, 262, 263, and 654.1 of, and to add Section 258.5 to, the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2118—Hauser. An act to amend Section 25501 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2119—Bowen. An act to add Section 68550 to the Government Code, relating to courts.

ASSEMBLY BILL NO. 2120—Burton. An act to amend Section 11358 of the Health and Safety Code, relating to controlled substances.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 52—Kuehl. Relative to Celebrating California Nonprofits Week.

MESSAGES FROM THE SENATE

Senate Chamber, January 31, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 457.

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 31, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 8
Senate Bill No. 24
Senate Bill No. 27
Senate Bill No. 99
Senate Bill No. 234
Senate Bill No. 246
Senate Bill No. 362
Senate Bill No. 381
Senate Bill No. 405
Senate Bill No. 415
Senate Bill No. 435
Senate Bill No. 484
Senate Bill No. 530
Senate Bill No. 571
Senate Bill No. 659
Senate Bill No. 707
Senate Bill No. 843
Senate Bill No. 852
Senate Bill No. 858
Senate Bill No. 900
Senate Bill No. 1063
Senate Bill No. 1078
Senate Bill No. 1081
Senate Bill No. 1086
Senate Bill No. 1140
Senate Bill No. 1188
Senate Bill No. 1192
Senate Bill No. 1231
Senate Bill No. 1240
Senate Bill No. 1306
Senate Bill No. 1365

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, January 31, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 45

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 8—An act relating to taxation.

SENATE BILL NO. 24—An act to amend Section 91013 of, and to add Section 91013.1 to, the Government Code, relating to the Political Reform Act of 1974.

SENATE BILL NO. 27—An act to add Section 24002.5 to the Government Code, relating to county assessors.

SENATE BILL NO. 99—An act to amend Section 77207 of the Government Code, relating to courts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 234—An act to amend, repeal, and add Section 21337 of the Government Code, relating to the Public Employees' Retirement System, and making an appropriation therefor.

SENATE BILL NO. 246—An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to Medi-Cal.

SENATE BILL NO. 362—An act to add Chapter 14 (commencing with Section 5970) to Division 6 of Title 1 of the Government Code, relating to public financing.

SENATE BILL NO. 381—An act to add Section 22835 to the Government Code, relating to insurance.

SENATE BILL NO. 405—An act to add and repeal Sections 17053.27 and 23627 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 415—An act to repeal Sections 737.4, 737.5, 737.6, and 737.7 of, and to repeal and add Section 737.3 to, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 435—An act relating to economic development.

SENATE BILL NO. 484—An act relating to medical savings accounts.

SENATE BILL NO. 530—An act to amend Sections 8698, 8698.1, 8698.5, and 8698.6 of the Business and Professions Code, relating to structural pest control.

SENATE BILL NO. 571—An act to add Section 4657.5 to the Welfare and Institutions Code, relating to public social services.

SENATE BILL NO. 659—An act to repeal and add Part 3 (commencing with Section 5800) of Division 5 of the Welfare and Institutions Code, relating to mental health.

SENATE BILL NO. 707—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 843—An act to add Section 9620 to the Unemployment Insurance Code, relating to employment.

SENATE BILL NO. 852—An act to add Article 4 (commencing with Section 991) to Chapter 6 of Division 4 of, and to add Article 5v (commencing with Section 998.200) to Chapter 6 of Division 4 of, the Military and Veterans Code, relating to the financing of a program to provide farm and home aid for veterans in accordance with the Veterans' Farm and Home Purchase Act of 1974, and acts amendatory thereof and supplemental thereto, 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. 858—An act to amend Sections 30052 and 30056 of the Government Code, relating to taxation.

SENATE BILL NO. 900—An act to add Division 24 (commencing with Section 78500) to the Water Code, relating to financing water programs by providing 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. 1063—An act relating to hazardous waste.

SENATE BILL NO. 1078—An act relating to instructional materials.

SENATE BILL NO. 1081—An act to add Section 65302.6 to the Government Code, relating to land use.

SENATE BILL NO. 1086—An act to amend Section 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 1140—An act to repeal and add Section 2889.5 of the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 1188—An act to add and repeal Article 29 (commencing with Section 990) to Chapter 2 of Part 1 of the Welfare and Institutions Code, relating to juveniles.

SENATE BILL NO. 1192—An act to amend Sections 5777, 5778, 14680, 14681, 14682, 14683, 14684, and 14685 of the Welfare and Institutions Code, relating to public social services.

SENATE BILL NO. 1231—An act to amend Section 2933.1 of the Penal Code, relating to sentencing.

SENATE BILL NO. 1240—An act relating to public social services.

SENATE BILL NO. 1306—An act to amend Section 695.221 of the Code of Civil Procedure, and to add Section 11475.9 to the Welfare and Institutions Code, relating to family law.

SENATE BILL NO. 1365—An act to add and repeal Section 4094.8 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 45—Relative to Women's History Month.

RECESS

By unanimous consent, at 6 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 6:55 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1401, on request of Assembly Member House.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 98 (Olberg)—An act to add Section 11450.02 to the Welfare and Institutions Code, relating to aid to families with dependent children.

Bill read third time.

Motion to Amend by Assembly Member Knox

Assembly Member Knox moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Rogan arose to the following point of order:

That the amendments offered by Assembly Member Knox to Assembly Bill No. 98 are not germane to the bill.

Ruling by Speaker Pringle

The Speaker ruled that the amendments offered by Assembly Member Knox to Assembly Bill No. 98 are not germane to the bill.

Appeal from Decision of the Chair

Assembly Member Knox 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 Knox to Assembly Bill No. 98 are not germane, be overruled?

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, 7 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 440 (House)—An act to add Section 51207 to 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 House moved a call of the Assembly.

Motion carried. Time, 7:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 978 (Thompson)—An act to repeal Title 1 (commencing with Section 1) and Title 2 (commencing with Section 33000) of, and to add Title 1 (commencing with Section 8203.5) and Title 2 (commencing with Section 33126) to, the Education Code, relating to education.

Bill read third time.

Motion to Amend by Assembly Member Katz

Assembly Member Katz moved the adoption of amendments.

Amendments read.

Motion to Table Katz Amendments to Assembly Bill No. 978

Assembly Member Olberg moved that the amendments offered by Assembly Member Katz to Assembly Bill No. 978 be laid upon the table.

Assembly Member Kuykendall 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, 7:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1026 (McPherson)—An act to add Section 12172.6 to the Government Code, relating to the duties of the Secretary of State.

Bill read third time.

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, 7:08 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1646 (Conroy)—An act to amend Sections 17208, and 17405 of, and to amend, repeal, and add Section 17207 to, the Financial Code, relating to escrow.

Bill read third time, and passed by the following vote:

AYES—55

Ackerman	Cannella	Hoge	Murray, Willard
Aguiar	Conroy	House	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Kuykendall	Rainey
Baca	Davis	Machado	Richter
Baldwin	Ducheny	Margett	Rogan
Battin	Escutia	Martinez	Setencich
Baugh	Firestone	Mazzoni	Sweeney
Boland	Frusetta	McDonald	Takasugi
Bordonaro	Gallegos	McPherson	Thompson
Bowler	Goldsmith	Miller	Weggeland
Brown	Granlund	Morrissey	Woods
Brulte	Harvey	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	

NOES—4

Bowen	Burton	Knox	Kuehl

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 881 (Rogan)—An act to amend Sections 1170, 2930, and 2933 of, and to add Sections 1171k, 2932.5, and 2936 to, the Penal Code, relating to prisoners.

Bill read third time, and passed by the following vote:

AYES—50

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Cannella	House	Rainey
Alby	Conroy	Kaloogian	Richter
Alpert	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Kuykendall	Sweeney
Battin	Firestone	Machado	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Gallegos	McPherson	Weggeland
Bordonaro	Goldsmith	Miller	Woods
Bowen	Granlund	Morrissey	Mr. Speaker
Bowler	Harvey	Morrow	
Brewer	Hawkins	Olberg	

NOES—11

Brown	Escutia	Lee	Napolitano
Burton	Knox	Murray, Kevin	Villaraigosa
Ducheny	Kuehl	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 195 (Morrow)—An act to amend Section 190.8 and 190.9 of, and to add Section 190.10 to, the Penal Code, relating to criminal procedure.

Bill read third time, and passed by the following vote:

AYES—48

Ackerman	Brulte	Hoge	Morrow
Aguiar	Cannella	House	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cunneen	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Escutia	Kuykendall	Rogan
Baugh	Firestone	Machado	Setencich
Boland	Frusetta	Margett	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McPherson	Weggeland
Bowler	Harvey	Miller	Woods
Brewer	Hawkins	Morrissey	Mr. Speaker

NOES—14

Baca	Gallegos	Lee	Napolitano
Brown	Isenberg	Martinez	Villaraigosa
Burton	Knox	Murray, Kevin	
Davis	Kuehl	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 260 (Richter)—An act relating to electric vehicles.

Bill read third time, and passed by the following vote:

AYES—49

Ackerman	Cannella	House	Rainey
Aguiar	Conroy	Kaloogian	Richter
Alby	Cortese	Knight	Rogan
Baldwin	Cunneen	Knowles	Setencich
Battin	Davis	Kuykendall	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	Martinez	Villaraigosa
Bordonaro	Gallegos	McPherson	Weggeland
Bowler	Goldsmith	Miller	Woods
Brewer	Granlund	Morrissey	Mr. Speaker
Brown	Harvey	Morrow	
Brulte	Hawkins	Olberg	
Bustamante	Hoge	Poochigian	

NOES—16

Baca	Caldera	Knox	Murray, Kevin
Bates	Escutia	Kuehl	Murray, Willard
Bowen	Figueroa	Lee	Napolitano
Burton	Isenberg	Mazzoni	Sweeney

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 267 (House)—An act to amend Sections 204.5 and 730.7 of the Welfare and Institutions Code, relating to crime.

Bill read third time.

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, 7:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 286 (Frusetta)—An act to amend Section 14216 of 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 Frusetta moved a call of the Assembly.

Motion carried. Time, 7:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1353 (Knowles)—An act to add Section 351 to the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

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, 7:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 528 (Setencich)—An act to amend Section 12200 of, and to add Section 12200.03 to, the Welfare and Institutions Code, relating to state supplemental payments.

Bill read third time.

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, 7:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 587 (Rainey)—An act to amend Sections 668, 969a, 1000, and 4019 of the Penal Code, and to amend Section 827 of the Welfare and Institutions Code, relating to crimes.

Bill read third time.

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, 7:30 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 735 (Knight)—An act to add Section 5073 to the Vehicle Code, relating to vehicles.

Bill read third time.

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, 7:34 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 746 (Kuykendall)—An act to amend Section 12200 of, and to add Section 12200.03 to, the Welfare and Institutions Code, relating to state supplemental payments, 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 Kuykendall moved a call of the Assembly.

Motion carried. Time, 7:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 857 (Woods)—An act to add Chapter 3.5 (commencing with Section 100600) to Part 1 of Division 101 of the Health and Safety Code, and to add Section 12300.8 to the Welfare and Institutions Code, relating to public social services.

Bill read third time, and passed by the following vote:

AYES—43

Ackerman	Conroy	Kaloogian	Olberg
Aguiar	Cunneen	Knight	Poochigian
Alby	Firestone	Knowles	Rainey
Baca	Frusetta	Kuykendall	Richter
Baldwin	Goldsmith	Machado	Rogan
Battin	Granlund	Margett	Takasugi
Baugh	Hannigan	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brulte	House	Napolitano	

NOES—20

Alpert	Caldera	Knox	Murray, Kevin
Archie-Hudson	Cannella	Kuehl	Murray, Willard
Bates	Cortese	Martinez	Setencich
Bowen	Davis	Mazzoni	Sweeney
Burton	Isenberg	McDonald	Villaraigosa

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 857: Assembly Members Alpert, Davis, Mazzoni, and Sweeney, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1403 (House)—An act to amend Sections 220, 264, 264.1, 286, 288a, 289, and 667.5 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—60

Ackerman	Bustamante	Hoge	Morrow
Aguiar	Caldera	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Knowles	Richter
Battin	Davis	Kuehl	Rogan
Baugh	Ducheny	Kuykendall	Setencich
Boland	Escutia	Machado	Sher
Bordonaro	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Thompson
Brewer	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hawkins	Morrissey	Mr. Speaker

NOES—4

Burton	McDonald	Murray, Willard	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1700 (McPherson)—An act to amend Sections 200, 3203, 5001, 5006, 5100, 7575, 8022, 8550, 9002, 9092, 9118, 9401, 9402, 10706, 13107, 13300, and 13314 of, and to repeal Sections 9066, 9607, and 14289 of, the Elections Code, to amend Sections 6254.4, 20102, and 88006 of the Government Code, and to amend Section 35266 of the Water Code, relating to elections.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Bustamante	Hawkins	Murray, Kevin
Aguiar	Caldera	Hoge	Murray, Willard
Alby	Campbell	House	Napolitano
Alpert	Cannella	Isenberg	Olberg
Archie-Hudson	Conroy	Kaloogian	Poochigian
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Knox	Richter
Bates	Davis	Kuehl	Rogan
Battin	Ducheny	Kuykendall	Setencich
Baugh	Escutia	Lee	Sher
Boland	Figueroa	Machado	Takasugi
Bordonaro	Firestone	Margett	Thompson
Bowen	Friedman	Mazzoni	Vasconcellos
Bowler	Frusetta	McDonald	Villaraigosa
Brewer	Gallegos	McPherson	Weggeland
Brown	Goldsmith	Miller	Woods
Brulte	Granlund	Morrissey	Mr. Speaker
Burton	Harvey	Morrow	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 14 (Willard Murray)—An act to add and repeal Section 11251 of the Welfare and Institutions Code, relating to public assistance.

Bill read third time, and passed by the following vote:

AYES—45

Ackerman	Cannella	Knight	Poochigian
Aguiar	Conroy	Knowles	Rainey
Alby	Cortese	Kuykendall	Richter
Baldwin	Davis	Machado	Rogan
Battin	Frusetta	Margett	Setencich
Baugh	Goldsmith	Miller	Takasugi
Boland	Granlund	Morrissey	Weggeland
Bordonaro	Harvey	Morrow	Woods
Bowler	Hawkins	Murray, Kevin	Mr. Speaker
Brown	Hoge	Murray, Willard	
Brulte	House	Napolitano	
Bustamante	Kaloogian	Olberg	

NOES—14

Baca	Cunneen	Kuehl	McPherson
Bates	Firestone	Lee	Villaraigosa
Burton	Gallegos	Martinez	
Caldera	Isenberg	Mazzoni	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 508 (Napolitano)—An act to add Section 51220.6 to the Education Code, relating to domestic violence prevention education.

Bill read third time.

Motion to Amend by Assembly Member Brown

Assembly Member Brown moved the adoption of amendments.

Amendments read.

Motion to Table Brown Amendments to Assembly Bill No. 508

Assembly Member Thompson moved that the amendments offered by Assembly Member Brown to Assembly Bill No. 508 be laid upon the table.

Assembly Member Rogan seconded the motion.

Motion carried by the following vote:

AYES—33

Ackerman	Brewer	Knowles	Rogan
Aguiar	Brulte	Kuykendall	Takasugi
Alby	Firestone	Margett	Thompson
Baldwin	Goldsmith	Miller	Weggeland
Battin	Harvey	Morrow	Woods
Baugh	Hawkins	Olberg	Mr. Speaker
Boland	House	Poochigian	
Bordonaro	Kaloogian	Rainey	
Bowler	Knight	Richter	

NOES—31

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Ducheny	Katz	Murray, Willard
Baca	Escutia	Knox	Napolitano
Bates	Figueroa	Kuehl	Sher
Brown	Friedman	Lee	Sweeney
Burton	Gallegos	Machado	Tucker
Bustamante	Hannigan	Mazzoni	Villaraigosa
Caldera	Hauser	McDonald	

Objection to Vote Adds

Assembly Member Brown withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Thompson motion to table Brown amendments to Assembly Bill No. 508.

Further Consideration of Assembly Bill No. 508

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Campbell	Hoge	Morrissey
Aguiar	Cannella	House	Morrow
Alpert	Conroy	Isenberg	Murray, Kevin
Archie-Hudson	Cortese	Kaloogian	Murray, Willard
Baca	Cunneen	Katz	Napolitano
Baldwin	Davis	Knight	Poochigian
Bates	Ducheny	Knowles	Rainey
Battin	Escutia	Knox	Rogan
Baugh	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Margett	Thompson
Brown	Goldsmith	Martinez	Tucker
Brulte	Granlund	Mazzoni	Vasconcellos
Burton	Harvey	McDonald	Villaraigosa
Bustamante	Hauser	McPherson	Weggeland
Caldera	Hawkins	Miller	Woods

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1460 (Morrissey)—An act to amend Section 44011.6 of the Health and Safety Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—53

Ackerman	Cannella	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cortese	Knowles	Rogan
Alpert	Cunneen	Kuykendall	Setencich
Baca	Davis	Machado	Takasugi
Baldwin	Escutia	Margett	Thompson
Battin	Firestone	Martinez	Tucker
Baugh	Frusetta	McPherson	Villaraigosa
Boland	Goldsmith	Miller	Weggeland
Bordonaro	Granlund	Morrissey	Woods
Bowen	Harvey	Morrow	Mr. Speaker
Bowler	Hawkins	Murray, Kevin	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—14

Bates	Caldera	Isenberg	Napolitano
Brown	Campbell	Kuehl	Sher
Burton	Ducheny	Lee	
Bustamante	Gallegos	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1495 (Morrissey)—An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

Bill read third time.

Motion to Amend by Assembly Member Bates

Assembly Member Bates moved the adoption of amendments.

Amendments read.

Motion to Table Bates Amendments to Assembly Bill No. 1495

Assembly Member Thompson moved that the amendments offered by Assembly Member Bates to Assembly Bill No. 1495 be laid upon the table.

Assembly Member Olberg 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, 7:50 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

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to Assembly No. 1495

Assembly Member Thompson moved that the amendments offered by Assembly Member Bowen to Assembly Bill No. 1495 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Kuykendall	Rogan
Alby	Firestone	Margett	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Weggeland
Baugh	Harvey	Morrow	Woods
Boland	Hawkins	Murray, Willard	Mr. Speaker
Bordonaro	Hoge	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—32

Alpert	Campbell	Hauser	Mazzoni
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brown	Escutia	Kuehl	Sweeney
Burton	Figueroa	Lee	Tucker
Bustamante	Friedman	Machado	Vasconcellos
Caldera	Gallegos	Martinez	Villaraigosa

ASSEMBLY BILL NO. 1376 (Bustamante)—An act to amend Section 51018 of the Government Code, and to add Section 3233 to the Public Resources Code, relating to oil and gas.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Bustamante	Hoge	Murray, Willard
Aguiar	Caldera	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Knight	Rainey
Archie-Hudson	Cortese	Knowles	Richter
Baca	Cunneen	Kuehl	Rogan
Baldwin	Davis	Kuykendall	Setencich
Battin	Ducheny	Machado	Takasugi
Baugh	Figueroa	Margett	Thompson
Boland	Firestone	Mazzoni	Tucker
Bordonaro	Frusetta	McDonald	Weggeland
Bowler	Gallegos	McPherson	Woods
Brewer	Goldsmith	Miller	Mr. Speaker
Brown	Granlund	Morrissey	
Brulte	Harvey	Morrow	
Burton	Hawkins	Murray, Kevin	

NOES—11

Bates	Hauser	Martinez	Sweeney
Bowen	Isenberg	Napolitano	Villaraigosa
Escutia	Lee	Sher	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1553 (Kaloogian)—An act to add Section 19818.11 to the Government Code, relating to state civil service.

Bill read third time.

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, 7:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1723 (Martinez)—An act to add Section 1596.867 to the Health and Safety Code, relating to child day care facilities.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Caldera	Hawkins	Murray, Willard
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Escutia	Machado	Sher
Baugh	Figueroa	Margett	Sweeney
Boland	Firestone	Martinez	Takasugi
Bordonaro	Friedman	Mazzoni	Tucker
Bowen	Frusetta	McDonald	Vasconcellos
Bowler	Gallegos	McPherson	Villaraigosa
Brown	Goldsmith	Miller	Weggeland
Brulte	Granlund	Morrissey	Woods
Burton	Harvey	Morrow	Mr. Speaker
Bustamante	Hauser	Murray, Kevin	

NOES—3

Kaloogian	Knowles	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 432 (Rainey)—An act to add Section 3333.4 to the Civil Code, relating to liability.

Bill read third time, and passed by the following vote:

AYES—50

Ackerman	Bustamante	House	Rainey
Aguiar	Cannella	Kaloogian	Richter
Alby	Conroy	Knight	Rogan
Baca	Cortese	Knowles	Setencich
Baldwin	Cunneen	Kuykendall	Sher
Battin	Davis	Machado	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	McPherson	Tucker
Bordonaro	Goldsmith	Miller	Weggeland
Bowen	Granlund	Morrissey	Woods
Bowler	Harvey	Morrow	Mr. Speaker
Brewer	Hawkins	Olberg	
Brulte	Hoge	Poochigian	

NOES—20

Alpert	Figueroa	Kuehl	Murray, Kevin
Archie-Hudson	Friedman	Lee	Murray, Willard
Bates	Gallegos	Martinez	Napolitano
Burton	Hauser	Mazzoni	Vasconcellos
Escutia	Knox	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 954 (Kuykendall)—An act to add and repeal Sections 818.10 and 821.3 of the Government Code, relating to public liability.

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, 8:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1348 (Knowles)—An act to amend Sections 903, 903.1, 903.25, and 903.3 of the Welfare and Institutions Code, relating to juveniles.

Bill read third time, and passed by the following vote:

AYES—52

Ackerman	Bustamante	Hawkins	Morrissey
Aguiar	Campbell	Hoge	Morrow
Alby	Conroy	House	Olberg
Alpert	Cortese	Isenberg	Poochigian
Baca	Cunneen	Kaloogian	Richter
Baldwin	Davis	Knight	Rogan
Battin	Ducheny	Knowles	Sweeney
Baugh	Firestone	Kuykendall	Takasugi
Boland	Frusetta	Machado	Thompson
Bordonaro	Goldsmith	Margett	Tucker
Bowler	Granlund	Mazzoni	Weggeland
Brewer	Harvey	McPherson	Woods
Brulte	Hauser	Miller	Mr. Speaker

NOES—15

Archie-Hudson	Cannella	Lee	Murray, Willard
Bowen	Escutia	Martinez	Napolitano
Burton	Knox	McDonald	Villaraigosa
Caldera	Kuehl	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1730 (Morrow)—An act to add Section 349.5 to the Code of Civil Procedure, relating to civil actions.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Knox	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Tucker
Brown	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	
Caldera	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1389 (Setencich)—An act to add Chapter 11 (commencing with Section 21750) to Division 8 of the Business and Professions Code, relating to copyright.

Bill read third time, and passed by the following vote:

AYES—58

Ackerman	Cannella	House	Olberg
Aguiar	Conroy	Isenberg	Poochigian
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Battin	Escutia	Kuykendall	Sher
Baugh	Firestone	Machado	Takasugi
Boland	Frusetta	Margett	Thompson
Bordonaro	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Weggeland
Brewer	Granlund	Miller	Woods
Brown	Harvey	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Bustamante	Hoge	Napolitano	

NOES—9

Bowen	Kuehl	Mazzoni
Burton	Lee	Murray, Kevin
Hauser	Martinez	Murray, Willard

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1389: Assembly Member Sher, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1073 (Morrow)—An act to add Section 847.1 to the Civil Code, relating to liability.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Cortese	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Conroy	Kaloogian	Rainey	

NOES—34

Alpert	Campbell	Isenberg	Murray, Willard
Archie-Hudson	Cannella	Knox	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Tucker
Brown	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	
Caldera	Hauser	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. 565, on request of Assembly Member Kaloogian.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 800 (Kuehl)—An act to add Section 3044 to the Family Code, relating to family law.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Rainey
Archie-Hudson	Cunneen	Knowles	Richter
Baca	Davis	Knox	Rogan
Baldwin	Ducheny	Kuehl	Setencich
Bates	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Sweeney
Baugh	Firestone	Machado	Takasugi
Boland	Friedman	Margett	Thompson
Bordonaro	Frusetta	Martinez	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 462 (Rogan)—An act to amend Section 1368.1 of, and to repeal and add Section 1538.5 to, the Penal Code, relating to criminal procedure.

Bill read third time, and passed by the following vote:

AYES—62

Ackerman	Conroy	House	Murray, Willard
Aguiar	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Knight	Olberg
Baca	Davis	Knowles	Poochigian
Baldwin	Ducheny	Knox	Rainey
Battin	Escutia	Kuehl	Richter
Baugh	Figueroa	Kuykendall	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Weggeland
Brown	Harvey	McPherson	Woods
Brulte	Hauser	Miller	Mr. Speaker
Bustamante	Hawkins	Morrissey	
Cannella	Hoge	Morrow	

NOES—5

Bates	Lee	Villaraigosa
Burton	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 890 (Rogan)—An act to amend Sections 12027, 12027.1, and 12031 of the Penal Code, relating to peace officers.

Bill read third time, and passed by the following vote:

AYES—65

Ackerman	Caldera	Hoge	Murray, Willard
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Kaloogian	Olberg
Alpert	Conroy	Knight	Poochigian
Archie-Hudson	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Davis	Kuehl	Rogan
Battin	Ducheny	Kuykendall	Setencich
Baugh	Escutia	Machado	Takasugi
Boland	Firestone	Margett	Thompson
Bordonaro	Frusetta	Martinez	Tucker
Bowen	Gallegos	Mazzoni	Weggeland
Bowler	Goldsmith	McDonald	Woods
Brewer	Granlund	McPherson	Mr. Speaker
Brown	Harvey	Miller	
Brulte	Hauser	Morrissey	
Bustamante	Hawkins	Morrow	

NOES—8

Bates	Friedman	Lee	Sher
Burton	Isenberg	Murray, Kevin	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1084 (Morrow)—An act to amend Sections 3003 and 3058.6 of the Penal Code, relating to parole.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Hauser withdrew his amendments to Assembly Bill No. 1084.

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 Morrow moved a call of the Assembly.

Motion carried. Time, 8:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1562 (Alby)—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Campbell	Hoge	Murray, Willard
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Figueroa	Lee	Sher
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown	Granlund	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Caldera	Hawkins	Murray, Kevin	

NOES—1

Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 501 (Johnson)—An act to add Section 1431.01 to the Civil Code, regarding obligations.

Bill read third time, and presented by Assembly Member Morrow.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Morrow moved a call of the Assembly.

Motion carried. Time, 8:31 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1622 (McDonald)—An act to add Section 24327 to 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 McDonald moved a call of the Assembly.

Motion carried. Time, 8:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1971 (McDonald)—An act to amend Sections 17004, 17039, 17220, 18633, 19132, 19602, 19604, 23036, and 23081 of, to add Sections 17851.5 and 19606 to, to add Chapter 10.5 (commencing with Section 17935), Chapter 10.6 (commencing with Section 17941), and Chapter 10.7 (commencing with Section 17951) to Part 10 of Division 2 of, to add and repeal Section 23082 of, and to repeal Chapter 1.5 (commencing with Section 23081), Chapter 1.6 (commencing with Section 23091), and Chapter 1.7 (commencing with Section 23097) of Part 11 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

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, 8:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1972 (McDonald)—An act to amend Section 1060.5 of the Code of Civil Procedure, and to amend Sections 17063, 18152.5, 19602, 19604, 19605, 23051.5, 23455, and 23801 of, and to repeal Section 23804 of, the Revenue and Taxation Code, relating to taxation.

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, 8:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1373 (Olberg)—An act to amend Section 2207 of the Public Resources Code, relating to mining.

Bill read third time, and passed by the following vote:

AYES—50

Ackerman	Brown	Hoge	Olberg
Aguiar	Bustamante	House	Poochigian
Alby	Cannella	Kaloogian	Rainey
Alpert	Conroy	Knight	Richter
Baca	Cortese	Knowles	Rogan
Baldwin	Cunneen	Kuykendall	Setencich
Battin	Davis	Machado	Thompson
Baugh	Ducheny	Margett	Tucker
Boland	Firestone	Mazzoni	Weggeland
Bordonaro	Goldsmith	McPherson	Woods
Bowen	Granlund	Miller	Mr. Speaker
Bowler	Harvey	Morrissey	
Brewer	Hawkins	Morrow	

NOES—15

Bates	Gallegos	Lee	Murray, Willard
Burton	Hauser	Martinez	Napolitano
Campbell	Isenberg	McDonald	Sweeney
Escutia	Kuehl	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1373: Assembly Member Napolitano, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 384

At 8:38 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Battin moved to continue the call of the Assembly.

Motion carried. Time, 8:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 638

At 8:40 p.m., on motion of Assembly Member Friedman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 638 passed by the following vote:

AYES—42

Ackerman	Brulte	House	Rainey
Aguiar	Conroy	Kaloogian	Richter
Alby	Cunneen	Knight	Rogan
Baca	Ducheny	Knowles	Setencich
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Baugh	Goldsmith	Miller	Weggeland
Boland	Granlund	Morrissey	Woods
Bordonaro	Harvey	Murray, Willard	Mr. Speaker
Bowler	Hawkins	Olberg	
Brewer	Hoge	Poochigian	

NOES—33

Alpert	Davis	Knox	Napolitano
Archie-Hudson	Escutia	Kuehl	Sher
Bowen	Figueroa	Kuykendall	Speier
Brown	Friedman	Lee	Sweeney
Burton	Gallegos	Machado	Tucker
Bustamante	Hannigan	Martinez	Villaraigosa
Caldera	Hauser	Mazzoni	
Campbell	Isenberg	McDonald	
Cannella	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Caldera withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 638.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 180

At 8:41 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Battin moved to continue the call of the Assembly.

Motion carried. Time, 8:41 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 ASSEMBLY BILL NO. 1195

At 8:41 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.

Assembly Bill No. 1195 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Cortese	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Murray, Willard
Baca	Ducheny	Knox	Napolitano
Bates	Escutia	Kuehl	Sher
Bowen	Figueroa	Lee	Speier
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Vasconcellos
Campbell	Hauser	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1650

At 8:41 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.

Assembly Bill No. 1650 passed by the following vote:

AYES—43

Ackerman	Brulte	Hoge	Olberg
Aguiar	Bustamante	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Baldwin	Cunneen	Knight	Richter
Battin	Figueroa	Knowles	Rogan
Baugh	Firestone	Kuykendall	Takasugi
Boland	Frusetta	Margett	Thompson
Bordonaro	Goldsmith	McPherson	Weggeland
Bowen	Granlund	Miller	Woods
Bowler	Harvey	Morrissey	Mr. Speaker
Brewer	Hawkins	Morrow	

NOES—35

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Speier
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Caldera	Hannigan	McDonald	Vasconcellos
Campbell	Hauser	Murray, Kevin	Villaraigosa
Cannella	Isenberg	Murray, Willard	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1650: Assembly Member Bustamante, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1752

At 8:42 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1752 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—37

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1982

At 8:43 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 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, 8:43 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 ASSEMBLY BILL NO. 7

At 8:43 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 Battin moved to continue the call of the Assembly.

Motion carried. Time, 8:43 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 ASSEMBLY BILL NO. 10

At 8:44 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 Battin 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 THOMPSON MOTION TO TABLE SPEIER AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 3

At 8:44 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 Thompson motion to table Speier amendments to Assembly Bill No. 1537—Set 3 carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—39

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE GALLEGOS AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 4

At 8:44 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 Thompson motion to table Gallegos amendments to Assembly Bill No. 1537—Set 4 carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—39

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CANNELLA AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 5

At 8:44 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 Thompson motion to table Cannella amendments to Assembly Bill No. 1537—Set 5 carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—39

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO TABLE CANNELLA AMENDMENTS TO ASSEMBLY BILL NO. 1537—SET 6

At 8:44 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 Thompson motion to table Cannella amendments to Assembly Bill No. 1537—Set 6 carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—39

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Speier
Brown	Figueroa	Machado	Sweeney
Burton	Friedman	Martinez	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa
Campbell	Hauser	Murray, Kevin	

Objection to Vote Adds

Assembly Member Gallegos withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Thompson motions to table amendments to Assembly Bill No. 1537—Sets 1–6.

CALL OF THE ASSEMBLY DISPENSED WITH ON KNOX MOTION TO APPEAL FROM DECISION OF THE CHAIR

At 8:44 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 question being: Shall the decision of the Chair that proposed Knox amendments to Assembly Bill No. 98 are not germane be overruled?

Decision of the Chair sustained by the following vote:

AYES—31

Alpert	Campbell	Katz	Murray, Kevin
Archie-Hudson	Ducheny	Knox	Murray, Willard
Baca	Escutia	Kuehl	Napolitano
Bates	Figueroa	Lee	Sher
Bowen	Friedman	Machado	Sweeney
Brown	Gallegos	Martinez	Tucker
Bustamante	Hauser	Mazzoni	Villaraigosa
Caldera	Isenberg	McDonald	

NOES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cunneen	Knight	Richter
Alby	Davis	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 440

At 8:45 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Battin moved to continue the call of the Assembly.

Motion carried. Time, 8:45 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 OLBERG MOTION TO TABLE KATZ AMENDMENTS TO ASSEMBLY BILL NO. 978

At 8:45 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 Olberg motion to table Katz amendments to Assembly Bill No. 978 carried by the following vote:

AYES—38

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Battin	Firestone	Kuykendall	Thompson
Baugh	Frusetta	McPherson	Weggeland
Boland	Goldsmith	Miller	Woods
Bordonaro	Granlund	Morrissey	Mr. Speaker
Bowler	Harvey	Morrow	
Brewer	Hoge	Olberg	

NOES—34

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hauser	McDonald	
Caldera	Isenberg	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1026

At 8:45 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.

Assembly Bill No. 1026 passed by the following vote:

AYES—59

Ackerman	Cunneen	House	Morrissey
Aguiar	Davis	Isenberg	Morrow
Alby	Ducheny	Kaloogian	Murray, Willard
Archie-Hudson	Escutia	Knight	Olberg
Baca	Figueroa	Knowles	Poochigian
Baldwin	Firestone	Knox	Rainey
Bates	Friedman	Kuykendall	Richter
Battin	Frusetta	Lee	Rogan
Baugh	Gallegos	Machado	Setencich
Boland	Goldsmith	Margett	Sher
Bordonaro	Granlund	Martinez	Tucker
Bowler	Harvey	Mazzoni	Weggeland
Brulte	Hauser	McDonald	Woods
Conroy	Hawkins	McPherson	Mr. Speaker
Cortese	Hoge	Miller	

NOES—4

Bowen	Kuehl	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 267

At 8:45 p.m., on motion of Assembly Member House, and the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 267 passed by the following vote:

AYES—43

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Tucker
Bordonaro	Harvey	Morrissey	Weggeland
Bowen	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—23

Alpert	Campbell	Isenberg	McDonald
Archie-Hudson	Davis	Knox	Murray, Kevin
Baca	Ducheny	Kuehl	Murray, Willard
Bates	Escutia	Lee	Napolitano
Brown	Figueroa	Martinez	Villaraigosa
Caldera	Friedman	Mazzoni	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 286

At 8:45 p.m., on motion of Assembly Member Frusetta, 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 Battin moved to continue the call of the Assembly.

Motion carried. Time, 8:45 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 ASSEMBLY BILL NO. 1353

At 8:46 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.

Assembly Bill No. 1353 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Sher
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 528

At 8:46 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.

Assembly Bill No. 528 passed by the following vote:

AYES—45

Ackerman	Cannella	House	Rainey
Aguiar	Conroy	Kaloogian	Richter
Alby	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Kuykendall	Takasugi
Battin	Firestone	Margett	Thompson
Baugh	Frusetta	McPherson	Weggeland
Boland	Goldsmith	Miller	Woods
Bordonaro	Granlund	Morrissey	Mr. Speaker
Bowler	Harvey	Morrow	
Brewer	Hawkins	Olberg	
Brulte	Hoge	Poochigian	

NOES—26

Archie-Hudson	Campbell	Kuehl	Napolitano
Bates	Figueroa	Lee	Sher
Bowen	Friedman	Machado	Tucker
Brown	Gallegos	Martinez	Vasconcellos
Burton	Hauser	Mazzoni	Villaraigosa
Bustamante	Isenberg	McDonald	
Caldera	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 587

At 8:46 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.

Assembly Bill No. 587 passed by the following vote:

AYES—44

Ackerman	Brewer	Hoge	Olberg
Aguiar	Brulte	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Alpert	Cortese	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker

NOES—27

Archie-Hudson	Cannella	Isenberg	McDonald
Baca	Davis	Knox	Murray, Kevin
Bates	Ducheny	Kuehl	Murray, Willard
Brown	Escutia	Lee	Napolitano
Burton	Figueroa	Machado	Sher
Caldera	Friedman	Martinez	Villaraigosa
Campbell	Gallegos	Mazzoni	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 735

At 8:46 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Battin 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 ASSEMBLY BILL NO. 746

At 8:47 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 Rogan moved to continued the call of the Assembly.

Motion carried. Time, 8:47 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 THOMPSON MOTION TO TABLE BATES AMENDMENTS TO ASSEMBLY BILL NO. 1495

At 8:47 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 Thompson motion to table Bates amendments to Assembly Bill No. 1495 carried by the following vote:

AYES—38

Ackerman	Brulte	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Murray, Willard	Mr. Speaker
Bowler	House	Olberg	
Brewer	Kaloogian	Poochigian	

NOES—35

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Cortese	Katz	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Sweeney
Brown	Escutia	Lee	Tucker
Burton	Figueroa	Machado	Vasconcellos
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1553

At 8:47 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.

Assembly Bill No. 1553 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Campbell	Hauser	Murray, Kevin
Archie-Hudson	Cannella	Isenberg	Napolitano
Baca	Cortese	Knox	Sher
Bates	Davis	Kuehl	Sweeney
Bowen	Ducheny	Lee	Tucker
Brown	Escutia	Machado	Vasconcellos
Burton	Figueroa	Martinez	Villaraigosa
Bustamante	Friedman	Mazzoni	
Caldera	Gallegos	McDonald	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 954

At 8:47 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 8:47 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 ASSEMBLY BILL NO. 1084

At 8:47 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.

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, 8:47 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 ASSEMBLY BILL NO. 501

At 8:48 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. 501 passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—29

Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Sher
Bates	Figueroa	Lee	Sweeney
Brown	Friedman	Machado	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hauser	McDonald	
Caldera	Isenberg	Murray, Kevin	
Cannella	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1622

At 8:48 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Katz moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1971

At 8:49 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Katz moved to continue the call of the Assembly.

Motion carried. Time, 8:49 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 ASSEMBLY BILL NO. 1972

At 8:49 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Katz moved to continued the call of the Assembly.

Motion carried. Time, 8:49 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 198 (Caldera)—An act to amend Sections 47602 and 47606 of the Education Code, relating to charter schools.

Bill read third time.

Motion to Amend

Assembly Member Cannella moved the adoption of amendments.

Amendments read.

Motion to Table Cannella Amendments to Assembly Bill No. 198

Assembly Member Rogan moved that the amendments offered by Assembly Member Cannella to Assembly Bill No. 198 be laid upon the table.

Assembly Member Battin seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brulte	Kaloogian	Olberg
Aguiar	Caldera	Knight	Poochigian
Alby	Conroy	Knowles	Rainey
Baldwin	Cunneen	Kuykendall	Richter
Battin	Goldsmith	Margett	Rogan
Baugh	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—34

Alpert	Cannella	Katz	Murray, Willard
Archie-Hudson	Cortese	Knox	Napolitano
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Tucker
Brown	Figueroa	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	

Demand for Previous Question

Assembly Members Rogan, Tucker, Isenberg, Baugh, and Richter demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—52

Ackerman	Caldera	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Rainey
Baldwin	Cunneen	Kuehl	Richter
Battin	Davis	Kuykendall	Rogan
Baugh	Firestone	Machado	Setencich
Boland	Frusetta	Margett	Sweeney
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McPherson	Vasconcellos
Bowler	Harvey	Miller	Weggeland
Brewer	Hawkins	Morrissey	Woods
Brulte	Hoge	Morrow	Mr. Speaker

NOES—16

Archie-Hudson	Ducheny	Knox	Murray, Kevin
Baca	Escutia	Lee	Murray, Willard
Brown	Gallegos	Martinez	Tucker
Campbell	Hauser	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 614 (Aguiar)—An act to amend Section 3003 of the Penal Code, relating to prisoners.

Bill read third time, and passed by the following vote:

AYES—57

Ackerman	Bustamante	Isenberg	Rainey
Aguiar	Cannella	Kaloogian	Richter
Alby	Conroy	Knight	Rogan
Alpert	Cortese	Knowles	Setencich
Baca	Cunneen	Kuehl	Sher
Baldwin	Davis	Kuykendall	Sweeney
Battin	Ducheny	Machado	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Goldsmith	McPherson	Tucker
Bordonaro	Granlund	Miller	Weggeland
Bowen	Harvey	Morrissey	Woods
Bowler	Hauser	Morrow	Mr. Speaker
Brewer	Hawkins	Napolitano	
Brown	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—3

Gallegos	McDonald	Murray, Willard

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1495

ASSEMBLY BILL NO. 1495 (Morrissey)—An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

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 Morrissey moved a call of the Assembly.

Motion carried. Time, 9:11 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1105 (Aguiar)—An act to amend Section 3208.1 of the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—31

Alpert	Ducheny	Knox	Murray, Willard
Archie-Hudson	Escutia	Kuehl	Napolitano
Baca	Figueroa	Lee	Sher
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hauser	Mazzoni	Vasconcellos
Cannella	Isenberg	McDonald	Villaraigosa
Davis	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL. NO. 1106 (Aguiar)—An act to amend Sections 4600.3 and 4600.5 of the Labor Code, relating to workers' compensation.

Bill read third time.

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, 9:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL. NO. 779 (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 Assembly Member Isenberg—Set 1

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Assembly Bill No. 779—Set 1

Assembly Member Rogan moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 779—Set 1 be laid upon the table.

Assembly Member Thompson seconded the motion.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—32

Alpert	Cannella	Katz	Murray, Kevin
Archie-Hudson	Ducheny	Knox	Murray, Willard
Baca	Escutia	Kuehl	Napolitano
Brown	Figueroa	Lee	Sher
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hauser	Mazzoni	Vasconcellos
Campbell	Isenberg	McDonald	Villaraigosa

Amendments Withdrawn

Without objection, Assembly Member Isenberg withdrew his amendments—Set 2 to Assembly Bill No. 779.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—48

Ackerman	Brulte	Hoge	Morrow
Aguiar	Bustamante	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Knight	Rainey
Baca	Cortese	Knowles	Richter
Baldwin	Cunneen	Kuykendall	Rogan
Battin	Firestone	Machado	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	Martinez	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Bowler	Harvey	Miller	Woods
Brewer	Hawkins	Morrissey	Mr. Speaker

NOES—15

Archie-Hudson	Campbell	Knox	Murray, Kevin
Brown	Escutia	Kuehl	Murray, Willard
Burton	Friedman	Lee	Villaraigosa
Caldera	Isenberg	McDonald	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1537

ASSEMBLY BILL NO. 1537 (Aguiar)—An act to amend Section 21635 of, to amend and renumber Section 21373 of, and to add Sections 21552 and 21553 to, the Government Code, and to add Section 4856 to the Labor Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Caldera	Hoge	Murray, Kevin
Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Figueroa	Lee	Sher
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown	Granlund	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Caldera	Hoge	Murray, Kevin
Aguiar	Campbell	House	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Figueroa	Lee	Sher
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Vasconcellos
Brown	Granlund	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 98

ASSEMBLY BILL NO. 98 (Olberg)—An act to add Section 11450.02 to the Welfare and Institutions Code, relating to aid to families with dependent children.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—32

Archie-Hudson	Cannella	Hauser	Mazzoni
Baca	Cortese	Isenberg	McDonald
Bates	Davis	Katz	Murray, Kevin
Brown	Ducheny	Knox	Murray, Willard
Burton	Escutia	Kuehl	Napolitano
Bustamante	Figueroa	Lee	Tucker
Caldera	Friedman	Machado	Vasconcellos
Campbell	Gallegos	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 766 (Kaloogian)—An act to amend Section 3206 of the Government Code, relating to public employees.

Bill read third time.

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, 9:28 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 978 (Thompson)—An act to repeal Title 1 (commencing with Section 1) and Title 2 (commencing with Section 33000) of, and to add Title 1 (commencing with Section 8203.5) and Title 2 (commencing with Section 33126) to, the Education Code, relating to education.

Bill read third time.

Demand for Previous Question

Assembly Members Battin, Bordonaro, Aguiar, Margett, and Poochigian demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Baugh	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Thompson
Bordonaro	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Murray, Willard	Mr. Speaker
Brulte	House	Olberg	

NOES—27

Alpert	Bustamante	Knox	Murray, Kevin
Archie-Hudson	Campbell	Kuehl	Napolitano
Baca	Cannella	Lee	Sher
Bates	Escutia	Machado	Sweeney
Bowen	Figueroa	Martinez	Vasconcellos
Brown	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER ASSEMBLY BILL NO. 1813

In compliance with a motion given on a previous day, Assembly Member Knight moved that the vote be reconsidered whereby Assembly Bill No. 1813 was refused passage.

Assembly Bill No. 1813 refused reconsideration by the following vote:

AYES—37

Ackerman	Campbell	Knight	Rainey
Aguiar	Conroy	Knowles	Richter
Alby	Frusetta	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Weggeland
Baugh	Harvey	Morrissey	Woods
Boland	Hawkins	Morrow	Mr. Speaker
Bordonaro	Hoge	Murray, Willard	
Bowler	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—21

Archie-Hudson	Escutia	Kuehl	Sweeney
Brown	Figueroa	Lee	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Caldera	Gallegos	McDonald	
Davis	Katz	Murray, Kevin	
Ducheny	Knox	Napolitano	

MOTION TO RECONSIDER ASSEMBLY BILL NO. 185

In compliance with a motion given on a previous day, Assembly Member Willard Murray moved that the vote be reconsidered whereby Assembly Bill No. 185 was refused passage.

Assembly Bill No. 185 refused reconsideration by the following vote:

AYES—25

Ackerman	Hawkins	Margett	Richter
Bustamante	Hoge	Martinez	Setencich
Campbell	Isenberg	Morrissey	Sweeney
Cannella	Kaloogian	Morrow	Woods
Conroy	Katz	Murray, Kevin	
Firestone	Knight	Murray, Willard	
Harvey	Knox	Rainey	

NOES—18

Aguiar	Caldera	Lee	Rogan
Battin	Escutia	Mazzoni	Weggeland
Baugh	Goldsmith	McPherson	Mr. Speaker
Brewer	Knowles	Olberg	
Brown	Kuehl	Poochigian	

MOTION TO RECONSIDER ASSEMBLY BILL NO. 15 WAIVED

Assembly Member Rogan waived his motion to reconsider the vote whereby Assembly Bill No. 15 was refused passage.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 619

In compliance with a motion given on a previous day, Assembly Member Bustamante moved that the vote be reconsidered whereby Assembly Bill No. 619 was refused passage.

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, 9:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1017 LAPSED

The motion to reconsider the vote on Assembly Bill No. 1017 lapsed.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 711

In compliance with a motion given on a previous day, Assembly Member Richter moved that the vote be reconsidered whereby Assembly Bill No. 711 was refused passage.

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, 9:41 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTIONS TO RECONSIDER BILLS WAIVED

Assembly Member McDonald waived her motions to reconsider the votes whereby Assembly Bills Nos. 780, 781, 782, 783, and 784 were refused passage.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 979

In compliance with a motion given on a previous day, Assembly Member Thompson moved that the vote be reconsidered whereby Assembly Bill No. 979 was refused passage.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 9:44 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1019

In compliance with a motion given on a previous day, Assembly Member Rainey moved that the vote be reconsidered whereby Assembly Bill No. 1019 was refused passage.

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, 9:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER URGENCY CLAUSE TO ASSEMBLY BILL NO. 341

In compliance with a motion given on a previous day, Assembly Member Knowles moved that the vote be reconsidered whereby the urgency clause to Assembly Bill No. 341 was refused adoption.

Parliamentary Inquiry

Assembly Member Bates arose to the following parliamentary inquiry:

Is the motion to reconsider debatable?

Reply by Speaker

The Speaker replied that when the question to be reconsidered is debatable, the entire question is opened to debate by the motion to reconsider.

The question being on the motion to reconsider the urgency clause to Assembly Bill No. 341.

Urgency clause to Assembly Bill No. 341 refused reconsideration by the following vote:

AYES—43

Ackerman	Bustamante	House	Poochigian
Aguiar	Campbell	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowler	Harvey	Morrissey	Woods
Brewer	Hawkins	Morrow	Mr. Speaker
Brulte	Hoge	Olberg	

NOES—25

Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Sweeney
Bowen	Figueroa	Lee	Villaraigosa
Burton	Friedman	Machado	
Caldera	Gallegos	Martinez	
Cannella	Isenberg	Mazzoni	

MOTION TO RECONSIDER ASSEMBLY BILL NO. 931

In compliance with a motion given on a previous day, Assembly Member Richter moved that the vote be reconsidered whereby Assembly Bill No. 931 was refused passage.

Assembly Bill No. 931 reconsidered by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—24

Alpert	Ducheny	Knox	Murray, Kevin
Archie-Hudson	Escutia	Kuehl	Napolitano
Bates	Figueroa	Lee	Sher
Burton	Friedman	Machado	Sweeney
Caldera	Gallegos	Martinez	Vasconcellos
Cannella	Isenberg	Mazzoni	Villaraigosa

Further Consideration of Assembly Bill No. 931

ASSEMBLY BILL NO. 931 (Richter)—An act to add Section 4584.1 to the Public Resources Code, relating to forest practices.

Bill read third time.

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, 9:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

OBJECTION TO VOTE ADDS

Assembly Member Battin withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bills Nos. 98 and 195.

OBJECTION TO VOTE ADDS

Assembly Member Knowles withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 341.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 384

At 9:53 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.

Assembly Bill No. 384 refused passage by the following vote:

AYES—36

Ackerman	Brewer	House	Poochigian
Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Goldsmith	Kuykendall	Takasugi
Baugh	Granlund	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 180

At 9:53 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.

Assembly Bill No. 180 refused passage by the following vote:

AYES—20

Aguiar	Bowler	House	Olberg
Baldwin	Conroy	Knight	Rainey
Battin	Goldsmith	Knowles	Takasugi
Baugh	Harvey	Miller	Thompson
Bordonaro	Hoge	Morrow	Mr. Speaker

NOES—42

Ackerman	Cannella	Hauser	Murray, Willard
Alpert	Cortese	Isenberg	Napolitano
Archie-Hudson	Cunneen	Katz	Setencich
Bates	Davis	Knox	Sher
Boland	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Martinez	Tucker
Burton	Friedman	Mazzoni	Vasconcellos
Bustamante	Frusetta	McDonald	Villaraigosa
Caldera	Gallegos	McPherson	
Campbell	Hannigan	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1982

At 9:53 p.m., on motion of Assembly Member Friedman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1982 passed by the following vote:

AYES—41

Ackerman	Conroy	Knowles	Richter
Aguiar	Firestone	Kuykendall	Rogan
Alby	Frusetta	Machado	Setencich
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Murray, Willard	Mr. Speaker
Bowler	House	Olberg	
Brulte	Kaloogian	Poochigian	
Cannella	Knight	Rainey	

NOES—31

Alpert	Davis	Isenberg	Murray, Kevin
Archie-Hudson	Ducheny	Katz	Napolitano
Bates	Escutia	Knox	Sher
Bowen	Figueroa	Kuehl	Speier
Brown	Friedman	Lee	Sweeney
Burton	Gallegos	Martinez	Vasconcellos
Caldera	Hannigan	Mazzoni	Villaraigosa
Campbell	Hauser	McDonald	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Knight withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 1982.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 7

At 9:54 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.

Assembly Bill No. 7 refused passage by the following vote:

AYES—28

Ackerman	Bowler	Hoge	Murray, Willard
Aguiar	Brulte	House	Olberg
Baldwin	Conroy	Knowles	Rainey
Battin	Goldsmith	Margett	Rogan
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Mr. Speaker

NOES—43

Alpert	Cannella	Hannigan	McDonald
Archie-Hudson	Cortese	Hauser	McPherson
Baca	Cunneen	Isenberg	Murray, Kevin
Bates	Davis	Katz	Napolitano
Bowen	Ducheny	Knox	Sher
Brewer	Escutia	Kuehl	Speier
Brown	Figueroa	Kuykendall	Sweeney
Burton	Firestone	Lee	Tucker
Bustamante	Friedman	Machado	Vasconcellos
Caldera	Frusetta	Martinez	Villaraigosa
Campbell	Gallegos	Mazzoni	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 10

At 9:55 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.

Assembly Bill No. 10 passed by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—37

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Request for Call of the Assembly

Assembly Member Escutia moved a call of the Assembly as it relates to Assembly Bill No. 10.

Motion Ruled Out of Order

Speaker Pringle ruled the motion out of order as the vote on Assembly Bill No. 10 had been announced.

Motion to Appeal from the Decision of the Chair

Assembly Member Escutia moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that the motion for a Call of the Assembly is out of order be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—33

Alpert	Campbell	Katz	Murray, Willard
Archie-Hudson	Cannella	Knox	Setencich
Baca	Davis	Kuehl	Sher
Bates	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Vasconcellos
Brown	Figueroa	Martinez	Villaraigosa
Burton	Friedman	Mazzoni	
Bustamante	Gallegos	McDonald	
Caldera	Isenberg	Murray, Kevin	

NOES—41

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Napolitano	
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

Assembly Bill No. 10 ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 440

At 10:02 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.

Assembly Bill No. 440 refused passage by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—32

Alpert	Davis	Katz	Murray, Kevin
Baca	Ducheny	Knox	Murray, Willard
Bates	Escutia	Kuehl	Napolitano
Brown	Figueroa	Lee	Sher
Bustamante	Friedman	Machado	Sweeney
Caldera	Gallegos	Martinez	Tucker
Campbell	Hauser	Mazzoni	Vasconcellos
Cannella	Isenberg	McDonald	Villaraigosa

OBJECTION TO VOTE ADDS

Assembly Member Battin withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 10.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 286

At 10:03 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.

Assembly Bill No. 286 refused passage by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—32

Alpert	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Sher
Brown	Escutia	Lee	Sweeney
Bustamante	Figueroa	Machado	Tucker
Caldera	Friedman	Mazzoni	Vasconcellos
Campbell	Gallegos	McDonald	Villaraigosa

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 735

At 10:05 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.

Assembly Bill No. 735 passed by the following vote:

AYES—45

Ackerman	Cannella	House	Olberg
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cortese	Knight	Richter
Battin	Cunneen	Knowles	Rogan
Baugh	Firestone	Kuykendall	Setencich
Boland	Frusetta	Lee	Takasugi
Bordonaro	Gallegos	Margett	Thompson
Bowler	Goldsmith	McPherson	Villaraigosa
Brewer	Granlund	Miller	Woods
Brulte	Harvey	Morrissey	
Bustamante	Hawkins	Morrow	
Campbell	Hoge	Murray, Willard	

NOES—24

Archie-Hudson	Burton	Katz	McDonald
Baca	Caldera	Knox	Murray, Kevin
Baldwin	Escutia	Kuehl	Napolitano
Bates	Figueroa	Machado	Sher
Bowen	Friedman	Martinez	Tucker
Brown	Isenberg	Mazzoni	Vasconcellos

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 735: Assembly Member Baldwin, from "Aye" to "No"; Assembly Member Lee, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 954

At 10:05 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.

Assembly Bill No. 954 refused passage by the following vote:

AYES—39

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker
Brulte	House	Olberg	

NOES—29

Alpert	Campbell	Kuehl	Sher
Archie-Hudson	Cannella	Lee	Sweeney
Baca	Figueroa	Machado	Thompson
Bates	Friedman	Martinez	Vasconcellos
Bowen	Hauser	Mazzoni	Villaraigosa
Brown	Isenberg	McDonald	
Burton	Katz	Murray, Willard	
Bustamante	Knox	Napolitano	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1084

At 10:05 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.

Assembly Bill No. 1084 refused passage by the following vote:

AYES—30

Ackerman	Davis	Kuehl	Murray, Kevin
Alpert	Escutia	Kuykendall	Rainey
Baldwin	Frusetta	Margett	Rogan
Baugh	Gallegos	Martinez	Sweeney
Boland	Goldsmith	McDonald	Thompson
Brewer	Hawkins	Miller	Mr. Speaker
Conroy	Hoge	Morrissey	
Cunneen	Kaloogian	Morrow	

NOES—36

Aguiar	Burton	Harvey	Olberg
Alby	Bustamante	Isenberg	Poochigian
Archie-Hudson	Caldera	Knowles	Richter
Baca	Cannella	Knox	Setencich
Bates	Ducheny	Lee	Sher
Battin	Figueroa	Machado	Tucker
Bowler	Firestone	Mazzoni	Villaraigosa
Brown	Friedman	Murray, Willard	Weggeland
Brulte	Granlund	Napolitano	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1084: Assembly Member Woods, from "Aye" to "No".

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1622

At 10:05 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.

Assembly Bill No. 1622 refused passage by the following vote:

AYES—35

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Cortese	Katz	Napolitano
Bates	Davis	Knox	Setencich
Bowen	Ducheny	Kuehl	Sher
Brown	Escutia	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

NOES—38

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Takasugi
Baugh	Goldsmith	Margett	Thompson
Boland	Granlund	McPherson	Weggeland
Bordonaro	Harvey	Miller	Woods
Bowler	Hawkins	Morrissey	Mr. Speaker
Brewer	Hoge	Morrow	
Brulte	House	Olberg	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1971

At 10:06 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.

Assembly Bill No. 1971 refused passage by the following vote:

AYES—35

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Willard
Baca	Cortese	Katz	Napolitano
Bates	Davis	Knox	Setencich
Bowen	Ducheny	Kuehl	Sher
Brown	Escutia	Lee	Sweeney
Burton	Figueroa	Machado	Tucker
Bustamante	Friedman	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

NOES—37

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cunneen	Knight	Rogan
Baldwin	Firestone	Knowles	Takasugi
Battin	Frusetta	Kuykendall	Thompson
Baugh	Goldsmith	Margett	Weggeland
Boland	Granlund	McPherson	Woods
Bordonaro	Harvey	Miller	Mr. Speaker
Bowler	Hawkins	Morrissey	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1972

At 10:06 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.

Assembly Bill No. 1972 refused passage by the following vote:

AYES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Cortese	Katz	Murray, Willard
Bates	Davis	Knox	Napolitano
Bowen	Ducheny	Kuehl	Setencich
Brown	Escutia	Lee	Sher
Burton	Figueroa	Machado	Sweeney
Bustamante	Friedman	Martinez	Tucker
Caldera	Gallegos	Mazzoni	Villaraigosa

NOES—39

Ackerman	Conroy	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	McPherson	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brewer	House	Olberg	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 746

At 10:07 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.

Assembly Bill No. 746 refused passage by the following vote:

AYES—41

Ackerman	Cortese	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—31

Alpert	Caldera	Isenberg	McDonald
Archie-Hudson	Campbell	Katz	Murray, Kevin
Baca	Cannella	Knox	Murray, Willard
Bates	Escutia	Kuehl	Napolitano
Bowen	Figueroa	Lee	Sher
Brown	Friedman	Machado	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hauser	Mazzoni	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1495

At 10:07 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 Bill No. 1495 refused passage by the following vote:

AYES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Cannella	Knowles	Rogan
Alby	Conroy	Margett	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Weggeland
Baugh	Harvey	Morrow	Woods
Boland	Hawkins	Murray, Willard	Mr. Speaker
Bordonaro	Hoge	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—35

Alpert	Cunneen	Isenberg	McDonald
Archie-Hudson	Davis	Katz	McPherson
Baca	Ducheny	Knox	Murray, Kevin
Bates	Escutia	Kuehl	Napolitano
Bowen	Figueroa	Kuykendall	Sher
Brown	Firestone	Lee	Tucker
Burton	Friedman	Machado	Vasconcellos
Caldera	Gallegos	Martinez	Villaraigosa
Campbell	Hauser	Mazzoni	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1106

At 10:07 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.

Assembly Bill No. 1106 passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—33

Alpert	Cannella	Knox	Napolitano
Archie-Hudson	Davis	Kuehl	Sher
Baca	Ducheny	Lee	Sweeney
Bowen	Escutia	Machado	Tucker
Brown	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Gallegos	McDonald	
Caldera	Isenberg	Murray, Kevin	
Campbell	Katz	Murray, Willard	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 766

At 10:08 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.

Assembly Bill No. 766 refused passage by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—31

Archie-Hudson	Cannella	Katz	Murray, Willard
Baca	Ducheny	Knox	Napolitano
Bates	Escutia	Kuehl	Setencich
Brown	Figueroa	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Mazzoni	Vasconcellos
Caldera	Hauser	McDonald	Villaraigosa
Campbell	Isenberg	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 619

At 10:08 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 reconsider the vote on Assembly Bill No. 619 carried by the following vote:

AYES—41

Ackerman	Cannella	Harvey	Napolitano
Aguiar	Cortese	Hawkins	Olberg
Alpert	Davis	Hoge	Poochigian
Archie-Hudson	Ducheny	Knight	Richter
Baca	Escutia	Knox	Setencich
Baldwin	Figueroa	Kuykendall	Thompson
Baugh	Firestone	Margett	Villaraigosa
Boland	Friedman	Miller	Weggeland
Bowen	Gallegos	Morrow	
Brulte	Goldsmith	Murray, Kevin	
Bustamante	Granlund	Murray, Willard	

NOES—14

Bates	Kaloogian	Lee	Rainey
Bordonaro	Katz	Martinez	Sweeney
Campbell	Knowles	Mazzoni	
House	Kuehl	McPherson	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 711

At 10:08 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 reconsider Assembly Bill No. 711 carried by the following vote:

AYES—42

Ackerman	Conroy	Knight	Rainey
Aguiar	Cunneen	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Willard	Mr. Speaker
Brewer	House	Olberg	
Brulte	Kaloogian	Poochigian	

NOES—27

Alpert	Campbell	Isenberg	Murray, Kevin
Archie-Hudson	Cannella	Katz	Napolitano
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Caldera	Gallegos	McDonald	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 979

At 10:09 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 reconsider the vote on Assembly Bill No. 979 carried by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—29

Alpert	Cannella	Knox	Murray, Willard
Archie-Hudson	Davis	Kuehl	Napolitano
Bates	Ducheny	Lee	Sweeney
Bowen	Figueroa	Machado	Vasconcellos
Brown	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	
Caldera	Isenberg	McDonald	
Campbell	Katz	Murray, Kevin	

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 1019

At 10:09 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 reconsider the vote on Assembly Bill No. 1019 carried by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—25

Archie-Hudson	Davis	Kuehl	Napolitano
Bates	Escutia	Lee	Sher
Bowen	Figueroa	Machado	Sweeney
Brown	Friedman	Mazzoni	Villaraigosa
Burton	Gallegos	McDonald	
Caldera	Katz	Murray, Kevin	
Cannella	Knox	Murray, Willard	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 931

At 10:10 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.

Assembly Bill No. 931 refused passage by the following vote:

AYES—38

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Frusetta	Kuykendall	Setencich
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—35

Alpert	Campbell	Gallegos	McPherson
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Cunneen	Katz	Murray, Willard
Bates	Davis	Knox	Napolitano
Bowen	Ducheny	Kuehl	Sher
Brown	Escutia	Lee	Sweeney
Burton	Figueroa	Martinez	Vasconcellos
Bustamante	Firestone	Mazzoni	Villaraigosa
Caldera	Friedman	McDonald	

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 619

ASSEMBLY BILL NO. 619 (Bustamante)—An act to add Article 8 (commencing with Section 347) to Chapter 2.5 of Division 1 of the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Bustamante	Hoge	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alpert	Davis	Knight	Rogan
Archie-Hudson	Ducheny	Kuehl	Setencich
Baca	Escutia	Kuykendall	Takasugi
Baldwin	Firestone	Margett	Thompson
Battin	Gallegos	Morrissey	Weggeland
Baugh	Goldsmith	Morrow	Mr. Speaker
Boland	Granlund	Murray, Kevin	
Bordonaro	Harvey	Murray, Willard	
Brewer	Hawkins	Napolitano	

NOES—27

Alby	Caldera	House	Mazzoni
Bates	Campbell	Isenberg	McPherson
Bowen	Cannella	Katz	Rainey
Bowler	Cunneen	Knowles	Sher
Brown	Figueroa	Knox	Sweeney
Brulte	Friedman	Lee	Villaraigosa
Burton	Hauser	Machado	

Bill ordered transmitted to the Senate immediately.

OBJECTION TO VOTE ADDS

Assembly Member Conroy withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 7.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 711

ASSEMBLY BILL NO. 711 (Richter)—An act to amend Sections 4551.9, 4593, 4593.3, 4593.7, 4593.8, 4593.9, 4593.11, 4594, 4594.2, 4594.4, 4594.6, and 4594.7 of, to amend and renumber Section 4593.2 of, and to add Section 4593.2 to, the Public Resources Code, and to amend Sections 13 and 14 of Chapter 1290 of the Statutes of 1989, relating to forest practices.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Cannella	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Weggeland
Boland	Harvey	Morrow	Woods
Bordonaro	Hawkins	Murray, Willard	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—27

Alpert	Caldera	Friedman	McPherson
Archie-Hudson	Campbell	Gallegos	Murray, Kevin
Baca	Cunneen	Isenberg	Napolitano
Bates	Davis	Knox	Sher
Bowen	Ducheny	Kuehl	Sweeney
Brown	Escutia	Lee	Villaraigosa
Burton	Figueroa	Mazzoni	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 979

ASSEMBLY BILL NO. 979 (Thompson)—An act to amend Sections 44277, 44421, 44661, 44663, 44929.21, 44929.23, and 44948.3 of, to add Sections 44251.5 and 44666 to, and to repeal and add Section 44251 of, the Education Code, relating to certificated school employees.

Bill read third time, and refused passage by the following vote:

AYES—30

Ackerman	Brewer	Knight	Richter
Alby	Brulte	Kuykendall	Rogan
Baldwin	Conroy	Margett	Thompson
Battin	Goldsmith	Miller	Weggeland
Baugh	Harvey	Morrissey	Woods
Boland	Hawkins	Olberg	Mr. Speaker
Bordonaro	Hoge	Poochigian	
Bowler	House	Rainey	

NOES—35

Aguiar	Campbell	Gallegos	Murray, Kevin
Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Vasconcellos
Burton	Firestone	Mazzoni	Villaraigosa
Caldera	Friedman	McPherson	

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1019

ASSEMBLY BILL NO. 1019 (Rainey)—An act to add Article 1.5 (commencing with Section 6530) to Chapter 5 of Division 7 of Title 1 of the Government Code, relating to transportation.

Bill read third time, and refused passage by the following vote:

AYES—36

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cunneen	Knowles	Richter
Baldwin	Frusetta	Margett	Rogan
Battin	Goldsmith	McPherson	Setencich
Baugh	Granlund	Miller	Takasugi
Boland	Harvey	Morrissey	Thompson
Bordonaro	Hawkins	Morrow	Weggeland
Bowler	Hoge	Olberg	Woods
Brulte	House	Poochigian	Mr. Speaker

NOES—31

Alpert	Campbell	Hauser	Mazzoni
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figueroa	Kuykendall	Sweeney
Burton	Friedman	Lee	Villaraigosa
Caldera	Gallegos	Machado	

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. 124 (Rainey)—An act to amend Section 12814 of the Food and Agricultural Code, relating to economic poisons.

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. 166 (Cannella)—An act to amend Section 22009.03 of the Government Code, relating to public employees, 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. 363 (Cannella)—An act to amend Section 1784 of the Fish and Game Code, relating to wetlands habitat.

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. 420 (Weggeland)—An act to amend Section 35789.5 of, and to add Section 35790.1 to, the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1275 (McDonald)—An act to add Section 33320.5 to the Education Code, and to add Section 10619 to the Welfare and Institutions Code, relating to child care programs.

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. 1285 (Hauser)—An act relating to coastal resources.

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. 1346 (Baldwin)—An act to amend Section 1214.1 of the Penal Code, relating to civil assessments, 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. 1530 (Richter)—An act to amend Sections 25216 and 25218.8 of, and to add Article 10.9 (commencing with Section 25219) to Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 15018 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.)

ASSEMBLY BILL NO. 1588 (Conroy)—An act to amend Section 709 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.)

ASSEMBLY BILL NO. 1724 (McPherson)—An act to amend Section 53097 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.)

ASSEMBLY BILL NO. 1924 (Conroy)—An act to add Section 5001 to the Education 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.)

ASSEMBLY BILL NO. 1524 (Granlund)—An act to amend Sections 366.21, 366.26, 16100, 16122, and 16501 of, and to amend, repeal, and add Section 361.5 of, the Welfare and Institutions Code, relating to children.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1607 (Brewer)—An act to amend Section 1808 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1652 (Escutia)—An act to amend Section 261.5 of the Penal Code, relating to statutory rape.

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. 1832 (Speier)—An act to add Section 270i to the Penal Code, relating to support orders.

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. 1980 (Figueroa)—An act to add Section 1596.859 to the Health and Safety Code, relating to child day care facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1438 (Campbell)—An act to amend Section 56366.7 of the Education Code, relating to special 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.)

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

Ackerman	Campbell	Isenberg	Napolitano
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	Escutia	Kuykendall	Sher
Battin	Figueroa	Lee	Sweeney
Baugh	Firestone	Machado	Takasugi
Boland	Friedman	Margett	Thompson
Bordonaro	Frusetta	Martinez	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Murray, Willard	

NOES—None

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 Les Sholty, of Los Angeles.

REQUEST TO TEMPORARILY SUSPEND RULES TO EXPUNGE RECORD AND RESCIND ACTION

Assembly Member Willard Murray requested unanimous consent to temporarily suspend the rules to request that the record be expunged and the action rescinded whereby a roll call vote was taken on the motion to reconsider the vote whereby Assembly Bill No. 185 was refused passage.

Assembly Member Kuehl withheld unanimous consent.

Objection Withdrawn

Assembly Member Kuehl withdrew her objection to the request by Assembly Member Willard Murray.

Further Request to Temporarily Suspend Rules to Expunge Record and Rescind Action

Assembly Member Willard Murray renewed his request for unanimous consent to temporarily suspend the rules to request that the record be expunged and the action rescinded whereby a roll call vote was taken on the motion to reconsider the vote whereby Assembly Bill No. 185 was refused passage.

Assembly Member Battin withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS (RESUMED) MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1977: Alby, Alpert, Battin, Boland, Brewer, Burton, Bustamante, Cannella, Cortese, Ducheny, Goldsmith, Hoge, Knox, Kuehl, Machado, McDonald, Willard Murray, Napolitano, Olberg, Sher, Speier, Tucker, Vasconcellos, and Weggeland—Aye.

Assembly Bill No. 299: Alby, Battin, Boland, Brewer, Brown, Burton, Bustamante, Cannella, Cortese, Ducheny, Goldsmith, Hoge, Knox, Kuehl, Lee, Machado, McDonald, Willard Murray, Napolitano, Olberg, Sher, Speier, Tucker, and Vasconcellos—Aye.

Assembly Bill No. 856: Bustamante, Davis, Katz, Takasugi, and Tucker—Aye; Brown, Martinez, McDonald, and Vasconcellos—No.

Assembly Bill No. 1490: Bustamante, Knox, McDonald, Sher, Takasugi, Tucker, and Vasconcellos—Aye; Burton and Martinez—No.

Assembly Bill No. 1734: Brown, Brulte, Burton, Bustamante, Caldera, Katz, Knox, Kuehl, Martinez, Speier, and Sweeney—Aye.

Assembly Bill No. 1952: Bowen, Bustamante, Escutia, Katz, and Machado—Aye; Burton, Kuehl, Lee, Kevin Murray, and Vasconcellos—No.

Assembly Bill No. 1961: Bustamante, Katz, Knox, Martinez, and Vasconcellos—No.

Assembly Bill No. 90: Firestone, Knox, Kuykendall, Martinez, Mazzoni, Tucker, and Weggeland—Aye.

Assembly Bill No. 127: Bustamante, Ducheny, Granlund, Martinez, and Woods—Aye; Tucker and Vasconcellos—No.

Assembly Bill No. 298: Caldera, Martinez, McPherson, Tucker, and Vasconcellos—No.

Assembly Bill No. 380: Caldera, Cunneen, Martinez, Kevin Murray, Olberg, Speier, and Tucker—Aye.

Assembly Bill No. 607: Cortese—Aye; Baca, Davis, Knox, Martinez, McDonald, and Tucker—No.

Assembly Bill No. 795: Bustamante, Cortese, Kaloogian, and Machado—Aye; Bates, Firestone, Martinez, and McDonald—No.

Assembly Bill No. 841: Bates, Goldsmith, Kaloogian, Knight, McDonald, and Olberg—Aye.

Assembly Bill No. 892: Bowen, Bustamante, Goldsmith, Kaloogian, Machado, and Speier—Aye; Knox and McDonald—No.

Assembly Bill No. 926: Bustamante, Kaloogian, and Weggeland—Aye; Burton, Lee, and McDonald—No.

Assembly Bill No. 1058: Bustamante, Katz, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1081: Bordonaro, Bustamante, Cunneen, Firestone, Granlund, Katz, Kuykendall, Poochigian, and Rogan—Aye; Baugh, Hawkins, and Kaloogian—No.

Assembly Bill No. 1357: Brown, Bustamante, and Davis—Aye; Bates, Firestone, Katz, and McPherson—No.

Assembly Bill No. 1826: Bustamante, Davis, Kuehl, and Lee—Aye; Bates—No.

Assembly Bill No. 1239: Alpert, Baca, Bustamante, and Katz—Aye; Bates and Kevin Murray—No.

Assembly Bill No. 209: Alpert, Bates, Bustamante, Davis, Katz, Machado, Kevin Murray, Speier, and Takasugi—Aye; Lee—No.

Assembly Bill No. 321 and Urgency: Bowen, Katz, and Olberg—Aye.

Assembly Bill No. 669: Alpert, Bowen, Katz, and Poochigian—Aye.

Assembly Bill No. 1678: Cunneen, Davis, Goldsmith, Kuykendall, and McPherson—Aye; Baca, Cannella, Ducheny, and Martinez—No.

Assembly Bill No. 344: Goldsmith, Hawkins, McDonald, McPherson, and Takasugi—Aye; Olberg—No.

Assembly Bill No. 1322, Motion to Table Bates Amendments: Cunneen and McPherson—Aye; McDonald—No.

Assembly Bill No. 1322, Motion to Table Figueroa Amendments: McDonald—No.

Assembly Bill No. 1322: Martinez, McDonald, and Willard Murray—No.

Assembly Bill No. 37: Burton, Bustamante, Davis, Lee, McDonald, Willard Murray, and Speier—Aye; Martinez—No.

Assembly Bill No. 1474: Cannella and McDonald—No.

Assembly Bill No. 1221: Burton, Bustamante, Cannella, Cortese, Lee, Machado, McDonald, and Kevin Murray—Aye; Martinez—No.

Assembly Bill No. 1675: Bustamante, Kaloogian, Lee, Machado, Miller, Willard Murray, Olberg, and Takasugi—Aye; Martinez—No.

Assembly Bill No. 1387: Bustamante, Davis, Ducheny, Goldsmith, Machado, and Willard Murray—Aye; Burton and Lee—No.

Assembly Bill No. 1729: Bustamante and Kuehl—No.

Assembly Bill No. 707: Bustamante—No.

Assembly Bill No. 1352: Machado—Aye; Bustamante—No.

Assembly Bill No. 164: Bustamante, Knox, McDonald, McPherson, and Kevin Murray—No.

Assembly Bill No. 572: Davis and Machado—No.

Assembly Bill No. 252: Baca, Davis, Granlund, and Woods—Aye; Bowen—No.

Assembly Bill No. 1646: Bustamante, Cannella, Cortese, Ducheny, Granlund, Machado, Martinez, McDonald, Kevin Murray, Willard Murray, Sweeney, and Takasugi—Aye; Burton—No.

Assembly Bill No. 881: Brewer, Cannella, Cortese, Granlund, Machado, Sweeney, and Takasugi—Aye; Burton, Ducheny, Lee, and Willard Murray—No.

Assembly Bill No. 195: Cannella, Ducheny, Granlund, Machado, and Takasugi—Aye; Burton, Lee, Martinez, and Willard Murray—No.

Assembly Bill No. 260: Bustamante, Cannella, Cortese, Davis, Granlund, and Martinez—Aye; Burton, Lee, Willard Murray, Napolitano, and Sweeney—No.

Assembly Bill No. 857: Granlund, Machado, Morrissey, and Napolitano—Aye; Bowen, Burton, and Martinez—No.

Assembly Bill No. 1403: Brown, Machado, Martinez, and Morrissey—Aye; Burton—No.

Assembly Bill No. 1700: Burton, Bustamante, Machado, Morrissey, Kevin Murray, Olberg, and Vasconcellos—Aye; Martinez—No.

Assembly Bill No. 14: Davis, Morrissey, and Kevin Murray—Aye; Burton, Firestone, Gallegos, Lee, and Martinez—No.

Assembly Bill No. 508: Bowen, Cannella, Cortese, Goldsmith, Martinez, and Vasconcellos—Aye.

Assembly Bill No. 1460: Bowen, Cannella, Cortese, Escutia, Goldsmith, Martinez, and Kevin Murray—Aye.

Assembly Bill No. 1495, Motion to Table Bowen Amendments—Set 2: Kaloogian and Willard Murray—Aye; Vasconcellos—No.

Assembly Bill No. 1376: Bordonaro, Brown, Goldsmith, Kevin Murray, and Willard Murray—Aye.

Assembly Bill No. 1723: Goldsmith and Vasconcellos—Aye.

Assembly Bill No. 432: Bustamante—Aye; Willard Murray and Vasconcellos—No.

Assembly Bill No. 1348: Bustamante, Mazzoni, and Miller—Aye; Bowen, Burton, Lee, and McDonald—No.

Assembly Bill No. 1730: Bustamante and Vasconcellos—No.

Assembly Bill No. 1389: Bustamante and Kuykendall—Aye; Burton and Mazzoni—No.

Assembly Bill No. 1073: Bustamante and Vasconcellos—No.

Assembly Bill No. 800: Bustamante and Vasconcellos—Aye.

Assembly Bill No. 462: Bowen and Bustamante—Aye; Burton—No.

Assembly Bill No. 890: Bowen and Bustamante—Aye; Burton and Lee—No.

Assembly Bill No. 1562: Miller, Rainey, Vasconcellos, and Weggeland—Aye.

Assembly Bill No. 1373: Burton, Kuehl, and McDonald—No.

Assembly Bill No. 1195: Cortese—No.

Assembly Bill No. 1650: Bowen—Aye.

Assembly Bill No. 1752: Machado and Willard Murray—No.

Assembly Bill No. 978, Motion to Table Katz Amendments: Vasconcellos—No.

Assembly Bill No. 1026: Baca and Cortese—Aye.

Assembly Bill No. 267: Bowen—Aye.

Assembly Bill No. 1353: Vasconcellos—No.

Assembly Bill No. 528: Vasconcellos—No.

Assembly Bill No. 587: Bowen—Aye.

Assembly Bill No. 1495, Motion to Table Bates Amendments: Vasconcellos—No.

Assembly Bill No. 1553: Vasconcellos—No.

Assembly Bill No. 501: Vasconcellos—No.

Assembly Bill No. 198, Motion to Table Cannella Amendments: Kuykendall—Aye; Vasconcellos—No.

Assembly Bill No. 198: Poochigian and Vasconcellos—Aye; Lee and Martinez—No.

Assembly Bill No. 614: Brown, Davis, Goldsmith, Kuehl, Machado, Napolitano, and Sweeney—Aye.

Assembly Bill No. 1105: Brown and Vasconcellos—No.

Assembly Bill No. 779, Motion to Table Isenberg Amendments: Vasconcellos—No.

Assembly Bill No. 779: Boland and Bustamante—Aye.

Assembly Bill No. 1537 and Urgency: Vasconcellos—Aye.

Assembly Bill No. 98: Baca, Cortese, and Vasconcellos—No.

Assembly Bill No. 978: Cortese—Aye; Kuehl and Vasconcellos—No.

Assembly Bill No. 1813, Motion to Reconsider: Vasconcellos—No.

Assembly Bill No. 931, Motion to Reconsider: Vasconcellos—No.

Assembly Bill No. 384: Vasconcellos—No.

Escutia Appeal from Decision of Chair: Vasconcellos—Aye.

Assembly Bill No. 735: Cortese—Aye; Vasconcellos—No.

Assembly Bill No. 1084: Goldsmith—Aye.

CAUCUS ANNOUNCEMENTS

Assembly Member Katz announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

MOTION TO ADJOURN

At 10:44 p.m., Assembly Member Bowler moved that the Assembly do now adjourn.

Assembly Member Aguiar seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Kuehl 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 Bowler that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:45 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, introduced the following students from Whittier College: Deanna P. Sarrantes, Corey M. Johnson, Kelly A. Kinnard, Andrew J. Murphy, Irene L. Rodriguez, George L. Soffa, Amanda E. Vaughn, Nathaniel H. Goetz, Hermin N. Kamel, Manuel Marin Jr., William J. Peirro, Chris R. Sciarra, Brandon G. Valeriano, and Jennifer A. Winet, and their professor Dr. Harvey.

ADJOURNMENT

At 10:45 p.m., pursuant to the motion by Assembly Member Bowler, the Assembly adjourned until 9 a.m., Thursday, February 1, 1996, out of respect to the memory of Bernard Crittenden and Les Sholty, on motion of Assembly Member Bowen; out of respect to the memory of Lillian I. "Tiny" Hicks, Eva Floystrup, and Elaine M. Adams, on motion of Assembly Member Sweeney; and out of respect to the memory of Andrea Maria Rodriguez-Paz, on motion of Assembly Member Machado.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 31, 1996

The following measures were amended in the Assembly on this day:

Senate Bill

668 (Conf.)

Amendments were considered by the Assembly, but not adopted, to the following measures:

Assembly Bills

98 (Knox amendments, RN 9605701 (ruled not germane))
198 (Cannella amendments—Set 1, RN 9605687, laid upon the table)
252 (Isenberg amendments, RN 9605070, laid upon the table)
508 (Brown amendments, RN 9605749, laid upon the table)
779 (Isenberg amendments, RN 9605747, laid upon the table)
978 (Katz amendments, RN 9605720, laid upon the table)
1322 (Bates amendments—Set 1, RN 9605678, laid upon the table)
1322 (Figueroa amendments—Set 2, RN 9605679, laid upon the table)
1495 (Bates amendments—Set 1, RN 9605631, laid upon the table)
1495 (Bowen amendments—Set 2, RN 9605571, laid upon the table)
1537 (Speier amendments—Set 1, RN 9605535, laid upon the table)
1537 (Cannella amendments—Set 2, RN 9605543, laid upon the table)
1537 (Speier amendments—Set 3, RN 9605539, laid upon the table)
1537 (Gallegos amendments—Set 4, RN 9605544, laid upon the table)
1537 (Cannella amendments—Set 5, RN 9605536, laid upon the table)
1537 (Cannella amendments—Set 6, RN 9605525, laid upon the table)

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 1, 1996

ONE HUNDRED SIXTY-SECOND SESSION DAY

FOUR HUNDRED TWENTY-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
Thursday, February 1, 1996

The Assembly met at 9:05 a.m.

Hon. Fred Aguiar, 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 Baldwin moved a quorum call of the Assembly. Motion carried. Time, 9:06 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:36 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knight	Rainey
Archie-Hudson	Davis	Knowles	Richter
Baca	Ducheny	Knox	Rogan
Baldwin	Escutia	Kuehl	Setencich
Bates	Figueroa	Kuykendall	Sher
Battin	Firestone	Lee	Speier
Baugh	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Loving Lord, Strengthen our faith in You, so that our faith may be a sure defense and safeguard against all harm. Endow us with the power to deepen our devotion to You and to seek greater holiness in our life. O Holy God, send Your grace upon us and those who pray with us, to sanctify us and our loved ones, now and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Ducheny 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 Isenberg.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Bowen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 31, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to request that I be excused from Session on Thursday, February 1st. I will be in my district on legislative business.

Feel free to call me should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 1, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that the Rules Committee adopted a policy to restrict the use of cellular telephones on the Assembly floor, at the back of the Chambers, and in the Gallery. Telephones will be made available on each side of the Assembly for use by Members during floor session.

Also, in order to reduce the amount of time spent on motions and resolutions, the Rules Committee adopted a policy to adjourn in the memory of someone who has passed away. The name of the person who is to be memorialized will be put across the desk to be printed in the Daily Journal.

Sincerely,

CURT PRINGLE

REPORTS

The following reports were presented by the Chief Clerk:

Sixth Annual Report Job Classifications of Employees Paid Benefits from the Uninsured Employers Fund (UEF), Fiscal Year 1994–95 (Pursuant to Labor Code Section 3716.5)

Above transmitted report, together with letter of transmittal from Lloyd W. Aubry, Jr., Director, Department of Industrial Relations, San Francisco, dated January 18, 1996, referred by the Speaker to the Committee on Insurance.

Department of Industrial Relations Annual Report for Fiscal Year 1994–95 (Pursuant to Public Contracts Code Section 10115.5)

Above transmitted report, together with letter of transmittal from Lloyd W. Aubry, Jr., Director, Department of Industrial Relations, San Francisco, dated January 18, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

Hazard Evaluation System and Information Service, Annual Report January–December, 1995 (Pursuant to Labor Code Section 147.2)

Above transmitted report, together with letter of transmittal from Lloyd W. Aubry, Jr., Director, Department of Industrial Relations, San Francisco, dated January 18, 1996, referred by the Speaker to the Committee on Labor and Employment.

The Effectiveness of the California Surface Mining and Reclamation Act (Pursuant to AB 3551, Chapter 1097, Statutes of 1990)

Above transmitted report, together with letter of transmittal from Elin D. Miller, Director, Department of Conservation, Sacramento, dated January 22, 1996, referred by the Speaker to the Committee on Natural Resources.

Local Government State Grant, Status Report December 1995 (Pursuant to 95/96 Budget Act, Item #1760-491)

Above transmitted report, together with letter of transmittal from Fred Hummel, FAIA Acting State Architect, Division of the State Architect, Sacramento, dated January 18, 1996, referred by the Speaker to the Committee on Budget.

Department of Industrial Relations, Division of Apprenticeship Standards & California Apprenticeship Council, Annual Report on Activities to the Legislature and the Public 1994 (Pursuant to Labor Code Section 3073.5)

Above transmitted report, together with letter of transmittal from Lloyd W. Aubry, Jr., Director, Department of Industrial Relations, San Francisco, dated December 31, 1995, referred by the Speaker to the Committee on Labor and Employment.

Child Abuser Vertical Prosecution Program, Annual Report to the Legislature, October 1995 (Pursuant to Penal Code Section 999(y))

Above transmitted report, together with letter of transmittal from Ray Johnson, Executive Director, Office of Criminal Justice Planning, Sacramento, dated January 24, 1996, referred by the Speaker to the Committee on Public Safety.

The Plan to Convert the Public Safety Microwave Network to Digital Technology (Pursuant to Supplemental Report of the 1995 Budget Act, Item #1760-001-666, #3)

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated January 22, 1996, referred by the Speaker to the Committee on Budget.

Transactions Under the Davis-Grunsky Act Through December 31, 1994 (Pursuant to Water Code Section 12890.4)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated January 17, 1996, referred by the Speaker to the Committee on Water, Parks and Wildlife.

General Plan, Sale of State School Land on Mendocino County (Pursuant to Public Resources Code, Section 6373)

Above transmitted report, together with letter of transmittal from Robert C. Hight, Executive Officer, California State Lands Commission, Sacramento, dated January 22, 1996, referred by the Speaker to the Committee on Natural Resources.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2121—Alby. An act to amend Section 290.4 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 2122—Alpert. An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2123—Mazzoni. An act to amend Section 3212 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2124—Frusetta. An act to amend Section 7048 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 2125—Figueroa and Cunneen. An act to add Article 8 (commencing with Section 124170) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 273.4 to the Penal Code, relating to female genital mutilation.

ASSEMBLY BILL NO. 2126—Willard Murray.—An act to amend Section 23399 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2127—Alby. An act to amend Section 290.4 of the Penal Code, relating to sex offenders.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 33—Thompson, Ackerman, Aguiar, Alby, Baldwin, Battin, Boland, Bordonaro, Bowler, Brewer, Conroy, Cunneen, Granlund, Hoge, House, Kaloogian, Knight, Knowles, Kuykendall, McPherson, Morrissey, Olberg, Poochigian, Pringle, Rogan, Setencich, and Woods. Relative to commending the Roman Catholic Church in California.

AUTHOR'S AMENDMENTS

Committee on Utilities and Commerce

February 1, 1996

Mr. 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 Elections, Reapportionment and Constitutional Amendments

February 1, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 913

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 913—An act to amend Sections 82011, 86103, 87203, 87204, and 87205 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; author's amendments, 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

February 1, 1996

Mr. 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.

PRINGLE, Chairman

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.

AUTHOR'S AMENDMENTS
Committee on Budget

February 1, 1996

Mr. 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.

MILLER, 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 XIIIB 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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: February 1, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 174

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

Speaker pro Tempore Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marie "Mitzi" Gazich, Dolores Martin, and Paul Luis, of Chino.

ASSEMBLY CONCURRENT RESOLUTION NO. 52 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Kuehl was granted unanimous consent to take up Assembly Concurrent Resolution No. 52, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 52—Relative to Celebrating California Nonprofits Week.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 52

Assembly Member Kuehl was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 52 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Alpert, Archie-Hudson, Baca, Baldwin, Brown, Bustamante, Cunneen, Davis, Ducheny, Escutia, Firestone, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hauser, House, Isenberg, Kaloogian, Katz, Knox, Kuykendall, Lee, Machado, Margett, Martinez, Mazzoni, McDonald, McPherson, Kevin Murray, Napolitano, Rainey, Setencich, Sher, Speier, Sweeney, Takasugi, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member Kuehl was granted unanimous consent to take up Assembly Concurrent Resolution No. 52, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 52, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 52—Relative to Celebrating California Nonprofits Week.

Resolution read, as amended, and adopted by the following vote:

AYES—68

Ackerman	Bustamante	Hawkins	Morrissey
Aguiar	Caldera	House	Murray, Kevin
Alby	Campbell	Isenberg	Napolitano
Alpert	Cannella	Kaloogian	Olberg
Archie-Hudson	Conroy	Katz	Poochigian
Baca	Cunneen	Knight	Rainey
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Martinez	Thompson
Brewer	Granlund	Mazzoni	Villaraigosa
Brown	Hannigan	McDonald	Weggeland
Brulte	Harvey	McPherson	Woods
Burton	Hauser	Miller	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate immediately.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member McPherson announced that the Committee on Elections, Reapportionment and Constitutional Amendments would meet today, upon adjournment of Floor session, in Room 437.

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. 482, on request of Assembly Member Goldsmith.

MOTION BY ASSEMBLY MEMBER ARCHIE-HUDSON

Assembly Member Archie-Hudson moved that the "Woman of the Year" celebration be March 18, 1996.

Assembly Member Kuehl seconded the motion.

Motion to Refer Motion to Committee

Assembly Member Alby moved to refer the motion by Assembly Member Archie-Hudson to the Committee on Rules.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion out of order as Assembly Member Alby spoke prior to making the motion.

Motion to Refer Motion to Committee

Assembly Member Brewer moved to refer the motion by Assembly Member Archie-Hudson to the Committee on Rules.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—33

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Sher
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Brown	Friedman	Machado	Vasconcellos
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	Mazzoni	
Caldera	Hauser	McDonald	
Campbell	Isenberg	Murray, Kevin	

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1095 (Martinez)—An act to add and repeal Section 6253.7 of the Government Code, and to add and repeal Section 489.1 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—71

Ackerman	Caldera	House	Murray, Kevin
Aguiar	Campbell	Isenberg	Napolitano
Alby	Cannella	Kaloogian	Olberg
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Frusetta	Machado	Speier
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McDonald	Villaraigosa
Brown	Harvey	McPherson	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mr. Speaker
Bustamante	Hoge	Morrow	

NOES—None

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Committee on Rules would meet today, 30 minutes after adjournment of Floor session, in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 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 Concurrent Resolution No. 52, Coauthors: Harvey, Margett, McDonald, and Villaraigosa—Aye.

Assembly Concurrent Resolution No. 52: Harvey, Margett, McDonald, and Villaraigosa—Aye.

Brewer Motion to Refer to Committee: Goldsmith and Margett—Aye; Villaraigosa—No.

Assembly Bill No. 1095, Concurrence: Brulte, Margett, Speier, and Villaraigosa—Aye.

MOTION TO ADJOURN

At 9:53 a.m., Assembly Member Kuehl moved that the Assembly do now adjourn.

Assembly Member Rogan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:54 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 1, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 44

And reports the same correctly enrolled, and presented to the Secretary of State on the 1st day of February, 1996, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, February 1, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 46

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 46—Relative to Domestic Violence Awareness Month.

MESSAGES FROM THE SENATE

Senate Chamber, February 1, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Kelley, Kopp and Costa as a Committee on Conference concerning:

Senate Bill No. 457.

JOHN W. ROVANE, Acting Secretary of the Senate

BILLS WHICH DIED ON FILE PURSUANT TO CONSTITUTION—ART. IV, SEC. 10(C)

The following bills died on the inactive file:

Assembly Bills Nos. 369, 1391, 1634, 407, 20, 1340, 1449, 1544, 538, 1186, 111, 612, 1220, 745, 53, 1848, 1193, 865, 1401, and 565.

The following bill died on the third reading file:

Assembly Bill No. 121.

BILLS WHICH DIED AT THE DESK WITHOUT FURTHER ACTION

The following Assembly Bills died at the Desk without further action:

Assembly Bills Nos. 148, 345, 375, 395, 418, 478, 499, 516, 523, 579, 623, 822, 860, 875, 876, 895, 945, 986, 1007, 1033, 1144, 1155, 1172, 1259, 1321, 1323, 1347, 1354, 1356, 1367, 1430, 1473, 1500, 1527, 1548, 1614, 1637, 1718, 1760, 1775, 1801, 1827, 1882, 1888, 1891, 1893, 1895, 1896, 1897, 1899, and 1981.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Kuehl, the Assembly adjourned until 11 a.m., Monday, February 5, 1996, out of respect to the memory of Marie "Mitzi" Gazich, Dolores Martin, and Paul Luis, on motion of Speaker pro Tempore Aguiar.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 1, 1996

The following measures were amended in the Assembly on this day:

ACA	RN
25	9534197

SB	RN
207	9605768
913	9600847

SCR	RN
1	9605556

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 5, 1996

ONE HUNDRED SIXTY-THIRD SESSION DAY

FOUR 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
Monday, February 5, 1996

The Assembly met at 11:20 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Ackerman moved a quorum call of the Assembly.

Motion carried. Time, 11:21 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

At 11:27 a.m., Speaker Curt Pringle, 68th District, presiding

Quorum Present

At 11:28 a.m., Speaker Pringle declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

Ackerman	Caldera	Hoge	Napolitano
Aguiar	Campbell	House	Olberg
Alby	Cannella	Isenberg	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Escutia	Kuykendall	Speier
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Burton	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	

PRAYER

Upon invitation of Speaker Pringle, the following prayer was offered by Bishop William K. Weigand, of the Sacramento Catholic Diocese:

Blessed are You, O Lord Our God! For You are our Creator and Lord, the source of life and truth and justice. We praise You and worship You. We acknowledge the sacred dignity that You have given to all men and women, each made to Your "image and likeness." You have given a share in Your providential care over this state to these distinguished members of the State Assembly.

Today we ask Your blessing upon these Your servants. Give them wisdom. Grant them courage and strength. Endow them with a thirst for justice, deep respect for each person, and zeal to serve adequately the needs of all. Through their leadership and action, Lord God, may the citizens of this state be served in light of their dignity as human beings and their need to live in solidarity with others. Lord, if anyone is to be favored, let this august body be blessed with the moral strength to favor those in our midst who are most vulnerable, those with the greatest needs.

Bless these servants of California in all their weighty deliberations this day. All this we pray with the confidence of sons and daughters, sure of Your fatherly love and providential care.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Pringle, 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 Rogan, seconded by Assembly Member Aguiar.

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 Willard Murray.

On legislative business, and waiving per diem: Assembly Member Kaloogian.

On personal business, and waiving per diem: Assembly Member McDonald.

Because of illness: Assembly Member Figueroa.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 31, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to important legislative business in my district, I will be unable to attend the Floor Session scheduled for Monday, February 5, 1996.

Please note my absence in the Daily Journal. I waive per diem for the day.

Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

February 5, 1996

Honorable Curt Pringle
Speaker of the Assembly

Dear Honorable Pringle: This is to request that I be excused from Session on February 5, 1996, due to Legislative Business in the district.

Sincerely,

WILLARD H. MURRAY, Assembly Member
Fifty-second District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 5, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised of the following appointments to the Joint Committee on Worker's Compensation: Assembly Members Alby, Brewer, Brulte, Knowles and Tucker.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 5, 1996

Mr. 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, February 5, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1095

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m. Feburary 5, 1996.

E. DOTSON WILSON, Chief Clerk

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 Kathy Skeie, of Rio Linda.

RESOLUTIONS

The following resolution was offered:

Assembly Concurrent Resolution No. 53

By Assembly Member Cunneen.

Relative to Random Acts of Kindness Week.

WHEREAS, Random acts of kindness are those sweet or lovely things that we do for no reason except that, momentarily, the best of our humanity has sprung into full bloom; and

WHEREAS, In 1982, an individual named Ann Herbert penned a very special phrase—"Practice random kindness and senseless acts of beauty"; and

WHEREAS, Random Acts of Kindness Week is a way to counteract random acts of violence, and the first Random Acts of Kindness Week took place in February 1995; since then, the nonprofit Random Acts of Kindness Foundation has been formed, and orchestrates the annual awareness campaign each February; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the week of February 12 through February 18, 1996, be recognized as Random Acts of Kindness Week, and that the public be urged to observe this week with appropriate individual or group activities; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the author for appropriate distribution.

REQUEST TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 53 BY UNANIMOUS CONSENT

Assembly Member Cunneen requested unanimous consent to take up Assembly Concurrent Resolution No. 53, without reference to committee, print, or file.

Assembly Member Martinez withheld unanimous consent.

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 1147 (Watson)—An act to add Section 14085.52 to, and to add and repeal Sections 14105.985 and 14163.5 of, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

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.

ANNOUNCEMENTS

Speaker Pringle announced new policies adopted by Rules Committee on February 1, 1996 restricting the use of cellular phones on the Assembly Floor, rear of the Chamber, and Gallery; and advising Members to submit names of individuals to be memorialized in the Assembly Journal to the Desk, rather than under Motions and Resolutions during Floor session.

OBJECTION WITHDRAWN

Assembly Member Martinez withdrew her objection to the request by Assembly Member Cunneen to take up Assembly Concurrent Resolution No. 53, without reference to file.

ASSEMBLY CONCURRENT RESOLUTION NO. 53 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Assembly Concurrent Resolution No. 53, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 53—Relative to Random Acts of Kindness Week.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 53

Assembly Member Cunneen was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 53 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors.

Ackerman, Aguiar, Alpert, Archie-Hudson, Baca, Baldwin, Baugh, Boland, Bowen, Brown, Burton, Caldera, Davis, Firestone, Friedman, Frusetta, Goldsmith, Harvey, Hauser, Hawkins, Hoge, House, Katz, Knight, Knox, Kuehl, Kuykendall, Machado, Martinez, Mazzoni, McPherson, Miller, Kevin Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Richter, Setencich, Sher, Speier, Sweeney, Takasugi, Tucker, Vasconcellos, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member Cunneen was granted unanimous consent to take up Assembly Concurrent Resolution No. 53, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 53, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 53—Relative to Random Acts of Kindness Week.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 44 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member McPherson was granted unanimous consent to take up Senate Concurrent Resolution No. 44, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 44—Relative to College Awareness Month.

Resolution read.

Members Made Coauthors of Senate Concurrent Resolution No. 44

Assembly Member McPherson was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 44 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alpert, Archie-Hudson, Baca, Baldwin, Battin, Baugh, Boland, Bowen, Brown, Brulte, Burton, Caldera, Cannella, Conroy, Cunneen, Davis, Ducheny, Escutia, Firestone, Friedman, Frusetta, Gallegos, Goldsmith, Granlund, Harvey, Hauser, Hawkins, Hoge, House, Isenberg, Katz, Knight, Knox, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, Mazzoni, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Richter, Setencich, Sher, Speier, Sweeney, Takasugi, Tucker, Vasconcellos, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member McPherson was granted unanimous consent to take up Senate Concurrent Resolution No. 44, as amended, without reference to file.

Consideration of Senate Concurrent Resolution No. 44, as Amended

SENATE CONCURRENT RESOLUTION NO. 44—Relative to College Awareness Month.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1397 (Poochigian)—An act to amend Section 1463.007 of the Penal Code, and to amend Sections 207, 207.1, 208.1, 210, 210.1, 210.2, 229, 727.1, 872, 885, 886.5, 896, and 1857 of the Welfare and Institutions Code, relating to corrections, 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—69

Ackerman	Cannella	Isenberg	Olberg
Aguiar	Conroy	Katz	Poochigian
Alby	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Archie-Hudson	Ducheny	Knox	Rogan
Baca	Escutia	Kuehl	Setencich
Baldwin	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Sweeney
Baugh	Frusetta	Machado	Takasugi
Boland	Gallegos	Margett	Thompson
Bordonaro	Goldsmith	Martinez	Tucker
Bowen	Granlund	Mazzoni	Vasconcellos
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Burton	Hoge	Murray, Kevin	
Caldera	House	Napolitano	

NOES—1

Villaraigosa

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Cannella	Isenberg	Olberg
Aguiar	Conroy	Katz	Poochigian
Alby	Cunneen	Knight	Rainey
Alpert	Davis	Knowles	Richter
Archie-Hudson	Ducheny	Knox	Rogan
Baca	Escutia	Kuehl	Setencich
Baldwin	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Sweeney
Baugh	Frusetta	Machado	Takasugi
Boland	Gallegos	Margett	Thompson
Bordonaro	Goldsmith	Martinez	Tucker
Bowen	Granlund	Mazzoni	Vasconcellos
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Burton	Hoge	Murray, Kevin	
Caldera	House	Napolitano	

NOES—1

Villaraigosa

Above bill ordered enrolled.

BILL RETURNED TO SENATE

Without objection, Assembly Member Takasugi returned Assembly Bill No. 1668 to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1418 (Bordonaro)—An act to add Section 1597.41 to the Health and Safety Code, relating to child day care facilities, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Ackerman	Bustamante	Harvey	Morrow
Aguiar	Caldera	Hauser	Murray, Kevin
Alby	Cannella	Hawkins	Napolitano
Alpert	Conroy	Hoge	Olberg
Archie-Hudson	Cortese	House	Poochigian
Baca	Cunneen	Isenberg	Rainey
Baldwin	Davis	Knight	Rogan
Battin	Ducheny	Knox	Setencich
Baugh	Escutia	Kuykendall	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Thompson
Bowen	Frusetta	Martinez	Tucker
Bowler	Gallegos	Mazzoni	Villaraigosa
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Hannigan	Morrissey	

NOES—5

Bates	Kuehl	Speier
Burton	Richter	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

Ackerman	Bustamante	Harvey	Morrow
Aguiar	Caldera	Hauser	Murray, Kevin
Alby	Cannella	Hawkins	Napolitano
Alpert	Conroy	Hoge	Olberg
Archie-Hudson	Cortese	House	Poochigian
Baca	Cunneen	Isenberg	Rainey
Baldwin	Davis	Knight	Rogan
Battin	Ducheny	Knox	Setencich
Baugh	Escutia	Kuykendall	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Thompson
Bowen	Frusetta	Martinez	Tucker
Bowler	Gallegos	Mazzoni	Villaraigosa
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Hannigan	Morrissey	

NOES—5

Bates	Kuehl	Speier
Burton	Richter	

Above bill ordered enrolled.

BILL RETURNED TO SENATE

Without objection, Assembly Member Goldsmith returned Assembly Bill No. 482 to the Senate for further action.

BILLS STRICKEN FROM FILE

Assembly Member Martinez was granted unanimous consent that Assembly Bills Nos. 1722 and 1217 be stricken from file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF GOVERNOR'S VETO—ASSEMBLY BILL NO. 133

ASSEMBLY BILL NO. 133 (Hauser)—An act to amend Section 3003 of the Penal Code, relating to prisoners.

Governor's message stating his objections appears at page 4158 of the Assembly Journal for October 17, 1995.

The question being: Shall Assembly Bill No. 133 become a law notwithstanding the objections of the Governor?

Roll Call

The roll was opened, and the Governor's veto sustained by the following vote:

AYES—33

Alpert	Cannella	Isenberg	Sher
Archie-Hudson	Cortese	Katz	Speier
Baca	Davis	Knox	Sweeney
Bates	Ducheny	Kuehl	Tucker
Bowen	Escutia	Lee	Vasconcellos
Brown	Friedman	Machado	Villaraigosa
Burton	Gallegos	Martinez	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Napolitano	

NOES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Kuykendall	Rogan
Alby	Cunneen	Margett	Takasugi
Baldwin	Firestone	McPherson	Thompson
Battin	Frusetta	Miller	Weggeland
Baugh	Goldsmith	Morrissey	Woods
Boland	Granlund	Morrow	Mr. Speaker
Bordonaro	Hawkins	Olberg	
Bowler	Hoge	Poochigian	
Brewer	House	Rainey	

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until Friday, February 9, 1996.

RESOLUTIONS

The following resolution was offered:

Assembly Concurrent Resolution No. 54

By Assembly Member Rogan.

Relative to commending President Ronald Wilson Reagan on the occasion of his 85th birthday.

WHEREAS, On the occasion of his 85th birthday, it is appropriate to acknowledge and applaud the numerous achievements of Ronald Wilson Reagan, the 40th President of the United States; and

WHEREAS, Born on February 6, 1911, in Tampico, Illinois, President Reagan graduated from Eureka College in 1932, after which he worked as a sports announcer in Des Moines, Iowa; and

WHEREAS, President Reagan began his successful career as an actor in 1937, and he starred in numerous motion pictures and television programs over the next three decades; and

WHEREAS, President Reagan was honored by his colleagues in the entertainment industry with election to the presidency of the Screen Actors Guild, which he served in that capacity from 1947 to 1952 and in 1959; and

WHEREAS, The people of California twice elected President Reagan as our Governor, and he distinguished himself in that office during his service from January 1, 1967, to January 1, 1975; and

WHEREAS, The people of the United States twice elected President Reagan to our nation's highest office, where he served from January 20, 1981, to January 20, 1989; and

WHEREAS, President Reagan's leadership renewed a spirit in Americans to value their faith, their families, and the principles upon which our nation was founded; and

WHEREAS, President Reagan's efforts helped to bring a successful conclusion to the Cold War, to demolish the Berlin Wall, and to end Communist rule in the former Soviet Union; and

WHEREAS, President Reagan is a beloved figure, revered by Americans of all political persuasions; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That, along with other Americans throughout this land, the Legislature of the State of California celebrates the 85th birthday of Ronald Wilson Reagan, the 40th President of the United States, lauds the many accomplishments of his life of public service, and wishes him many happy returns of the day; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the Honorable Ronald Wilson Reagan.

Assembly Concurrent Resolution No. 54 Taken up by Unanimous Consent

Assembly Member Rogan was granted unanimous consent to take up Assembly Concurrent Resolution No. 54, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 54—Relative to commending President Ronald Wilson Reagan on the occasion of his 85th birthday.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 54

Assembly Member Rogan was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 54 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alpert, Archie-Hudson, Baca, Baldwin, Battin, Baugh, Boland, Bordonaro, Bowen, Bowler, Brewer, Brown, Brulte, Bustamante, Caldera, Conroy, Cortese, Cunneen, Davis, Ducheny, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Harvey, Hawkins, Hoge, House, Isenberg, Katz, Knight, Knowles, Knox, Kuykendall, Machado, Margett, Martinez, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Richter, Setencich, Sher, Speier, Sweeney, Takasugi, Thompson, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Rogan was granted unanimous consent to take up Assembly Concurrent Resolution No. 54, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 54, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 54—Relative to commending President Ronald Wilson Reagan on the occasion of his 85th birthday.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

SENATE BILL NO. 174—An act to amend Sections 8275.2, 8275.5, and 8275.7 of the Government Code, relating to the California Constitution Revision Commission, and making an appropriation therefor.

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.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

CAUCUS ANNOUNCEMENTS

At 12:01 p.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

LAST DAY TO CONSIDER GOVERNOR'S VETO

Pursuant to Joint Rule 58.5, February 4, 1996 was the last day to consider the Governor's veto of Assembly Bill No. 1338.

RECESS

By unanimous consent, at 12:02 p.m, Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 12:50 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

MOTION TO ADJOURN

At 12:50 p.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Concurrent Resolution No. 53, Coauthors: Burton, Richter, and Speier—Aye.

Senate Concurrent Resolution No. 44, Coauthors: Burton and Richter—Aye.

Assembly Bill No. 1397, Concurrence: Burton, Ducheny, Katz, Mazzoni, Richter, Weggeland, and Woods—Aye.

Assembly Bill No. 1418, Concurrence: Bowen—Aye; Burton, Richter, and Speier—No.

Assembly Bill No. 133, Governor's Veto: Bustamante and Katz—Aye; Richter—No.

Assembly Concurrent Resolution No. 54, Coauthors: Bustamante, Richter, and Weggeland—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:51 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2128—Willard Murray. An act relating to prison education programs.

ASSEMBLY BILLS NO. 2129—Goldsmith, Alby, Baldwin, Bowler, Granlund, Harvey, Hawkins, Margett, Rainey, and Richter, (Senators Haynes and Leslie, coauthors). An act to amend Section 3294 of the Civil Code, and to amend Section 425.14 of, and to add Section 425.17 to, the Code of Civil Procedure, relating to punitive damages.

ASSEMBLY BILL NO. 2130—McPherson. An act to add Section 13177 to the Water Code, relating to the California Mussel Watch Program.

ASSEMBLY BILL NO. 2131—Willard Murray. An act to add Section 1120.2 to the Welfare and Institutions Code, relating to youthful offenders.

ASSEMBLY BILL NO. 2132—Rainey. An act to add Section 148.6 to the Penal Code, relating to emergencies.

ASSEMBLY BILL NO. 2133—Rainey. An act to add and repeal Sections 17053.52 and 23652 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2134—Mazzoni. An act to amend Section 47602 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2135—Mazzoni. An act to amend Section 47605 of, and to add Section 47608 to, the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2136—Mazzoni. An act to amend Section 47616 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2137—Mazzoni. An act to amend Section 47605 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2138—Campbell. An act to amend Section 1384 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 2139—Cortese. An act relating to parks and recreation.

ASSEMBLY BILL NO. 2140—Kuehl. An act to add Section 640.2 to the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2141—Kuehl. An act to amend Section 208 of the Penal Code, relating to kidnapping.

ASSEMBLY BILL NO. 2142—Battin. An act to amend Section 32121 of the Health and Safety Code, relating to local health care districts.

ASSEMBLY BILL NO. 2143—Battin. An act to amend Section 707 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 2144—Goldsmith. An act to amend Section 194 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2145—Goldsmith. An act to amend Sections 1033 and 1034 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2146—Rainey. An act to amend Sections 2459, 2544, 2943, 13100, 13101, 13151, 13152, 13154, and 13200 of the Probate Code, relating to probate.

ASSEMBLY BILL NO. 2147—Rainey. An act to amend Sections 1621.5 and 120290 of, and to add Sections 120291 and 120292 to, the Health and Safety Code, and to amend Sections 273a, 803, and 12022.95 of the Penal Code, relating to human immunodeficiency virus.

ASSEMBLY BILL NO. 2148—Rainey. An act to amend Section 18945 of the Health and Safety Code, relating to building standards.

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 50—Sher. Relative to the federal mortgage interest deduction.

ASSEMBLY JOINT RESOLUTION NO. 51—Baldwin. Relative to Filipino veterans.

MESSAGES FROM THE SENATE

Senate Chamber, February 5, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 52

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered to unfinished business file.

Senate Chamber, February 5, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 668

JOHN W. ROVANE, Acting Secretary of the Senate

February 5, 1996

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to Senate Bill 1221. The Senate then ordered the bill returned to the Assembly.

Sincerely,

JOHN W. ROVANE
Acting Secretary of the Senate

Above bill held at the Desk.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Transportation Committee Oversight Hearing, on March 1, 1996, from 1–5 p.m., Ventura City Council Chambers;

Water, Parks and Wildlife, on March 19, 1996, at 9 a.m.;

Transportation, on February 9, 1996.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 848 for hearing in the Committee on Transportation on February 9, 1996.

INTRODUCTION OF GUESTS

Speaker Pringle introduced his wife Alexis and their children Kyle and Katie; his parents Larry and Carolyn Pringle; his in-laws Bob and Delight Nease; Pat and Pam Skinner and their children, Courtney and Ryan; and Dennis and Susie Kusinsky, and their daughter, Amanda.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Rogan, the Assembly adjourned until 7 a.m., Tuesday, February 6, 1996 out of respect to the memory of Kathy Skeie, on motion of Assembly Member Alby.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 5, 1996

The following measures were amended in the Assembly on this day:

SB	RN
174	9603200
1147	9600972

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 6, 1996

ONE HUNDRED SIXTY-FOURTH SESSION DAY

FOUR 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
Tuesday, February 6, 1996

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—77:

Ackerman	Campbell	House	Napolitano
Aguiar	Cannella	Isenberg	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Katz	Rainey
Archie-Hudson	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Battin	Figueroa	Kuykendall	Speier
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Caldera	Hoge	Murray, Willard	

Quorum present.

At 12:05 p.m., Hon. Jim Battin, 80th 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 McDonald and Weggeland.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 6, 1996

Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to request that I be excused from Session today due to pressing legislative business in my district.

Thank you for your consideration.

Respectfully,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

February 5, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I request authorization to travel from Sacramento to my district in Riverside. I wish to tend to legislative business in my district from Tuesday, February 6, 1996 through Thursday, February 8, 1996.

Thank you for your consideration in this matter.

Sincerely,

TED WEGGELAND, Assembly Member
Sixty-fourth District

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2149—Kuehl. An act to amend Sections 2330.5, 2331, and 2336 of, and to add Sections 2335.5 and 2338.5 to, the Family Code, relating to family law.

ASSEMBLY BILL NO. 2150—Morrissey. An act to amend Sections 2800.1, 2800.3, 13201, 14602, 22655.3, and 40000.7 of, and to repeal Section 2800.2 of, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2151—Hannigan. An act to add Part 6 (commencing with Section 60000) to Division 10 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2152—Mazzoni. An act to amend Section 112165 of the Health and Safety Code, and to add Section 14959 to the Water Code, relating to shellfish.

ASSEMBLY BILL NO. 2153—Kuehl. An act to add Section 1417.8 to the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2154—Kuehl. An act to amend Sections 213.5, 304, and 362.4 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2155—Kuehl. An act to amend Section 372 of the Code of Civil Procedure, and to amend Section 6301 of the Family Code, relating to minors.

ASSEMBLY BILL NO. 2156—Woods (Senator Johannessen, coauthor). An act to amend Sections 11333.7 and 11334.51 of, and to add Article 3.6 (commencing with Section 11335) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2157—Bowen. An act to amend Sections 8880.4 and 8880.56 of the Government Code, relating to the state lottery.

ASSEMBLY BILL NO. 2158—Burton. An act to add Chapter 2.65 (commencing with Section 7286.25) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2159—Richter. An act to add Sections 99243.1 and 99246.1 to the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2160—Baldwin. An act to amend Section 1722 of the Business and Professions Code, to amend Section 2204 of the Corporations Code, to amend Section 40054 of the Financial Code, to amend Sections 6006, 6988, 14971, 27574, 29028, 40576, 41008, 41867 and 52885 of the Food and Agricultural Code, to amend Sections 3541, 8164.1, 8870.4, 11101, 13332.07, 13943.2, 14613.05, 15865, 15866, 16304.6a, 16475, 16486, 16487, 21155, and 29874 of, and to repeal Sections 13450 and 13450.1 of, the Government Code, to amend Section 685.3 of the Insurance Code, to amend Section 3352 of the Labor Code, to amend Section 322 of the Military and Veterans Code, to amend Section 10302 of the Public Contract Code, to amend Sections 5008.4 and 6217 of the Public Resources Code, to amend Sections 9154, 30179, 30366, 32405, 43455, 45655, and 50142.1 of the Revenue and Taxation Code, and to amend Sections 1011, 1077, 4121, 4310, and 4490 of the Welfare and Institutions Code, relating to state expenditures.

ASSEMBLY BILL NO. 2161—Baldwin. An act to amend Section 980 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2162—Willard Murray. An act to amend Section 76300 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2163—Rainey. An act relating to hazardous substances, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2164—Knox. An act to amend Section 12031 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 2165—Goldsmith. An act to amend Sections 7901, 8502, 8801.3, 8802, 8814.5, and 9102 of, and to add Sections 8712.5, 8811.5, and 8814.6 to, the Family Code, and to add Section 17208 to the Revenue and Taxation Code, relating to family law, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2166—Miller. An act to amend Section 1363.1 of the Civil Code, relating to common interest developments.

AUTHOR'S AMENDMENTS

Committee on Transportation

February 6, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 655

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

SENATE BILL NO. 655—An act to add Section 2421.6 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 Appropriations

February 6, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 703
Senate Bill No. 948

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 703—An act to augment Item 6870-101-001 of Section 2.00 of the Budget Act of 1994, relating to the California Community Colleges, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read 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 amend Section 14087.325 of, and 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.

AUTHOR'S AMENDMENTS
Committee on Local Government

February 6, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 19

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 19—An act to add Sections 17575.7 and 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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, February 7, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 6, 1996

The following measures were amended in the Assembly on this day:

SB	RN
19	9602493
655	9605665
703	9605559
948	9534723

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 7, 1996

ONE HUNDRED SIXTY-FIFTH SESSION DAY

FOUR HUNDRED THIRTIETH 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, February 7, 1996

The Assembly met at 7 a.m.
Hon. Dick Ackerman, Assembly Member, 72nd District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—76:

Ackerman	Caldera	Hawkins	Murray, Kevin
Aguiar	Campbell	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Isenberg	Olberg
Archie-Hudson	Cortese	Kaloogian	Poochigian
Baca	Cunneen	Katz	Rainey
Baldwin	Davis	Knight	Richter
Bates	Ducheny	Knowles	Rogan
Battin	Escutia	Knox	Setencich
Baugh	Figueroa	Kuehl	Sher
Boland	Firestone	Kuykendall	Speier
Bordonaro	Friedman	Lee	Sweeney
Bowen	Frusetta	Machado	Takasugi
Bowler	Gallegos	Margett	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown	Granlund	McDonald	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Harvey	Morrissey	Woods
Bustamante	Hauser	Morrow	Mr. Speaker

Quorum present.

At 11:25 a.m., Hon. Jan Goldsmith, 75th 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 Martinez and Weggeland.

On personal business, and waiving per diem: Assembly Member McPherson.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 25, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused on legislative business February 7–9, 1996. I have been asked to be a guest speaker at Baker University School of Professional and Graduate Studies in Overland Park, Kansas.

Thank you in advance for your consideration.

Warmest regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

(NOTE: For letter explaining the absence of Assembly Member Weggeland on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 6, 1996.)

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2167—Richter. An act to amend Section 96.1 of the Revenue and Taxation Code, relating to local government finance.

ASSEMBLY BILL NO. 2168—Machado. An act to amend Section 11462 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2169—Willard Murray. An act to add Sections 35108 and 72105 to the Education Code, relating to governing boards.

ASSEMBLY BILL NO. 2170—Knox. An act to amend Section 853.6 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 2171—Davis. An act to amend Section 5526 of the Business and Professions Code, relating to architects.

ASSEMBLY BILL NO. 2172—Davis. An act to add Section 1502.1 to the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 2173—Margett. An act to amend Section 706 of the San Gabriel Basin Water Quality Authority Act (Chapter 776 of the Statutes of 1992), relating to water.

ASSEMBLY BILL NO. 2174—Margett. An act to amend Sections 29544 and 29550 of, to add Section 29567 to, and to repeal Chapter 8 (commencing with Section 29570) of Division 4.5 of Title 4 of, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 2175—Margett, Granlund, Harvey, and Richter. An act to amend Sections 116.530, 116.710, 116,760, 116.770, 116.780, 116.790, 116.795, 116.810, and 116.820 of the Code of Civil Procedure, relating to small claims court.

ASSEMBLY BILL NO. 2176—Miller. An act to amend Section 832.7 of the Penal Code, relating to peace officers.

ASSEMBLY BILL NO. 2177—Miller. An act to amend Section 12978 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2178—Miller. An act to amend Sections 1603, 1604, and 11005.3 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2179—Miller. An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2180—Miller. An act relating to local agency costs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2181—Miller. 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 1995, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

ASSEMBLY BILL NO. 2182—Miller. 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.

ASSEMBLY BILL NO. 2183—Margett. An act to add Division 3.3 (commencing with Section 700) to Title 1 of the Government Code, relating to the official state language.

ASSEMBLY BILL NO. 2184—Margett. An act to amend Section 14450 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2185—Conroy. An act to add and repeal Section 5026.5 of the Penal Code, relating to illegal aliens.

ASSEMBLY BILL NO. 2186—Conroy. An act to add Part 40.3 (commencing with Section 67450) to the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2187—Conroy. An act to amend Section 19997.6 of, and to repeal Section 19781 of, the Government Code, relating to the state civil service.

ASSEMBLY BILL NO. 2188—Granlund. An act to amend Section 22960 of the Business and Professions Code, relating to tobacco.

ASSEMBLY BILL NO. 2189—Poochigian (Senator Costa, coauthor). An act to amend Section 210 of the Welfare and Institutions Code, relating to juvenile facilities, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2190—Knox. An act to amend Section 20963 of, and to add Section 20837 to, the Government Code, relating to public employers.

AUTHOR'S AMENDMENTS
Committee on Judiciary

February 7, 1996

Mr. 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.

MORROW, 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, 5, 6, 8, 10, 11, and 16 of, and adding and repealing Section 23 of, Article VI thereof, relating to courts.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 7, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1397
Assembly Bill No. 1418

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., February 7, 1996.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 26
Assembly Bill No. 91
Assembly Bill No. 108
Assembly Bill No. 370
Assembly Bill No. 506
Assembly Bill No. 631
Assembly Bill No. 689
Assembly Bill No. 943
Assembly Bill No. 1304
Assembly Bill No. 1318
Assembly Bill No. 1641
Assembly Bill No. 1654
Assembly Bill No. 1783
Assembly Bill No. 1919

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

January 31, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 227
Assembly Bill No. 826
Assembly Bill No. 1180

MORRISSEY, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Education

January 31, 1996

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 84
Assembly Bill No. 1001

BALDWIN, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

January 31, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 338
Assembly Bill No. 544
Assembly Bill No. 1281

McPHERSON, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Environmental Safety and Toxic Materials

January 31, 1996

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 602

RICHTER, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Governmental Organization

January 31, 1996

Mr. Speaker: Your Committee on Governmental Organization reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 221
Assembly Bill No. 222

HOGE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Human Services

January 31, 1996

Mr. Speaker: Your Committee on Human Services reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 159

BORDONARO, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Insurance

January 31, 1996

Mr. Speaker: Your Committee on Insurance reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 859
Assembly Bill No. 987

KNOWLES, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Judiciary

January 31, 1996

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 274
Assembly Bill No. 324
Assembly Bill No. 492
Assembly Bill No. 558
Assembly Bill No. 755
Assembly Bill No. 777
Assembly Bill No. 837
Assembly Bill No. 972
Assembly Bill No. 1405
Assembly Bill No. 1596
Assembly Bill No. 1903

MORROW, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Labor and Employment

January 31, 1996

Mr. Speaker: Your Committee on Labor and Employment reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 507
Assembly Bill No. 658
Assembly Bill No. 691
Assembly Bill No. 713

HOUSE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Natural Resources

January 31, 1996

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 925
Assembly Bill No. 937
Assembly Bill No. 960
Assembly Bill No. 961
Assembly Bill No. 1782

SHER, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Public Employees, Retirement and Social Security

January 31, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 312
Assembly Bill No. 831

KALOOGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Public Safety

January 31, 1996

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 69
Assembly Bill No. 576
Assembly Bill No. 577
Assembly Bill No. 629
Assembly Bill No. 630
Assembly Bill No. 634
Assembly Bill No. 695
Assembly Bill No. 776
Assembly Bill No. 1037
Assembly Bill No. 1444
Assembly Bill No. 1656

BOLAND, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Revenue and Taxation

January 31, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1550

TAKASUGI, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Water, Parks and Wildlife

January 31, 1996

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 406
Assembly Bill No. 742
Assembly Bill No. 874

CORTESE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Agriculture

January 31, 1996

Mr. Speaker: Your Committee on Agriculture reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 642
Assembly Bill No. 873
Assembly Bill No. 1047
Assembly Bill No. 1345
Assembly Bill No. 1510

HARVEY, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Appropriations

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 2
Assembly Bill No. 22
Assembly Bill No. 39
Assembly Bill No. 58
Assembly Bill No. 106
Assembly Bill No. 147
Assembly Bill No. 158
Assembly Bill No. 179
Assembly Bill No. 181
Assembly Bill No. 230
Assembly Bill No. 248
Assembly Bill No. 262
Assembly Bill No. 270
Assembly Bill No. 273
Assembly Bill No. 294
Assembly Bill No. 309

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 331
Assembly Bill No. 337
Assembly Bill No. 351
Assembly Bill No. 352
Assembly Bill No. 367
Assembly Bill No. 386
Assembly Bill No. 439
Assembly Bill No. 454
Assembly Bill No. 469
Assembly Bill No. 476
Assembly Bill No. 553
Assembly Bill No. 562
Assembly Bill No. 563
Assembly Bill No. 639
Assembly Bill No. 671

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 693
Assembly Bill No. 721
Assembly Bill No. 750
Assembly Bill No. 759
Assembly Bill No. 786
Assembly Bill No. 792
Assembly Bill No. 810
Assembly Bill No. 844
Assembly Bill No. 846
Assembly Bill No. 862
Assembly Bill No. 868
Assembly Bill No. 923
Assembly Bill No. 929
Assembly Bill No. 962
Assembly Bill No. 963
Assembly Bill No. 968

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 970
Assembly Bill No. 971
Assembly Bill No. 984
Assembly Bill No. 1020
Assembly Bill No. 1051
Assembly Bill No. 1064
Assembly Bill No. 1096
Assembly Bill No. 1119
Assembly Bill No. 1147
Assembly Bill No. 1151
Assembly Bill No. 1163
Assembly Bill No. 1214
Assembly Bill No. 1234
Assembly Bill No. 1280
Assembly Bill No. 1306

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1380
Assembly Bill No. 1422
Assembly Bill No. 1486
Assembly Bill No. 1492
Assembly Bill No. 1497
Assembly Bill No. 1535
Assembly Bill No. 1538
Assembly Bill No. 1542
Assembly Bill No. 1559
Assembly Bill No. 1583
Assembly Bill No. 1594
Assembly Bill No. 1595
Assembly Bill No. 1599
Assembly Bill No. 1618
Assembly Bill No. 1623
Assembly Bill No. 1631

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1638
Assembly Bill No. 1771
Assembly Bill No. 1784
Assembly Bill No. 1796
Assembly Bill No. 1854
Assembly Bill No. 1889
Assembly Bill No. 1900
Assembly Bill No. 1902
Assembly Bill No. 1931

POOCHIGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Banking and Finance

January 31, 1996

Mr. Speaker: Your Committee on Banking and Finance reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 268
Assembly Bill No. 393
Assembly Bill No. 661
Assembly Bill No. 950
Assembly Bill No. 1023
Assembly Bill No. 1203
Assembly Bill No. 1456
Assembly Bill No. 1653
Assembly Bill No. 1696
Assembly Bill No. 1975

GOLDSMITH, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Budget

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Budget reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1613

MILLER, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

January 31, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 4
Assembly Bill No. 24
Assembly Bill No. 152
Assembly Bill No. 250
Assembly Bill No. 287
Assembly Bill No. 560
Assembly Bill No. 581
Assembly Bill No. 823
Assembly Bill No. 885
Assembly Bill No. 959
Assembly Bill No. 1142
Assembly Bill No. 1160
Assembly Bill No. 1377

SPEIER, Chairwoman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1378
Assembly Bill No. 1459
Assembly Bill No. 1567
Assembly Bill No. 1573
Assembly Bill No. 1615
Assembly Bill No. 1676
Assembly Bill No. 1756
Assembly Bill No. 1857
Assembly Bill No. 1915
Assembly Bill No. 1921

SPEIER, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Education

January 31, 1996

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 55
Assembly Bill No. 615
Assembly Bill No. 636
Assembly Bill No. 659
Assembly Bill No. 815
Assembly Bill No. 951
Assembly Bill No. 980
Assembly Bill No. 1091
Assembly Bill No. 1139
Assembly Bill No. 1213
Assembly Bill No. 1282
Assembly Bill No. 1290
Assembly Bill No. 1333
Assembly Bill No. 1439

BALDWIN, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1443
Assembly Bill No. 1448
Assembly Bill No. 1450
Assembly Bill No. 1480
Assembly Bill No. 1612
Assembly Bill No. 1661
Assembly Bill No. 1693
Assembly Bill No. 1726
Assembly Bill No. 1738
Assembly Bill No. 1792
Assembly Bill No. 1797
Assembly Bill No. 1835

BALDWIN, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

January 31, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 220
Assembly Bill No. 451
Assembly Bill No. 460
Assembly Bill No. 497
Assembly Bill No. 500
Assembly Bill No. 1468
Assembly Bill No. 1598
Assembly Bill No. 1814
Assembly Bill No. 1872
Assembly Bill No. 1873
Assembly Bill No. 1874
Assembly Bill No. 1925

McPHERSON, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Environmental Safety and Toxic Materials

January 31, 1996

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 353
Assembly Bill No. 741
Assembly Bill No. 863
Assembly Bill No. 1328
Assembly Bill No. 1534
Assembly Bill No. 1587
Assembly Bill No. 1735
Assembly Bill No. 1740
Assembly Bill No. 1909

RICHTER, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Governmental Organization

January 31, 1996

Mr. Speaker: Your Committee on Governmental Organization reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 142
Assembly Bill No. 163
Assembly Bill No. 325
Assembly Bill No. 548
Assembly Bill No. 679
Assembly Bill No. 758
Assembly Bill No. 811
Assembly Bill No. 1014
Assembly Bill No. 1049
Assembly Bill No. 1052
Assembly Bill No. 1311
Assembly Bill No. 1312
Assembly Bill No. 1313
Assembly Bill No. 1384
Assembly Bill No. 1514
Assembly Bill No. 1521
Assembly Bill No. 1552

HOGE, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Governmental Organization reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1581
Assembly Bill No. 1582
Assembly Bill No. 1584
Assembly Bill No. 1645
Assembly Bill No. 1861
Assembly Bill No. 1942

HOGE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Health

January 31, 1996

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 196
Assembly Bill No. 228
Assembly Bill No. 235
Assembly Bill No. 326
Assembly Bill No. 329
Assembly Bill No. 473
Assembly Bill No. 487
Assembly Bill No. 490
Assembly Bill No. 493
Assembly Bill No. 502
Assembly Bill No. 505
Assembly Bill No. 690
Assembly Bill No. 804
Assembly Bill No. 829
Assembly Bill No. 869
Assembly Bill No. 899
Assembly Bill No. 944
Assembly Bill No. 974
Assembly Bill No. 1062
Assembly Bill No. 1093
Assembly Bill No. 1134

GRANLUND, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1227
Assembly Bill No. 1238
Assembly Bill No. 1262
Assembly Bill No. 1299
Assembly Bill No. 1447
Assembly Bill No. 1469
Assembly Bill No. 1526
Assembly Bill No. 1531
Assembly Bill No. 1539
Assembly Bill No. 1572
Assembly Bill No. 1586
Assembly Bill No. 1727
Assembly Bill No. 1823
Assembly Bill No. 1829
Assembly Bill No. 1850
Assembly Bill No. 1922
Assembly Bill No. 1939

GRANLUND, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1959
Assembly Bill No. 1960
Assembly Bill No. 1963
Assembly Bill No. 1967
Assembly Bill No. 1969
Assembly Bill No. 1978

GRANLUND, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Higher Education

January 31, 1996

Mr. Speaker: Your Committee on Higher Education reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 27
Assembly Bill No. 71
Assembly Bill No. 211
Assembly Bill No. 240
Assembly Bill No. 412
Assembly Bill No. 467
Assembly Bill No. 470
Assembly Bill No. 660
Assembly Bill No. 726
Assembly Bill No. 727
Assembly Bill No. 730
Assembly Bill No. 821
Assembly Bill No. 833
Assembly Bill No. 887
Assembly Bill No. 1129
Assembly Bill No. 1642
Assembly Bill No. 1681
Assembly Bill No. 1697

FIRESTONE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Housing and Community Development

January 31, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 160
Assembly Bill No. 368
Assembly Bill No. 1264
Assembly Bill No. 1518
Assembly Bill No. 1648
Assembly Bill No. 1944

HAWKINS, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Human Services

January 31, 1996

Mr. Speaker: Your Committee on Human Services reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 18
Assembly Bill No. 45
Assembly Bill No. 72
Assembly Bill No. 85
Assembly Bill No. 199
Assembly Bill No. 416
Assembly Bill No. 436
Assembly Bill No. 652
Assembly Bill No. 763
Assembly Bill No. 1067
Assembly Bill No. 1126
Assembly Bill No. 1128
Assembly Bill No. 1169
Assembly Bill No. 1235
Assembly Bill No. 1246
Assembly Bill No. 1261
Assembly Bill No. 1271
Assembly Bill No. 1643
Assembly Bill No. 1660
Assembly Bill No. 1680

BORDONARO, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Human Services reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1789
Assembly Bill No. 1790

BORDONARO, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Insurance

January 31, 1996

Mr. Speaker: Your Committee on Insurance reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 591
Assembly Bill No. 657
Assembly Bill No. 785
Assembly Bill No. 1003
Assembly Bill No. 1034
Assembly Bill No. 1083
Assembly Bill No. 1112
Assembly Bill No. 1276
Assembly Bill No. 1278
Assembly Bill No. 1301
Assembly Bill No. 1308
Assembly Bill No. 1503
Assembly Bill No. 1556
Assembly Bill No. 1557
Assembly Bill No. 1619
Assembly Bill No. 1747
Assembly Bill No. 1748
Assembly Bill No. 1798
Assembly Bill No. 1834
Assembly Bill No. 1838
Assembly Bill No. 1842
Assembly Bill No. 1858
Assembly Bill No. 1885
Assembly Bill No. 1911

KNOWLES, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Judiciary

January 31, 1996

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 36
Assembly Bill No. 78
Assembly Bill No. 225
Assembly Bill No. 237
Assembly Bill No. 238
Assembly Bill No. 239
Assembly Bill No. 332
Assembly Bill No. 408
Assembly Bill No. 425
Assembly Bill No. 448
Assembly Bill No. 449
Assembly Bill No. 464
Assembly Bill No. 495

MORROW, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 535
Assembly Bill No. 542
Assembly Bill No. 551
Assembly Bill No. 627
Assembly Bill No. 654
Assembly Bill No. 722
Assembly Bill No. 738
Assembly Bill No. 757
Assembly Bill No. 807
Assembly Bill No. 920
Assembly Bill No. 942

MORROW, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 994
Assembly Bill No. 1016
Assembly Bill No. 1066
Assembly Bill No. 1070
Assembly Bill No. 1080
Assembly Bill No. 1094
Assembly Bill No. 1117
Assembly Bill No. 1236
Assembly Bill No. 1289
Assembly Bill No. 1294
Assembly Bill No. 1310
Assembly Bill No. 1319
Assembly Bill No. 1320
Assembly Bill No. 1410
Assembly Bill No. 1420

MORROW, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1423
Assembly Bill No. 1425
Assembly Bill No. 1479
Assembly Bill No. 1512
Assembly Bill No. 1516
Assembly Bill No. 1600
Assembly Bill No. 1688
Assembly Bill No. 1733
Assembly Bill No. 1744
Assembly Bill No. 1793
Assembly Bill No. 1819
Assembly Bill No. 1831
Assembly Bill No. 1938
Assembly Bill No. 1970

MORROW, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Labor and Employment

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Labor and Employment reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 64
Assembly Bill No. 138
Assembly Bill No. 213
Assembly Bill No. 263
Assembly Bill No. 310
Assembly Bill No. 379
Assembly Bill No. 452
Assembly Bill No. 549
Assembly Bill No. 936
Assembly Bill No. 983
Assembly Bill No. 992
Assembly Bill No. 1050
Assembly Bill No. 1054
Assembly Bill No. 1063
Assembly Bill No. 1079
Assembly Bill No. 1116
Assembly Bill No. 1149
Assembly Bill No. 1181
Assembly Bill No. 1212
Assembly Bill No. 1254
Assembly Bill No. 1279
Assembly Bill No. 1398

HOUSE, Chairman

Above bills ordered filed with the Chief Clerk.

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Labor and Employment reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1406
Assembly Bill No. 1499
Assembly Bill No. 1507
Assembly Bill No. 1547
Assembly Bill No. 1686
Assembly Bill No. 1699
Assembly Bill No. 1791
Assembly Bill No. 1810
Assembly Bill No. 1811
Assembly Bill No. 1824
Assembly Bill No. 1979

HOUSE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Local Government

January 31, 1996

Mr. Speaker: Your Committee on Local Government reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 43
Assembly Bill No. 47
Assembly Bill No. 102
Assembly Bill No. 155
Assembly Bill No. 184
Assembly Bill No. 214
Assembly Bill No. 342
Assembly Bill No. 426
Assembly Bill No. 459
Assembly Bill No. 595
Assembly Bill No. 719
Assembly Bill No. 840
Assembly Bill No. 866
Assembly Bill No. 1005
Assembly Bill No. 1244
Assembly Bill No. 1250

RAINEY, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Local Government reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1263
Assembly Bill No. 1339
Assembly Bill No. 1341
Assembly Bill No. 1375
Assembly Bill No. 1392
Assembly Bill No. 1419
Assembly Bill No. 1427
Assembly Bill No. 1453
Assembly Bill No. 1517
Assembly Bill No. 1546
Assembly Bill No. 1580
Assembly Bill No. 1765
Assembly Bill No. 1787
Assembly Bill No. 1799
Assembly Bill No. 1844
Assembly Bill No. 1863

RAINEY, Chairman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Local Government reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1865
Assembly Bill No. 1877
Assembly Bill No. 1957

RAINEY, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Natural Resources

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 35
Assembly Bill No. 68
Assembly Bill No. 131
Assembly Bill No. 206
Assembly Bill No. 241
Assembly Bill No. 253
Assembly Bill No. 333
Assembly Bill No. 382
Assembly Bill No. 422
Assembly Bill No. 429
Assembly Bill No. 665
Assembly Bill No. 696
Assembly Bill No. 793
Assembly Bill No. 794
Assembly Bill No. 897
Assembly Bill No. 995
Assembly Bill No. 1022
Assembly Bill No. 1032
Assembly Bill No. 1099
Assembly Bill No. 1138
Assembly Bill No. 1148
Assembly Bill No. 1198
Assembly Bill No. 1248
Assembly Bill No. 1268
Assembly Bill No. 1329
Assembly Bill No. 1421

SHER, Chairman

Above bills ordered filed with the Chief Clerk.

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1639
Assembly Bill No. 1773
Assembly Bill No. 1778
Assembly Bill No. 1800
Assembly Bill No. 1853
Assembly Bill No. 1907
Assembly Bill No. 1918
Assembly Bill No. 1955

SHER, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Public Employees, Retirement and Social Security

January 31, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 377
Assembly Bill No. 430
Assembly Bill No. 870
Assembly Bill No. 872
Assembly Bill No. 1209
Assembly Bill No. 1463
Assembly Bill No. 1551
Assembly Bill No. 1554
Assembly Bill No. 1632
Assembly Bill No. 1662
Assembly Bill No. 1950

KALOOGIAN, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Public Safety

January 31, 1996

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 57
Assembly Bill No. 74
Assembly Bill No. 79
Assembly Bill No. 171
Assembly Bill No. 186
Assembly Bill No. 226
Assembly Bill No. 278
Assembly Bill No. 279
Assembly Bill No. 322
Assembly Bill No. 330
Assembly Bill No. 343
Assembly Bill No. 494
Assembly Bill No. 496
Assembly Bill No. 524
Assembly Bill No. 540
Assembly Bill No. 543
Assembly Bill No. 569
Assembly Bill No. 570
Assembly Bill No. 599

BOLAND, Chairwoman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 608
Assembly Bill No. 651
Assembly Bill No. 655
Assembly Bill No. 663
Assembly Bill No. 670
Assembly Bill No. 714
Assembly Bill No. 724
Assembly Bill No. 732
Assembly Bill No. 751
Assembly Bill No. 761
Assembly Bill No. 762
Assembly Bill No. 798
Assembly Bill No. 838
Assembly Bill No. 854
Assembly Bill No. 900
Assembly Bill No. 990
Assembly Bill No. 1008
Assembly Bill No. 1015
Assembly Bill No. 1036

BOLAND, Chairwoman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1044
Assembly Bill No. 1061
Assembly Bill No. 1065
Assembly Bill No. 1078
Assembly Bill No. 1092
Assembly Bill No. 1109
Assembly Bill No. 1132
Assembly Bill No. 1141
Assembly Bill No. 1146
Assembly Bill No. 1153
Assembly Bill No. 1161
Assembly Bill No. 1200
Assembly Bill No. 1211
Assembly Bill No. 1232
Assembly Bill No. 1233
Assembly Bill No. 1255
Assembly Bill No. 1258
Assembly Bill No. 1265
Assembly Bill No. 1267
Assembly Bill No. 1284
Assembly Bill No. 1295

BOLAND, Chairwoman

Above bills ordered filed with the Chief Clerk.

January 31, 1996

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1315
Assembly Bill No. 1327
Assembly Bill No. 1349
Assembly Bill No. 1351
Assembly Bill No. 1399
Assembly Bill No. 1404
Assembly Bill No. 1411
Assembly Bill No. 1417
Assembly Bill No. 1494
Assembly Bill No. 1568
Assembly Bill No. 1603
Assembly Bill No. 1657
Assembly Bill No. 1674
Assembly Bill No. 1687
Assembly Bill No. 1716
Assembly Bill No. 1772
Assembly Bill No. 1779
Assembly Bill No. 1780
Assembly Bill No. 1825
Assembly Bill No. 1886

BOLAND, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Revenue and Taxation

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 88
Assembly Bill No. 89
Assembly Bill No. 143
Assembly Bill No. 150
Assembly Bill No. 183
Assembly Bill No. 194
Assembly Bill No. 197
Assembly Bill No. 282
Assembly Bill No. 336
Assembly Bill No. 358
Assembly Bill No. 366
Assembly Bill No. 387
Assembly Bill No. 485
Assembly Bill No. 517
Assembly Bill No. 519
Assembly Bill No. 537
Assembly Bill No. 539
Assembly Bill No. 643
Assembly Bill No. 647
Assembly Bill No. 736
Assembly Bill No. 912
Assembly Bill No. 915
Assembly Bill No. 953
Assembly Bill No. 1082
Assembly Bill No. 1118
Assembly Bill No. 1171

TAKASUGI, Chairman

Above bills ordered filed with the Chief Clerk.

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 1173
Assembly Bill No. 1190
Assembly Bill No. 1199
Assembly Bill No. 1224
Assembly Bill No. 1331
Assembly Bill No. 1369
Assembly Bill No. 1372
Assembly Bill No. 1442
Assembly Bill No. 1665
Assembly Bill No. 1757
Assembly Bill No. 1846

TAKASUGI, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Rules

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Rules reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 673
Assembly Bill No. 921

PRINGLE, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Transportation

January 31, 1996

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 305
Assembly Bill No. 339
Assembly Bill No. 346
Assembly Bill No. 672
Assembly Bill No. 712
Assembly Bill No. 1292
Assembly Bill No. 1669
Assembly Bill No. 1679
Assembly Bill No. 1685
Assembly Bill No. 1691
Assembly Bill No. 1774
Assembly Bill No. 1808
Assembly Bill No. 1817
Assembly Bill No. 1946
Assembly Bill No. 1951

BOWLER, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Utilities and Commerce

Assembly Chamber, January 31, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 140
Assembly Bill No. 193
Assembly Bill No. 280
Assembly Bill No. 541
Assembly Bill No. 559
Assembly Bill No. 648
Assembly Bill No. 799
Assembly Bill No. 814
Assembly Bill No. 845
Assembly Bill No. 991
Assembly Bill No. 1165
Assembly Bill No. 1243
Assembly Bill No. 1256
Assembly Bill No. 1462
Assembly Bill No. 1472
Assembly Bill No. 1576

CONROY, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Water, Parks and Wildlife

January 31, 1996

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(a) of the Constitution:

Assembly Bill No. 87
Assembly Bill No. 117
Assembly Bill No. 120
Assembly Bill No. 427
Assembly Bill No. 428
Assembly Bill No. 832
Assembly Bill No. 1000
Assembly Bill No. 1086
Assembly Bill No. 1362
Assembly Bill No. 1364
Assembly Bill No. 1402
Assembly Bill No. 1428
Assembly Bill No. 1737

CORTESE, Chairman

Above bills ordered filed with the Chief Clerk.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Joint Hearing of Assembly Insurance and Judiciary Committees and Senate Insurance Committee, on February 15, 1996, at 9 a.m., in Room 4202.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Thursday, February 8, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 7, 1996

The following measure was amended in the Assembly on this day:

SCA	RN
4	9605966

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 8, 1996

ONE HUNDRED SIXTY-SIXTH SESSION DAY

FOUR 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
Thursday, February 8, 1996

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—68:

Ackerman	Caldera	Harvey	Morrow
Aguiar	Campbell	Hauser	Murray, Kevin
Alpert	Cannella	Hawkins	Napolitano
Archie-Hudson	Conroy	Hoge	Olberg
Baca	Cortese	House	Poochigian
Baldwin	Cunneen	Isenberg	Rainey
Bates	Davis	Kaloogian	Richter
Battin	Ducheny	Katz	Setencich
Baugh	Escutia	Knight	Sher
Bordonaro	Figueroa	Knowles	Sweeney
Bowen	Firestone	Knox	Takasugi
Bowler	Friedman	Kuehl	Thompson
Brewer	Frusetta	Kuykendall	Tucker
Brown	Gallegos	Lee	Vasconcellos
Brulte	Goldsmith	Machado	Villaraigosa
Burton	Granlund	Margett	Woods
Bustamante	Hannigan	Mazzoni	Mr. Speaker

Quorum present.

At 2 p.m., Hon. Louis Caldera, 46th 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, Boland, Martinez, Miller, Willard Murray, Rogan, Speier, and Weggeland.

On personal business, and waiving per diem: Assembly Members McDonald, McPherson, and Morrissey.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 8, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in session today, Thursday, February 8, 1996, due to legislative business.

Your prompt consideration to this matter is appreciated.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

February 8, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Curt: This letter is to request to be excused from check-in today, 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

February 5, 1996

The Honorable Curt Pringle
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: Please excuse me from check-in session on Thursday, February 8, 1996. 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

February 8, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in session today. I will be in my district on legislative business.

Thank you for your attention in this matter.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

February 8, 1996

Dear Mr. Speaker: Please excuse my absence from session today. I will be attending to legislative business in my district

Thank you,

JAMES E. ROGAN, Assembly Member
Forty-third District

February 8, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, Thursday, February 8, 1996. I am conducting 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 Weggeland on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 6, 1996; for letter explaining the absence of Assembly Member Martinez on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 7, 1996.)

AUTHOR'S AMENDMENTS

Committee on Higher Education

February 8, 1996

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 1189

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIRESTONE, Chairman

SENATE BILL NO. 1189—An act to add Chapter 6 (commencing with Section 82000) to Part 49 of the Education Code, relating to community colleges, 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.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2191—Cunneen. An act to amend Section 499c of the Penal Code, relating to trade secrets.

ASSEMBLY BILL NO. 2192—Figueroa. An act to add Section 1371.5 to the Health and Safety Code, and to add Sections 10133.8 and 11512.32 to the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 2193—Rainey. An act to amend Section 64 of the Harbors and Navigation Code, relating to water.

ASSEMBLY BILL NO. 2194—Knowles. An act to amend Section 11167.5 of, to amend and renumber Sections 11174, 11174.1, and 11174.3 of, and to add Article 2.6 (commencing with Section 11174) to Chapter 2 of Title 1 of Part 4 of, the Penal Code, relating to child abuse.

ASSEMBLY BILL NO. 2195—Baca. An act to amend Section 21029 of the Government Code, relating to public employee retirement.

ASSEMBLY BILL NO. 2196—Alby. An act to add Section 30515 to the Water Code, relating to water.

ASSEMBLY BILL NO. 2197—Cannella. An act to amend Section 903.2 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2198—Cannella. An act to add Section 1098 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 2199—Brown, Isenberg, Vasconcellos, and Ducheny. An act to add Article 2.7 (commencing with Section 13333) to Chapter 3 of Part 3 of Division 3 of Title 2 of the Government Code, relating to the State Budget.

ASSEMBLY BILL NO. 2200—Alby. An act to add Sections 18152 and 24996 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2201—House. An act to amend Sections 34000 and 34060 of, to repeal Sections 34020, 34061, 34062, 34063, 34100, 34101, and 34101.5 of, to amend and renumber Section 34102 of, and to repeal Article 3 (commencing with Section 34040) of, and Article 6 (commencing with Section 34120) of, Division 14.7 of, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2202—Baca. An act to add Section 25218.12 to the Health and Safety Code, relating to household hazardous waste.

ASSEMBLY BILL NO. 2203—Rainey. An act to add Section 12809.1 to the Public Utilities Code, relating to municipal utility districts.

ASSEMBLY BILL NO. 2204—Kuehl. An act to amend Section 273a of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2205—Bowler, Ackerman, Alby, Baldwin, Baugh, Boland, Frusetta, Goldsmith, Harvey, Hawkins, Hoge, House, Knight, Margett, Morrissey, Rainey, Richter, and Woods, (Senator Haynes, coauthor). An act to amend Section 727 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 2206—Bowler. An act to amend Section 628 of the Welfare and Institutions Code, relating to juveniles

ASSEMBLY BILL NO. 2207—Bowler, Ackerman, Baldwin, Battin, Baugh, Boland, Bordonaro, Frusetta, Goldsmith, Harvey, Hawkins, Hoge, House, Knight, Margett, Morrissey, Rainey, and Richter, (Senators Haynes and Leslie, coauthors). An act to add Section 12022.52 to the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2208—Kevin Murray. An act to amend Section 1466 of, and to add Section 1424.5 to, the Penal Code, relating to criminal proceedings.

ASSEMBLY BILL NO. 2209—McPherson. An act to amend Section 8686.1 of the Government Code, relating to natural disaster assistance.

ASSEMBLY BILL NO. 2210—Baca. An act to add Section 45103.1 to the Education Code, relating to classified employees.

ASSEMBLY BILL NO. 2211—Tucker. An act to add Section 2055.5 to the Unemployment Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2212—Tucker. An act to add Section 3079 to the Business and Professions Code, relating to optometry.

ASSEMBLY BILL NO. 2213—Cortese. An act to add Section 8552.1 to the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 2214—Richter. An act to add Section 20527.11 to the Water Code, relating to water.

ASSEMBLY BILL NO. 2215—Cortese. An act to amend Section 5656 of the Fish and Game Code, relating to the Fish and Wildlife Pollution Account.

ASSEMBLY BILL NO. 2216—Willard Murray. An act to add Sections 72415 and 72416 to the Education Code, relating to postsecondary education.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 55—Baca. Relative to Jewish veterans.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Friday, February 9, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 8, 1996

The following measure was amended in the Assembly on this day:

SB	RN
1189	9601693

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, February 9, 1996

ONE HUNDRED SIXTY-SEVENTH SESSION DAY

FOUR 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)

Vol. 3 40—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, February 9, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 Alby moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:52 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—61:

Ackerman	Conroy	Isenberg	Olberg
Aguiar	Cunneen	Kaloogian	Rainey
Alby	Davis	Katz	Richter
Archie-Hudson	Ducheny	Knight	Rogan
Baca	Escutia	Knowles	Setencich
Baldwin	Figueroa	Kuehl	Sher
Battin	Firestone	Kuykendall	Speier
Baugh	Friedman	Lee	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Hannigan	Morrissey	Woods
Brulte	Hauser	Morrow	Mr. Speaker
Bustamante	Hawkins	Murray, Kevin	
Campbell	Hoge	Murray, Willard	
Cannella	House	Napolitano	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Almighty God, In wisdom You made fast the firmament and set the earth secure on its foundations. As the master architect and builder, You take provident care for the entire universe; have regard also for us and bless the works of our hands. Lord, we endeavor to be obedient to You and we undertake to do all things by Your power.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Hauser 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 Ackerman, 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 Alpert, Bates, Boland, Bordonaro, Burton, Caldera, Cortese, Frusetta, Harvey, Knox, Machado, Martinez, Miller, Poochigian, Thompson, Tucker, and Weggeland.

On personal business, and waiving per diem: Assembly Member McDonald.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 7, 1996

The Honorable Curt Pringle
Speaker of the Assembly
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse my absence from session on Friday, February 9. I will be attending to legislative business in my district that day.

Your consideration in this matter is greatly appreciated.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

January 22, 1996

Honorable Curt Pringle
Room 219, State Capitol Building
Sacramento, California

Dear Mr. Speaker, I am requesting that I be excused for legislative business on February 9. I will be attending the Center for Policy Alternatives Winter Conference in Washington D.C. I will be providing my own transportation.

Thank You,

TOM BATES, Assembly Member
Fourteenth District

February 6, 1996

Speaker Curt Pringle
State Capitol
Sacramento, California

Dear Speaker Pringle: This letter is to respectfully request to be excused from session on Friday, February 9, 1996 due to legislative business in my district. If you have any questions please feel free to contact Janene Balantac at (916) 445-8366.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

February 6, 1996

Curt Pringle, Speaker
California State Assembly
State Capitol—Room 219
Sacramento, California

Dear Curt: The purpose of this letter is to request that I be excused from Assembly Floor Session on Friday, February 9, in order to attend to legislative business in my district.

Thank you in advance for your favorable consideration of this request.

Sincerely,

TOM J. BORDONARO, JR., Assembly Member
Thirty-third District

February 8, 1996

Honorable Curt Pringle
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session on Friday, February 9, 1996. I will be in my District on legislative business.

Thank you for your cooperation on this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

February 7, 1996

Hon. Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to legislative business in my district office this Friday, February 9th, I would like to be excused from attending session.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

February 7, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session Friday, February 9, 1996. I am hosting a Breakfast Speaker Series in my district which has been planned for months. The event scheduled for February 9th features California Community College Chancellor David Mertes. My presence at this function is essential.

I would respectfully appreciate your consideration of this request.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

February 5, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I request I be excused from Assembly Floor Session on February 9, 1996. I have to attend to legislative business in my district beginning late Thursday and early Friday morning.

I appreciate your time and consideration of this request.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

February 1, 1996

The Honorable Curt Pringle, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Curt: I would like to request to be excused from session Friday, February 9, 1996. I will be in my district on legislative business.

Thank you for your consideration in this matter.

Sincerely,

TRICE HARVEY, Assembly Member
Thirty-second District

February 8, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Friday, February 9, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 7, 1996

Hon. Curt Pringle
Assembly Rules Committee
State Capitol, Room 219
Sacramento, California

Dear Hon. Pringle: Please excuse me from session on February 9, 1996. I will be in the district office on legislative business. Contact me at (916) 445-7931 if you have any questions. Thank you in advance for your prompt attention to this matter.

Sincerely,

MICHAEL J. MACHADO, Assembly Member
Seventeenth District

February 6, 1996

The Honorable Curt Pringle
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: Please excuse me from session on Friday, February 9, 1996. 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

February 1, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request permission to be excused from Session on Friday, February 9, 1996. I have legislative business in my district, including meetings with Tulare County public officials on law enforcement issues.

Thank you for your consideration of this request.

Sincerely,

CHARLES S. POOCHIGIAN, Assembly Member
Twenty-ninth District

February 6, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session February 9, 1996. I have important legislative business to attend to in my district.

Please know your assistance and consideration in this matter is greatly appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

February 7, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Speaker Pringle: This is to request that I be excused from Floor Session Friday, February 9, 1996 so that I may attend to legislative business in my district.

Thank you for your cooperation to this matter.

Sincerely,

CURTIS R. TUCKER, JR., Assembly Member
Fifty-first District

February 8, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I request authorization to tend to legislative business in my district on Friday, February 9, 1996.

Thank you for your consideration in this matter.

Sincerely,

TED WEGGELAND, Assembly Member
Sixty-fourth District

(NOTE: For letter explaining the absence of Assembly Member Martinez on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 7, 1996.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 6, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised of the following appointments to the Conference Committee on SB 457:

Assembly Members Baugh, Bowler and Hannigan.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

February 9, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson: Please be advised that the following Members are appointed to the Juvenile Justice Subcommittee of the Committee on Public Safety: Assembly Members Boland, Rainey, Alpert, Napolitano.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

February 9, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson: Please be advised of the following appointments to the Joint Legislative Budget Committee: Assemblyman Miller is appointed to replace Assemblyman Thompson, Assemblyman Kaloogian is appointed to replace Assemblyman Pringle, Assemblywoman Ducheny is appointed to replace Assemblyman Vasconcellos, Assemblyman Bustamante is appointed to replace Assemblyman Isenberg, and Assemblywoman Alby is appointed to fill the vacancy.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

February 9, 1996

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This letter is to inform you that the Democratic Caucus has appointed Assemblyman Joe Baca to fill the vacancy on the Rules Committee and Assemblywoman Susan Davis will serve as the alternate.

Sincerely,

RICHARD KATZ
Assembly Democratic Leader

AUTHOR'S AMENDMENTS

Committee on Transportation

February 9, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 498

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

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.

REQUEST FOR UNANIMOUS CONSENT

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 Paul Alan Esola, of Sacramento.

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 friend and feminist Lois Eskew, of California City, mother of Carol Ann Peterson.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Bowler announced that the Committee on Transportation would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

ACTION RESCINDED ON SENATE BILL NO. 1315

Assembly Member Isenberg was granted unanimous consent to rescind the action whereby the Assembly, on July 29, 1995 (Assembly Journal, page 3048), passed Senate Bill No. 1315, and whereby the bill was ordered transmitted to the Senate; and that the bill be placed upon the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1322, on request of Assembly Member Gallegos.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 668 (As proposed by the Conference Committee)—An act to amend Sections 3041, 3041.2, 3059, 3109, 4033, 4036, 4049, 4051, and 4052 of, and to add Sections 2042, 2266, 3026.5, 3027.5, 3041.1, 3041.3, 3096.5, 3108, and 3152.5 to, the Business and Professions Code, relating to optometry, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Isenberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—59

Ackerman	Cannella	House	Napolitano
Aguiar	Conroy	Isenberg	Olberg
Alby	Cunneen	Kaloogian	Rainey
Archie-Hudson	Davis	Katz	Richter
Baca	Ducheny	Knight	Rogan
Baldwin	Escutia	Knowles	Setencich
Battin	Figueroa	Kuehl	Sher
Baugh	Firestone	Kuykendall	Speier
Bowen	Gallegos	Lee	Sweeney
Bowler	Goldsmith	Margett	Takasugi
Brewer	Granlund	Mazzoni	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Campbell	Hoge	Murray, Kevin	

NOES—None

Report adopted by the following vote:

AYES—59

Ackerman	Cannella	House	Napolitano
Aguiar	Conroy	Isenberg	Olberg
Alby	Cunneen	Kaloogian	Rainey
Archie-Hudson	Davis	Katz	Richter
Baca	Ducheny	Knight	Rogan
Baldwin	Escutia	Knowles	Setencich
Battin	Figueroa	Kuehl	Sher
Baugh	Firestone	Kuykendall	Speier
Bowen	Gallegos	Lee	Sweeney
Bowler	Goldsmith	Margett	Takasugi
Brewer	Granlund	Mazzoni	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Campbell	Hoge	Murray, Kevin	

NOES—None

CAUCUS ANNOUNCEMENTS

At 9:12 a.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

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. 458, 976, 1317, 574, and 378 and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following item:

Senate Bill No. 668, Urgency and Conference Report: Brown, Ducheny, Morrow, and Vasconcellos—Aye.

MOTION TO ADJOURN

At 9:12 a.m., Assembly Member Kevin Murray moved that the Assembly do now adjourn.

Assembly Member Olberg seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:13 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2217—Bowler. An act to add Section 4011.4 to the Penal Code, relating to corrections.

ASSEMBLY BILL NO. 2218—Woods (Senator Johannessen, coauthor). An act to amend Section 23958.4 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2219—Mazzoni, Burton, and Harvey, (Senator Marks, coauthor). An act to amend Section 14581 of the Public Resources Code, relating to beverage containers, and making an appropriation therefor.

ASSEMBLY BILL NO. 2220—Woods. An act to amend Section 1203.09 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2221—Kevin Murray. An act to add Section 18063.4 to the Health and Safety Code, relating to mobilehomes.

ASSEMBLY BILL NO. 2222—Kevin Murray. An act to add Section 20205 to the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2223—Kevin Murray. An act to add Chapter 9.9 (commencing with Section 3450) to Division 4 of Title 1 of the Government Code, relating to court employees.

ASSEMBLY BILL NO. 2224—Kuehl. An act to amend Sections 243 and 273.6 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 2225—Bowler. An act to amend Section 3212.6 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2226—Bowler. An act to amend Section 11054 of the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2227—Bowler. An act to add Article 8 (commencing with Section 11395) to Chapter 6 of Division 10 of the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2228—Mazzoni and Burton (Senators Leslie and Marks, coauthors). An act to amend Sections 97.2, 97.3, and 97.38 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2229—Woods. An act relating to veterans.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 56—Goldsmith. Relative to Mediation Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 57—Cunneen, Sher, Vasconcellos, Bowler, Figueroa, and McPherson, (Senator Alquist, coauthor). Relative to the West Valley Freeway.

ASSEMBLY CONCURRENT RESOLUTION NO. 58—Willard Murray (Principal coauthors: Archie-Hudson, Lee, McDonald, Kevin Murray, and Tucker) (Principal Senate coauthors: Dills, Hughes, and Watson) Alby, Baca, Bowen, Bustamante, Caldera, Campbell, Cunneen, Davis, Figueroa, Frusetta, Gallegos, Hannigan, Hauser, Katz, Knox, Kuykendall, Martinez, Morrissey, Takasugi, and Vasconcellos (Senators Alquist, Beverly, Costa, Greene, Hayden, Haynes, Killea, Kopp, Lockyer, O'Connell, Petris, Rosenthal, and Solis, coauthors). Relative to Black History Month.

MESSAGES FROM THE SENATE

Senate Chamber, February 9, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 53

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered enrolled.

Senate Chamber, February 9, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 44

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, February 9, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 47

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 47—Relative to television and radio broadcasters day.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Kevin Murray, the Assembly adjourned until 11 a.m., Tuesday, February 13, 1996, out of respect to the memory of Paul Alan Esola, on motion of Assembly Member Morrissey; and out of respect to the memory of Lois Eskew, on motion of Assembly Member Kuehl.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 9, 1996

The following measure was amended in the Assembly on this day:

SB	RN
498	9605871

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 13, 1996

ONE HUNDRED SIXTY-EIGHTH SESSION DAY

FOUR 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
Tuesday, February 13, 1996

The Assembly met at 11 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:12 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Caldera	Hoge	Murray, Willard
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knowles	Rogan
Bates	Ducheny	Knox	Setencich
Battin	Escutia	Kuehl	Sher
Baugh	Figueroa	Kuykendall	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Burton	Hauser	Morrow	Woods
Bustamante	Hawkins	Murray, Kevin	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, Guide us with Your strengthening hand as we continue to serve our communities and this great state. Help us remain steadfast in our desire to love our neighbor as ourselves and to love You with all our heart. We send up joyful praise to You, Lord, and we thank You for blessing us with the freedom to worship You freely and openly. Grant us lasting oneness with You, O God, and be beside us always.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Richter, seconded by Assembly Member Burton.

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 Lee and McDonald.

Because of illness in her family: Assembly Member Friedman.

COMMUNICATIONS

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

96011
January 30, 1996

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 know 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 June 1995 through November 1995, the department has made significant improvement in processing drug TARs within one working day and has reduced its backlog of unprocessed drug TARs.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

95114
January 31, 1996

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 California Legislature and through language in the Supplemental Report of the 1995 Budget Act, the Bureau of State Audits presents its audit report concerning the Office of Emergency Services (OES). In a broad-scope performance audit, we look at whether a department:

- Has fulfilled its mission and responsibilities and the extent that its programs are meeting the desired objectives (effectiveness); and
- Can accomplish its goals by streamlining, economizing, or generally performing its operations smarter, cheaper, and quicker (efficiency).

In this report, we evaluated OES's efficiency and effectiveness at meeting its mission to coordinate emergency activities during disasters and expedite recovery from disasters. We conclude that OES is very effective during the immediate response to emergencies. However, it has had limited success in meeting its responsibilities in the area of processing disaster assistance claims due to both federal policies and procedures and its own administrative shortcomings. We also found that OES has significant administrative weaknesses. Specifically, it has not been able to justify its request for staffing increases, has not adequately anticipated its cash flow needs, and has not effectively managed its contracts or its use of information technology.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Governmental Organization.

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 Ann Copeland, of Hermosa Beach.

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 Mrs. Charlie Peyton, President, Delta Sigma Theta Life Development Center, of Los Angeles.

Assembly Member Brewer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carolyn Kemple, of Hacienda Heights.

RECESS

By unanimous consent, at 11:20 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 2:37 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 52 (Kuehl)—Relative to Celebrating California Nonprofits 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 unanimously.

Above resolution ordered enrolled.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Firestone was granted unanimous consent that Senate Bill No. 1189 be withdrawn from the Committee on Higher Education and re-referred to the Committee on Education.

HOUSE RESOLUTION NO. 33 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Thompson was granted unanimous consent to take up House Resolution No. 33, without reference to committee or file.

HOUSE RESOLUTION NO. 33—Relative to commending the Roman Catholic Church in California.

Resolution read.

Motion to Amend

Assembly Member Thompson moved the adoption of amendments.

Amendments read and adopted.

Members Made Coauthors of House Resolution No. 33

Assembly Member Thompson was granted unanimous consent that all Assembly Members voting "Aye" be placed upon House Resolution No. 33 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alpert, Baca, Baugh, Bowen, Brulte, Bustamante, Cannella, Cortese, Ducheny, Figueroa, Firestone, Frusetta, Gallegos, Goldsmith, Harvey, Hauser, Hawkins, Knox, Machado, Margett, Martinez, Miller, Morrow, Kevin Murray, Willard Murray, Napolitano, Rainey, Speier, Sweeney, Takasugi, and Tucker.

Request for Unanimous Consent

Assembly Member Thompson was granted unanimous consent to take up House Resolution No. 33, as amended, without reference to print or file.

Consideration of House Resolution No. 33, as Amended

HOUSE RESOLUTION NO. 33—Relative to commending the Roman Catholic Church in California.

Resolution read, as amended, and adopted.

Resolution ordered reprinted.

RECESS

By unanimous consent, at 2:40 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 2:50 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

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. 458, 976, 1317, 574, and 378 and Senate Bills Nos. 1332 and 394 were continued until Friday, February 16, 1996.

MOTION TO ADJOURN

At 2:52 p.m., Assembly Member Bustamante moved that the Assembly do now adjourn.

Assembly Member Brewer seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following item:

House Resolution No. 33: Bustamante, Cannella, Cortese, Martinez, and Speier—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:53 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2230—Burton. An act to amend Section 454.5 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2231—Kuehl. An act to amend Sections 836 and 847 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 2232—Woods. An act to add Section 15202.5 to the Government Code, relating to trial costs.

ASSEMBLY BILL NO. 2233—Willard Murray. An act to add Section 102.4 to the Business and Professions Code, relating to cemeteries.

ASSEMBLY BILL NO. 2234—Willard Murray. An act to amend Sections 9650, 9650.4, 9751, 9752, 9753, 9754, 9755, 9756, 9757, 9758, 9759, 9760, 9760.5, 9760.6, 9761, 9762, 9763, 9764, and 9765 of the Business and Professions Code, relating to cemeteries.

ASSEMBLY BILL NO. 2235—Brulte, Mazzoni, and McPherson. (Principal Senate coauthor: Leonard) Aguiar, Baldwin, Battin, Baugh, Bordonaro, Conroy, Cunneen, Frusetta, Goldsmith, Granlund, Hawkins, Kaloogian, Knight, Kuykendall, Margett, Miller, Morrow, Richter, Takasugi, and Woods. An act to amend Section 42238 of, and to add Section 42238.45 to, the Education Code, relating to school finance.

ASSEMBLY BILL NO. 2236—Conroy. An act to amend Section 3303 of the Government Code, relating to public safety officers.

ASSEMBLY BILL NO. 2237—Willard Murray. An act to amend Sections 7054.7 and 8113.5 of, and to add Section 8113.7 to, the Health and Safety Code, relating to dead bodies.

ASSEMBLY BILL NO. 2238—Willard Murray. An act to amend Section 8301 of the Health and Safety Code, relating to cemeteries.

ASSEMBLY BILL NO. 2239—Woods. An act to amend Sections 5653 and 5653.9 of the Fish and Game Code, relating to dredges, and making an appropriation therefor.

ASSEMBLY BILL NO. 2240—Battin. An act to add Section 23175.5 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2241—Mazzoni. An act to amend Sections 47602, 47605, and 47612 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2242—Burton. An act to amend Section 114145 of the Health and Safety Code, relating to food facilities.

ASSEMBLY BILL NO. 2243—Alpert. An act to amend Section 41954 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2244—Woods. An act to amend Section 35555 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2245—House. An act to amend Section 35401.3 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2246—House (Principal Senate coauthor: Monteith). An act to add Section 73.2 to the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2247—Miller. An act to amend Section 69954 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 2248—Baldwin. An act to amend Sections 51201.5, 51240, 51550, and 51820 of, and to repeal Section 51551 of, the Education Code, relating to school districts.

INTRODUCTION OF GUESTS

Assembly Member Rogan, of the 43rd Assembly District, introduced Dr. and Mrs. Maynard Jacobson, of St. Paul, MN.

Assembly Member Baca, of the 62nd Assembly District, introduced Victor Zupancich, of San Bernardino.

Assembly Member Kaloogian, of the 74th Assembly District, introduced his brother Dr. Harold H. Kaloogian, and Dr. Nicholas DeSantis and Dr. David S. Mazza, of San Diego County.

ADJOURNMENT

At 3 p.m., on motion of Assembly Member Bustamante, the Assembly adjourned until 7 a.m., Wednesday, February 14, 1996, out of respect to the memory of Ann Copeland, on motion of Assembly Member Bowen; out of respect to the memory of Mrs. Charlie Peyton, on motion of Assembly Member Archie-Hudson; and out of respect to the memory of Carolyn Kemple, on motion of Assembly Member Brewer.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 13, 1996

The following measure was amended in the Assembly on this day:

House Resolution
33

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 14, 1996

ONE HUNDRED SIXTY-NINTH SESSION DAY

FOUR HUNDRED THIRTY-SEVENTH 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
Wednesday, February 14, 1996

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:

Ackerman	Campbell	Hoge	Murray, Kevin
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Escutia	Knox	Setencich
Bates	Figueroa	Kuehl	Speier
Battin	Firestone	Kuykendall	Sweeney
Baugh	Friedman	Lee	Takasugi
Bordonaro	Frusetta	Machado	Thompson
Bowen	Gallegos	Margett	Tucker
Bowler	Goldsmith	Martinez	Vasconcellos
Brewer	Granlund	Mazzoni	Villaraigosa
Brown	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	

Quorum present.

At 1:20 p.m., Hon. Martha M. Escutia, 50th 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 Boland, Caldera, Isenberg, McDonald, Rogan, and Sher.

On personal business, and waiving per diem: Assembly Member Willard Murray.

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:

February 6, 1996

Speaker Curt Pringle
State Capitol
Sacramento, California

Dear Speaker Pringle: This letter is to respectfully request to be excused from check in session on Wednesday, February 14, 1996 due to legislative business in my district. If you have any questions please feel free to contact Nathalie Halberg at (916) 445-8366.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

February 14, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session today due to legislative business in my district.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

February 7, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I will be traveling to San Diego, late morning, on Wednesday, February 14. I have been invited to speak at a League of California Cities meeting on a legislative issue. I am planning to return that same evening.

Please excuse me from any Committee meetings that may be held during this time.

Thank you for your consideration.

Sincerely,

PHIL ISENBERG, Assembly Member
Ninth District

February 14, 1996

Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request that I be excused from session on Wednesday, February 14, 1996 to handle legislative business in my district. I also request *per diem.*

Thank you in advance for your consideration.

Sincerely,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

February 13, 1996

Speaker Curt Pringle
California State Assembly
State Capitol
Sacramento, California

Dear Speaker Pringle: Please excuse me from check-in on Wednesday, February 14, Thursday, February 15 and session, Friday, February 16, 1996. I will be on legislative business in the district.

Thank you. With best personal regards, I remain

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-third District

February 9, 1996

Honorable Curt Pringle
Speaker of the Assembly
Room 219
State Capitol

Dear Speaker Pringle: As I indicated to you on the floor today, I will be working in my district for a portion of next week. Please excuse me on legislative business from check-in session on Wednesday, February 14 and Thursday, February 15, and from floor session on Friday, February 16.

Thank you for your consideration.

Sincerely,

BYRON D. SHER, Assembly Member
Twenty-first District

COMMUNICATIONS

The following communication was presented by the Chief Clerk from:

Bill Jones, Secretary of State, Office of the Secretary of State, dated January 12, 1996, transmitting a copy of the qualified initiative entitled:

Attorneys. Fees. Right to Negotiate. Frivolous Lawsuits. Initiative Statute.

Referred pursuant to Elections Code, Section 9034, to the Committees on Judiciary and Elections, Reapportionment and Constitutional Amendments.

REPORTS

The following reports were presented by the Chief Clerk:

An Investigation into the Establishment of Special Telecommunications Programs to Encourage Telecommuting in the Entire State (Pursuant to Senate Bill 1939, Chapter 943)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated January 26, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

The Inland Wetlands Conservation Program Wildlife Conservation Board's Contributions Toward the Central Valley Habitat Joint Venture (Pursuant to Chapter 1645, Statutes of 1990)

Above transmitted report, together with letter of transmittal from W. John Schmidt, Executive Director, Wildlife Conservation Board, Department of Fish and Game, Sacramento, dated January 30, 1996, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Report on Salaries in Occupations Comparable to State Civil Service 1995–96 (Pursuant to Government Code Section 19826)

Above transmitted report, together with letter of transmittal from David J. Tirapelle, Director, Department of Personnel Administration, Sacramento, dated January 30, 1996, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

Annual Report on Exempt Employees, December 31, 1995 (Pursuant to Government Code Section 12010.6(f))

Above transmitted report, together with letter of transmittal from David J. Tirapelle, Director, Department of Personnel Administration, Sacramento, dated January 31, 1996, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

New Reports of Award-Winning State Programs, CSG's Innovations Award Program

Above transmitted report, together with letter of transmittal from Daniel M. Sprague, Executive Director, the Council of State Governments, San Francisco, dated January 1996, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

California Law Revision Commission, Annual Report 1995 (Pursuant to Government Code Sections 8291 and 11095)

Above transmitted report, together with letter of transmittal from Nathaniel Sterling, Executive Secretary, California Law Revision Commission, Palo Alto, dated February 1, 1996, referred by the Speaker to the Committee on Judiciary.

California Public Employees' Retirement System, General Purpose Financial Statements for the Fiscal Year Ended June 30, 1995 (Pursuant to Government Code Section 20228)

Above transmitted report, together with letter of transmittal from William Dale Crist, President, CalPERS' Board of Administration, Sacramento, dated February 2, 1996, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

California Department of Consumer Affairs, Annual Report 1994–95

Above transmitted report, together with letter of transmittal from Marjorie M. Berte, Director, Department of Consumer Affairs, Sacramento, dated February 5, 1996, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Status of Utility Activities to Improve the Energy Efficiency of Manufactured Housing and Mobile Homes (Pursuant to Public Utilities Code Section 701.6)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated February 8, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 53

And reports the same correctly enrolled, and presented to the Secretary of State on the 14th day of February, 1996, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2249—Cannella. An act to add and repeal Section 743.3 of the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2250—Poochigian. An act to amend Section 461 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2251—Poochigian. An act to add Sections 2800.4 and 10851.1 to, and to amend and repeal Section 10851 of, the Vehicle Code, and to amend Section 626.5 of the Welfare and Institutions Code, relating to vehicles.

ASSEMBLY BILL NO. 2252—Poochigian. An act to add Article 1 (commencing with Section 82500) to Chapter 8 of Part 49 of the Education Code, relating to the State Center Community College District.

ASSEMBLY BILL NO. 2253—Cunneen. An act to amend Section 11710 of the Government Code, relating to information technology.

ASSEMBLY BILL NO. 2254—Cunneen. An act to amend Sections 859b and 1382 of the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2255—Cunneen. An act to repeal Section 62000.11 of the Education Code, relating to adult education.

ASSEMBLY BILL NO. 2256—Woods. An act to amend Section 49141 of the Education Code, and to amend Section 1394 of the Labor Code, relating to minors.

ASSEMBLY BILL NO. 2257—Kuykendall. An act to amend Section 484d of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2258—Kuykendall. An act to amend Section 273ab of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2259—Kuykendall. An act to amend Section 73 of, to add Article 3.5 (commencing with Section 450) to, and to repeal and add Article 3 (commencing with Section 300) of, Chapter 2 of Division 1 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2260—Kuykendall. An act to repeal Sections 54433 and 54434 of the Government Code, and to amend Sections 20981, 26500, 31006, and 36153 of, and to repeal Sections 74880 and 74978 of, the Water Code, relating to water.

ASSEMBLY BILL NO. 2261—Takasugi. An act to amend Sections 803, 1327, and 1328 of the Unemployment Insurance Code, relating to unemployment compensation.

ASSEMBLY BILL NO. 2262—Cunneen. An act to add Section 769.55 to the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2263—Kevin Murray. An act to add Section 1950.6 to the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 2264—Poochigian. An act to amend Section 12841 of the Food and Agricultural Code, relating to economic poisons.

ASSEMBLY BILL NO. 2265—Villaraigosa. An act to add Section 42239.7 to the Education Code, relating to summer school.

ASSEMBLY BILL NO. 2266—Cortese. An act to amend Section 2074.8 of the Fish and Game Code, relating to endangered species.

ASSEMBLY BILL NO. 2267—Harvey. An act to amend Section 19601 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 2268—Thompson. An act to amend Sections 17576 and 17579 of the Government Code, relating to state mandates.

ASSEMBLY BILL NO. 2269—Thompson. An act to add Section 16501 to the Health and Safety Code, relating to substandard buildings.

ASSEMBLY BILL NO. 2270—Thompson. An act to amend Section 474 of the Code of Civil Procedure, relating to civil procedure.

ASSEMBLY BILL NO. 2271—Thompson. An act to add Section 85310 to the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 2272—Thompson. An act to amend Section 3260 of, and to add Section 3260.2 to, the Civil Code, relating to works of improvement.

ASSEMBLY BILL NO. 2273—Thompson. An act to amend Section 45203 of the Education Code, relating to classified employees.

ASSEMBLY BILL NO. 2274—Thompson. An act to amend Section 139.05 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2275—Thompson. An act to amend Section 13307 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 2276—Thompson. An act to add Section 1714.15 to the Civil Code, relating to civil liability.

ASSEMBLY BILL NO. 2277—Thompson. An act to add and repeal Sections 17052.28 and 23628 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2278—Battin. An act to add Section 23433.5 to the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2279—Alpert. An act to amend Section 1789.12 of the Civil Code, relating to consumer credit.

ASSEMBLY BILL NO. 2280—Cortese. An act to add Chapter 7 (commencing with Section 12560) to Part 5 of Division 6 of the Water Code, relating to water.

ASSEMBLY BILL NO. 2281—Aguiar. An act to add Section 1720.1 to the Labor Code, relating to public works.

ASSEMBLY BILL NO. 2282—Knox. An act to add Section 21655.9 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2283—Kuehl. An act to amend Section 20440 of the Elections Code, relating to Code of Fair Campaign Practices.

ASSEMBLY BILL NO. 2284—Boland. An act to repeal and add Chapter 8 (commencing with Section 3000) of Title 1 of Part 3 of the Penal Code, relating to parole.

ASSEMBLY BILL NO. 2285—Aguiar. An act to amend Sections 2800.1, 2800.2, 2800.3, 11113, 12804.9, 13201, 13351, 14602, and 17004 of, and to add Section 2800.4 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2286—Boland. An act to amend Sections 4456 and 4456.1 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2287—Woods. An act to amend Sections 861 and 862 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2288—Aguiar. An act to amend Section 22651 of, and to add Section 23109.2 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2289—Woods. An act to amend Section 487 of the Penal Code, relating to grand theft.

ASSEMBLY BILL NO. 2290—Cortese. An act to add Section 53121 to the Government Code, relating to juvenile crime reporting.

ASSEMBLY BILL NO. 2291—Knox. An act to add Section 846.1 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 2292—Knox. An act to amend Section 170 of, and to add Section 198.2 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2293—Davis. An act to amend Section 39802 of the Education Code, relating to school transportation.

ASSEMBLY BILL NO. 2294—Sweeney. An act to amend Sections 3042 and 3058.6 of, and to add Sections 3044 and 3054 to, the Penal Code, relating to parole.

ASSEMBLY BILL NO. 2295—Sweeney (Principal coauthor: Thompson). An act to amend Section 53069.3 of the Government Code, to amend Sections 594, 594.1, 594.6, 594.8, 640.5, 640.6, and 4024.2 of the Penal Code, to amend Section 13202.6 of the Vehicle Code, and to amend Section 729.1 of the Welfare and Institutions Code, relating to graffiti.

ASSEMBLY BILL NO. 2296—Gallegos. An act to amend Section 795 of the Evidence Code, relating to testimony.

ASSEMBLY BILL NO. 2297—Cunneen. An act to add Section 18250 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2298—Cunneen. An act to amend Section 16996 of the Welfare and Institutions Code, relating to health care for indigents.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 59—Thompson (Principal Senate coauthor: Haynes). Relative to Lake Domenigoni.

ASSEMBLY JOINT RESOLUTION NO. 52—Poochigian. Relative to the federal Endangered Species Act of 1973.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

Date of Hearing: February 9, 1996

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 848

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOWLER, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: February 5, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 207

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.

CONROY, Chairman

Above bill ordered to second reading.

ADJOURNMENT

At 4 p.m., the Assembly adjourned until 7 a.m., Thursday, February 15, 1996.

CURT PRINGLE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 15, 1996

ONE HUNDRED SEVENTIETH SESSION DAY

FOUR 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
Thursday, February 15, 1996

The Assembly met at 7 a.m.
Hon. Dick Ackerman, Assembly Member, 72nd District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—66:

Ackerman	Caldera	Hawkins	Morrissey
Aguiar	Campbell	Hoge	Morrow
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Isenberg	Napolitano
Archie-Hudson	Cunneen	Kaloogian	Olberg
Baca	Davis	Katz	Richter
Baldwin	Ducheny	Knight	Setencich
Battin	Escutia	Knowles	Sweeney
Baugh	Firestone	Kuehl	Takasugi
Boland	Friedman	Kuykendall	Thompson
Bordonaro	Frusetta	Lee	Tucker
Bowen	Gallegos	Machado	Vasconcellos
Bowler	Goldsmith	Margett	Weggeland
Brewer	Granlund	Martinez	Woods
Brulte	Hannigan	Mazzoni	Mr. Speaker
Burton	Harvey	McDonald	
Bustamante	Hauser	Miller	

Quorum present.

At 2:09 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 legislative business: Assembly Members Bates, Brown, Knox, Kevin Murray, Poochigian, Rainey, Rogan, Sher, Speier, and Villaraigosa.

On personal business, and waiving per diem: Assembly Members Figueroa and McPherson.

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:

February 13, 1996

Honorable Curt Pringle
State Capitol Building, Room 219
Sacramento, California

Dear Mr. Speaker, I am requesting that I be excused from legislative session on February 15 for the purpose of legislative business in my district.

Thank You,

TOM BATES, Assembly Member
Fourteenth District

February 13, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Curt: I am writing to respectfully request that I be excused from Session on Thursday, February 15. I will be in my district on legislative business.

Should you have any questions concerning the above, please call me at 445-8492.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

February 14, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Thursday, February 15, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 14, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Thursday, February 15, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

February 14, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request permission to be excused on Thursday, February 15, 1996 due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

CHARLES S. POOCHIGIAN, Assembly Member
Twenty-ninth District

February 15, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in on Thursday, February 15, 1996. I will be conducting legislative business in the District on that day.

Thank you for your attention to this request.

Sincerely,

RICHARD K. RAINEY, Assembly Member
Fifteenth District

February 15, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, Thursday, February 15, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

February 2, 1996

Speaker Curt Pringle
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker, This is to request that I be excused from check-in session on Thursday, February 15, 1996, due to some legislative business in my District.

Your consideration of this matter is greatly appreciated.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

(NOTE: For letters explaining the absences of Assembly Members Rogan and Sher on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, February 14, 1996.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 15, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assemblyman Bill Morrow is appointed to the Judicial Council, replacing Assemblyman Phil Isenberg who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

February 15, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that the attached list outlines the committee jurisdictions as approved by the Assembly Rules Committee. Bills will be referred according to these jurisdictions.

Sincerely,

CURT PRINGLE
Chair, Committee on Rules

ASSEMBLY
Standing Committee Jurisdictions
February 15, 1996

Agriculture
Appropriations
Budget
Banking and Finance
Consumer Protection, Governmental Efficiency and Economic Development
Education
Elections, Reapportionment and Constitutional Amendments

Environmental Safety and Toxic Materials
Governmental Organization
Health
Higher Education
Housing and Community Development
Human Services
Insurance
Judiciary
Labor and Employment
Local Government
Natural Resources
Public Employees, Retirement and Social Security
Public Safety
Revenue and Taxation
Rules
Televising the Assembly and Information Technology
Transportation
Utilities and Commerce
Water, Parks and Wildlife

Agriculture

Agriculture
Agricultural Chemicals
Agricultural Commodities and Commissions
Department of Food and Agriculture
Department of Pesticide Regulation
Economic Poisons
Expositions and Fairs
Food Labeling
Labeling of Agricultural Commodities
Livestock and Poultry
Marketing Law
Milk and Milk Products
Pest Management and Pesticides
Veterinarians

Appropriations

Fiscal bills
General obligation bond acts
Revenue bonds

Budget

Budget Bill
Appropriations for capital outlay projects which supplement the annual budget bill
Bills which establish state budget policy and procedures
Budget trailer bills not referred to a policy committee
Current fiscal year appropriations for new projects and programs
Deficiency bills
Judgments and settlements bills
State mandate claims bills

Banking & Finance

California Pollution Control Financing Authority
Charitable and cooperative corporation law
Consumer finance and credit reporting
Corporate securities law
Financial institutions
Foreign banking
Foreign investments in California
Formation of new corporate entities
Franchises, except for arbitration of disputes between franchisor/franchisee
Industrial development bonds
Insurance finance and lending practices
Real property finance
State investment practices

Consumer Protection, Governmental Efficiency and Economic Development

Administrative Procedure Act and Office of Administrative Law
Business advocacy within California and the United States
Charitable solicitation
Consumer protection
Creation of new regulatory agencies
Department of General Services
Development and expansion of new technologies, except energy
Economic development
Economic disaster relief
Economic impact reports
Governmental efficiency & cost control
Impacts of Federal budget on high tech projects
Industrial innovation and research
Occupational licensing, excluding health professionals
Product labeling, except agricultural & medical
Property acquisition, state & loan
Property acquisition law
Small business development & operations
State governmental organization and reorganization
State printing and binding contracts
State procurement
Sunsetting of boards and commissions
Weights and measures

Education

Adult Education
Certificated employees of schools and teacher salaries
Charter Schools
Leasing of school property
K–12 education
Pupil records
School buses and crossing guards
School facilities and finance

Elections, Reapportionment & Constitutional Amendments
California Political Reform Act
Campaign finance
Constitutional amendments
Elections
Reapportionment

Environmental Safety & Toxic Materials
Drinking water regulation, toxic contamination of water
Emergency response relating to hazardous materials
Hazardous waste regulation and remediation
Pesticides
Proposition 65
Regulation of consumer products containing toxic substances under the Sherman Food, Drug & Cosmetics law
Toxic air contaminants and indoor air quality
Toxic substances and hazardous materials, except for workplace safety
Underground storage tank regulation and cleanup

Governmental Organization
Alcoholic Beverage Control
Athletics, State Athletic Commission
Emergency services, excluding medical emergencies)
Fire safety, excluding residential building standards
Gaming
Horseracing
Natural disasters
Open meetings laws as they affect state government
Public records and Public Records Act
State Fire Marshal
State holidays, seals, and official acts
State Lottery
State military and National Guard
Tobacco products
Veterans, Department of Veterans Affairs, Cal-Vet loan program

Health
Alcohol and drug abuse treatment
Developmental disabilities
Health care
Licensing of health care professionals and facilities
Mental health, except mentally disordered offenders
Prescriptions
Public health programs

Higher Education
Academic research partnerships with the private sector
Community college job training programs
Postsecondary education, financial aid and campuses

Housing and Community Development
Condominium conversions
Discrimination in housing
Housing rehabilitation

Mobilehomes
Public finance of housing
Redevelopment
Rent control
Residential building standards
Structural fire safety
Subdivision Map Act re: housing

Human Services

Children's programs and services
Developmental centers
Foster care
Licensing and regulations of child care facilities
Public assistance (General Assistance, AFDC, and SSI/SSP)
Senior and handicapped services
Services for the handicapped under the Department of Rehabilitation
Department of Social Services programs

Insurance

Disability insurance
Insurance
Insurance investment, excluding finance, lending and lending practices
Unemployment compensation
Vehicle financial responsibility
Workers' compensation

Judiciary

Administration of justice and court personnel
Administrative procedure
Adoptions
Arbitration of disputes between franchisor/franchisee
Civil Code
Code of Civil Procedure
Condemnation
Confidentiality of court records
Eminent Domain
Enforcement of judgments
Evidence Code, excluding criminal procedure
Family law
Landlord/tenant relations
Legal notices
Liens
Notary Public
Probate Code
Product liability
Property acquisition (private property acquired by state agency)
Public administration of estates
Racial quotas and minority set asides
State Bar
Trade restraints
Tort liability

Labor and Employment

Agricultural Labor Relations Act
Discrimination in employment
Employment Development Department
Unemployment insurance—length of coverage
Workplace safety regulations and Cal-OSHA

Local Government

Administration of special districts
Benefit assessments, special taxes and local alternative revenue sources
City and county organization and powers
Joint exercise of powers
Local Agency Formation Commission
Municipal Improvement Acts of 1911, 1913, etc.
Ralph M. Brown Act
Subdivisions
Uniform accounting and reporting procedures for local agencies

Natural Resources

Beverage Container Recycling Act
California Environmental Quality Act
Coastal Act, Coastal Commission and Coastal Conservancy
Coachella Valley Mountains Conservancy
Department of Conservation programs
Endangered Species
Energy conservation, research, development, and demonstration and siting of power plants
Forestry
Harbors
Lake Tahoe Conservancy
Solid waste management, except hazardous substances
Stationary source air pollution
Natural Communities Conservation Planning Act
Oil Spill Prevention and Response Act
San Francisco Bay Conservation and Development Commission
Santa Monica Mountains Conservancy
State lands
Subdivision Map Act re: timber, coastal, agricultural land use
Tidelands and submerged lands
Vessel traffic management systems (VTMS)
Wild and scenic rivers

Public Employees, Retirement & Social Security

Classified school employes
Judges Retirement Law
Public employee collective bargaining
Public retirement administration and investment strategy

Public Safety

Asset forfeiture
Controlled substances
Crime victims and restitution
Criminal procedure

Driving under the influence
Felony offenses and those misdemeanor violations not incidental to the subject matter of another committee
Grand juries
Impoundment of vehicles
Inspection of stolen vehicles
Juvenile law
Peace officers
Penal Code
Qualifications of counsel in criminal matters
Youth authority and prisons—construction and discipline

Revenue & Taxation

All matters relating to taxation
Revenue & Taxation Code

Rules

Business of the Legislature

Televising the Assembly and Information Technology

All matters relating to televising the Assembly

Transportation

California Highway Patrol
Drivers' licenses
Highways and airports
Mass transit systems
Mobile sources of air pollution
School bus safety and maintenance
Transit authority
Transportation financing
Vehicles, aircraft, and vessels—operation, safety, equipment, transfer of ownership, licensing and registration
Vehicle weight restrictions

Utilities & Commerce

Business advocacy of international trade
California overseas offices
California-Mexico relations
Common carriers
Enterprise zones
Expansion of overseas markets
Foreign investments
International trade, research and import/export finance
Motion picture industry
Public Utilities Commission, rate increases regulated by the PUC
Sister State Agreements and Friendship Agreements with other nations
Telecommunications
Tourism
Trucking regulated by the PUC
Women & minority business enterprises (WMBE)

Water, Parks & Wildlife
Department of Water Resources
Drought Relief
Fish and game
Flood control
Museums
Native plants
Parks and recreation
State Historical Resources Commission
State Water Resources Control Board
Stream resource management
Water and water supply planning
Water rights and water banks

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:

Schools, Spending Limits on Administration. Initiative Statute.

Referred by the Speaker to the Committee on Education.

Education. Four District Pilot Program. Advancement by Test. Grants for Private Schooling. Initiative Statute.

Referred by the Speaker to the Committee on Education.

Judges, Limiting Immunity. Special Grand Juries. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Judiciary.

Limiting Immunity. Judges. Prosecutors. Social Workers. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Judiciary.

Frivolous Lawsuits. Attorneys' Contingent Fees. Limits. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

Equal Opportunity. Prohibits Quotas. Permits Goals. Initiative Statute.

Referred by the Speaker to the Committee on Judiciary.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 15, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 52

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of February, 1996, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2299—Davis. An act to add Section 24045.14 to the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2300—McPherson. An act to amend Sections 6516, 11007.7, and 53050 of the Government Code, relating to joint exercise of powers.

ASSEMBLY BILL NO. 2301—Battin. An act to add Section 13519.85 to the Penal Code, relating to peace officers.

ASSEMBLY BILL NO. 2302—Woods. An act to amend Section 6362.7 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2303—Kuehl. An act to add Section 26860 to the Government Code, relating to mediation.

ASSEMBLY BILL NO. 2304—Firestone. An act to amend Section 25110 of the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 2305—Firestone. An act to add Section 41203.15 to the Education Code, relating to school finance.

ASSEMBLY BILL NO. 2306—Firestone. An act to amend Section 69535 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2307—Firestone. An act to amend Sections 69769 and 69769.3 of, and to add Section 69766.1 to, the Education Code, relating to postsecondary education, and making an appropriation therefor.

ASSEMBLY BILL NO. 2308—Firestone. An act to amend Sections 11011 and 11011.21 of the Government Code, relating to state real property.

ASSEMBLY BILL NO. 2309—Firestone. An act to amend Section 1255 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 2310—Firestone. An act to amend Sections 44253.1 and 44253.10 of, to add Section 51207 to, to repeal and add Article 3 (commencing with Section 52160) of Chapter 7 of Part 28 of, and to repeal Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, the Education Code, relating to bilingual education.

ASSEMBLY BILL NO. 2311—Bustamante. An act to add Section 451.5 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2312—Woods. An act to amend Sections 912 and 912.5 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2313—Takasugi. An act to amend Section 18427 of the Financial Code, relating to industrial loan companies.

ASSEMBLY BILL NO. 2314—Cortese. An act to add Chapter 8.5 (commencing with Section 52247) to Part 28 of the Education Code, relating to education.

ASSEMBLY BILL NO. 2315—Cannella. An act to amend Sections 3037 and 7149 of the Fish and Game Code, relating to fish and game.

ASSEMBLY BILL NO. 2316—Cannella. An act to add Section 7204.7 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2317—Weggeland. An act to amend Sections 44936, 44939, 44940.5, 44941, 44944, and 44945, of, and to repeal Sections 44942 and 45047 of, the Education Code, relating to certificated school employees.

ASSEMBLY BILL NO. 2318—Goldsmith. An act to add Section 1726 to the Civil Code, relating to liability.

ASSEMBLY BILL NO. 2319—Weggeland. An act to add Section 19264 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2320—House, Harvey, Knowles, and Woods. An act to amend Section 7149 of the Fish and Game Code, relating to sportfishing.

ASSEMBLY BILL NO. 2321—Weggeland. An act to add Sections 17053.36 and 23636 to the Revenue and Taxation Code, and to add Section 22511.12 to the Vehicle Code, relating to disabled persons.

ASSEMBLY BILL NO. 2322—Bates. An act to amend Section 17710 of the Welfare and Institutions Code, relating to developmental disabilities.

ASSEMBLY BILL NO. 2323—Sher. An act to amend Section 40120.1 of, and to add Section 40059.5 to, the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2324—Bates. An act to repeal and add Sections 100505 and 100510 of, and to repeal Section 100515 of, the Health and Safety Code, relating to state property.

ASSEMBLY BILL NO. 2325—McPherson. An act to add Section 4001 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 2326—Mazzoni. An act to add Article 6 (commencing with Section 17770) to Chapter 22 of Part 10 of the Education Code, relating to school construction.

ASSEMBLY BILL NO. 2327—Hoge. An act to add Section 3005 to the Penal Code, relating to parole.

ASSEMBLY BILL NO. 2328—Hoge. An act to amend Sections 679.03, 3058.6 and 3058.8 of the Penal Code, relating to parole.

ASSEMBLY BILL NO. 2329—Goldsmith. An act to amend Section 308 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2330—Aguiar and Battin. An act relating to prison bonds.

ASSEMBLY BILL NO. 2331—Goldsmith. An act to amend Section 594 of the Penal Code, relating to crime.

ASSEMBLY BILL NO. 2332—Thompson (Principal Senate coauthor: Haynes). An act to add Part 9 (commencing with Section 560) to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to water.

ASSEMBLY BILL NO. 2333—Bates. An act to add Section 72023.1 to the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2334—Cortese. An act to amend Section 13750 of the Water Code, relating to water.

ASSEMBLY BILL NO. 2335—Bordonaro. An act to amend Section 2962 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 2336—Knox. An act to add Section 71095 to the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2337—Knox. An act to amend Section 2 of Chapter 559 of the Statutes of 1995, relating to forest resources.

ASSEMBLY BILL NO. 2338—Rainey (Senator Boatwright, coauthor). An act to amend Section 1250.8 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 2339—Harvey. An act to amend Section 110805 of the Health and Safety Code, relating to food labeling.

ASSEMBLY BILL NO. 2340—Cannella. An act to amend Sections 58031, 58032, 58033, 58034, 58035, 58036, 58037, 58038, 58039, 58040, 58041, 58042, 58061, 58062, 58091, 58092, and 58093 of, and to amend the heading of Article 2 (commencing with Section 58031) of Part 1 of Division 21 of, the Food and Agricultural Code, relating to the Department of Food and Agriculture.

ASSEMBLY BILL NO. 2341—Burton. An act to add and repeal Article 6.3 (commencing with Section 1309) of Chapter 2 of Division 2 of the Health and Safety Code, relating to health care.

ASSEMBLY BILL NO. 2342—Bordonaro. An act to add Section 816.5 to the Government Code, relating to liability.

ASSEMBLY BILL NO. 2343—Richter. An act to add Section 1342.1 to the Health and Safety Code, relating to health care service plans.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Morrissey. Relative to proclaiming Southeast Asia Genocide Remembrance Week.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 848—An act to amend, repeal, and add Sections 22349, 22354, 22356, 22357, 22358, and 22360 of, and to add Section 22366 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. 207—An act to amend Section 739.3 of the Public Utilities Code, relating to telephones.

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.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Housing and Community Development on Wednesday, April 10, 1996;

Higher Education on Tuesday, February 20, 1996, at 2:30 p.m., at Sierra College in Rocklin;

Education on Thursday, March 14, 1996, at 1 p.m. in Room 4202; and

Water, Parks and Wildlife on Tuesday, March 19, 1996, at 9 a.m. in Room 444.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: February 13, 1996

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 38

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

PRINGLE, Chairman

Above resolution re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3:45 p.m., the Assembly adjourned until 8:30 a.m., Friday, February 16, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 15, 1996

The following measures were amended in the Assembly on this day:

SB	RN
207	9605814
848	9606148

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, February 16, 1996

ONE HUNDRED SEVENTY-FIRST SESSION DAY

FOUR 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
Friday, February 16, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 Morrissey moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:40 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—61:

Ackerman	Brulte	Kaloogian	Murray, Kevin
Aguiar	Bustamante	Katz	Murray, Willard
Alby	Caldera	Knight	Napolitano
Alpert	Campbell	Knowles	Olberg
Archie-Hudson	Cannella	Kuehl	Poochigian
Baca	Conroy	Kuykendall	Rainey
Baldwin	Cunneen	Lee	Richter
Bates	Davis	Machado	Setencich
Battin	Ducheny	Margett	Sweeney
Baugh	Figueroa	Martinez	Takasugi
Boland	Friedman	Mazzoni	Vasconcellos
Bordonaro	Hannigan	McDonald	Villaraigosa
Bowen	Harvey	McPherson	Woods
Bowler	Hauser	Miller	
Brewer	Hoge	Morrissey	
Brown	House	Morrow	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord God, As we travel through life's journey and fulfil the destiny You have assigned us, give us the wisdom to proceed with prudence and consideration for others, so that those roads we take, may be avenues leading always to You. We pray You, Heavenly Father, grant us an Angel of Light, to go before us and safeguard us from all harm, by night and day, so that led by the Spirit of God, we may travel safely and not labor in vain. For You are the way and the truth and the life and we give glory to You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Bates, 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: Assembly Members Burton, Escutia, Frusetta, Gallegos, Goldsmith, Granlund, Knox, Pringle, Rogan, Sher, Speier, Thompson, and Weggeland.

On personal business, and waiving per diem: Assembly Members Firestone and Hawkins.

Because of illness: Assembly Members Cortese and Tucker.

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:

February 15, 1996

Honorable Curt Pringle
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session on Friday, February 16, 1996. I will be in my District on legislative business.

Thank you for your cooperation on this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

February 13, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker, This letter is to respectfully request your approval to be excused from Session on Friday, February 16, 1996. I have legislative business in my District.

Your favorable consideration of this matter would be greatly appreciated.

Sincerely,

MARTHA ESCUTIA, Assembly Member
Fiftieth District

February 14, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Session on February 16, 1996 due to legislative business in my district.

I appreciate your consideration of this request.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

February 14, 1996

Honorable Curt Pringle
Chairman, Assembly Rules Committee
State Capitol
Sacramento, California

Dear Mr. Chairman: This letter is to request an excused absence from Assembly Floor Session on Friday, February 16, 1996 to continue to conduct legislative business and constituent meetings in my district office.

Thank you for your consideration in this matter.

Sincerely,

MARTIN GALLEGOS, D.C., Assembly Member
Fifty-seventh District

February 9, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol—Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from session on Friday, February 16, 1996. I have legislative business in my district.

Thank you for your attention to this matter.

Sincerely,

JAN GOLDSMITH, Assembly Member
Seventy-fifth District

February 6, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request permission to be excused from session on Friday, February 16, as I have pressing legislative business in my district.

Your prompt attention to this request would be most appreciated.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixty-fifth District

February 15, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Friday, February 16, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 15, 1996

Mr. Dotson Wilson
Chief Clerk of the Assembly
Room 3196, State Capitol
Sacramento, California

Dear Mr. Wilson: Please be advised that on February 16, 1996 I will be in my district on legislative business.

Thank you for your consideration.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

February 16, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from session today, Friday, February 16, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

February 15, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from Session February 16, 1996. I have important legislative business to attend to in my district.

Please know your assistance and consideration in this matter is greatly appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

February 14, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I request authorization to tend to legislative business in my district on Friday, February 16, 1996.

Thank you for your consideration in this matter.

Sincerely,

TED WEGGELAND, Assembly Member
Sixty-fourth District

(NOTE: For letters explaining the absences of Assembly Members Rogan and Sher on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, February 14, 1996.)

COMMUNICATIONS

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:

Taxes. Schools. Tobacco, and Alcohol.
Initiative Constitutional Amendment. (Revision)

Referred by the Speaker to the Committees on Revenue and Taxation and Governmental Organization.

REPORTS

The following reports were presented by the Chief Clerk:

The California Manufacturing Competitiveness Database, Feasibility Study, Final Report, December 1995

Special Studies in Support of the California Manufacturing Competitiveness Study, Final Study, October 20, 1995 (Pursuant to Chapter 1171/1992 (AB 295, Polanco))

Above transmitted reports, together with letter of transmittal from Julie Meier Wright, Secretary, California Trade and Commerce Agency, Sacramento, dated February 13, 1996, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Setencich 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 Brock Toledo, son of Ron and Lorretta Toledo, of Hanford.

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 Mimi Travers of Oakland.

SPECIAL RECOGNITION

Assembly Member Napolitano was granted unanimous consent that David Dueñas Jr. be recognized by the Assembly on the occasion of his recent graduation from the California Highway Patrol.

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. 836 be removed from the inactive file.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced the following floor session schedule for February:

Tuesday, February 20—Floor session, 1:30 p.m.
Thursday, February 22—Floor session, 8:30 a.m.
Monday, February 26—Floor session, 10:30 a.m.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Willard Murray was granted unanimous consent that the following statement be printed in the Journal:

Assembly Concurrent Resolution No. 58 Black History Month

Since 1976, the month of February has been designated Black History Month, when we pay tribute to the unlimited contributions of African-Americans as scientists, inventors, educators, teachers and builders of this nation.

ACR 58 proclaims February 1996 as Black History Month in the State of California, and encourages each House of the Legislature and all residents of this state to participate in activities designed to celebrate the rich culture and heritage of African-Americans.

ASSEMBLY CONCURRENT RESOLUTION NO. 58 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Willard Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 58, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 58—Relative to Black History Month.

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. 58, as amended, without reference to file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 58, as Amended,

ASSEMBLY CONCURRENT RESOLUTION NO. 58—Relative to Black History Month.

Resolution read, as amended.

Members Made Coauthors of Assembly Concurrent Resolution No. 58

Assembly Member Willard Murray was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 58 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alpert, Baldwin, Bates, Battin, Brewer, Brown, Cannella, Conroy, Ducheny, Harvey, House, Knowles, Kuehl, Machado, Margett, Mazzoni, McPherson, Miller, Morrow, Napolitano, Olberg, Poochigian, Rainey, Richter, Setencich, Sweeney, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member Willard Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 58, as amended, without reference to print or file, and that the same be considered engrossed.

Further Consideration of Assembly Concurrent Resolution No. 58, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 58—Relative to Black History Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

WOMAN OF THE YEAR ANNOUNCEMENT

Assembly Member Alby announced that the Assembly Rules Committee has designated March 18, 1996 the annual "Woman of the Year" celebration and that Assembly Member Boland would preside over the proceedings.

ANNOUNCEMENTS

Assembly Member Conroy announced that Assembly Member Barbara Alby has been named National Committee Woman for the Republican National Committee.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO ADJOURN

At 8:52 a.m., Assembly Member Katz moved that the Assembly do now adjourn.

Assembly Member Bowen seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following item:

Assembly Concurrent Resolution No. 58, Coauthors: Ducheny and Hannigan—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:53 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2344—Woods. An act to add Section 68099 to the Government Code, relating to courts.

ASSEMBLY BILL NO. 2345—Morrissey. An act to amend Sections 35784 and 42030 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2346—Rainey. An act to amend Sections 56042, 56046, 56052, 56055, and 57351 of the Government Code, relating to local government organization.

ASSEMBLY BILL NO. 2347—Hoge. An act to amend Section 19582 of the Business and Professions Code, relating to horseracing, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2348—Davis. An act to amend Section 116.231 of the Code of Civil Procedure, and to amend Sections 484g and 490.5 of the Penal Code, relating to civil actions.

ASSEMBLY BILL NO. 2349—Harvey. An act to amend and renumber Section 27623 of the Health and Safety Code, relating to food facilities.

ASSEMBLY BILL NO. 2350—Morrissey. An act to amend Section 600 of the Penal Code, relating to law enforcement.

ASSEMBLY BILL NO. 2351—Frusetta. An act relating to emergency services.

ASSEMBLY BILL NO. 2352—Speier. An act to amend Section 12814.5 of, and to add Section 12804.10 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2353—Alpert. An act to add Sections 6383.5 and 6383.7 to the Family Code, and to add Section 3053.2 to the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 2354—Mazzoni. An act to amend Sections 103640 and 103645 of the Health and Safety Code, relating to vital statistics, and making an appropriation therefor.

ASSEMBLY BILL NO. 2355—Morrissey. An act to amend Section 680 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2356—Aguiar. An act to amend Sections 191.5, 192, 192.5, 193, 193.5, and 193.7 of the Penal Code, and to amend Sections 13350, 13350.5, and 13954 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2357—Morrow (Principal coauthors: Hauser and Mazzoni). An act to amend Section 831.7 of the Government Code, relating to liability.

ASSEMBLY BILL NO. 2358—House, Boland, Bordonaro, Bowler, Morrow, and Rainey, (Senator Hurtt, coauthor). An act to amend Sections 11180 and 11181 of the Government Code, to amend Sections 1255.7 and 2630 of the Unemployment Insurance Code, and to amend Sections 11350.5, 11478, and 11487.5 of, to amend, repeal, and add Section 11486 of, and to add Sections 17010 and 17015 to, the Welfare and Institutions Code, relating to social services.

ASSEMBLY BILL NO. 2359—Bustamante. An act to amend Section 1279.5 of the Code of Civil Procedure, relating to names.

ASSEMBLY BILL NO. 2360—Morrissey. An act to amend Section 15250.6 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2361—Knight. An act to add Sections 17140 and 24303 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2362—Knight. An act to amend Section 7073 of the Government Code, relating to economic development.

ASSEMBLY BILL NO. 2363—Kaloogian. An act to repeal and add Sections 19130 and 31000 of the Government Code, relating to public agencies.

ASSEMBLY BILL NO. 2364—Machado (Senator Peace, coauthor). An act to amend Section 290 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 2365—Baugh. An act to add Chapter 11 (commencing with Section 10990) to Part 2 of Division 9 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2366—Baugh. An act to amend Section 41712 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2367—Morrow. An act to amend Section 426, and to add Sections 11704.5, 11704.6, and 11704.7 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2368—Hauser. An act to amend Section 73661 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 2369—Takasugi (Senator O'Connell, coauthor). An act to amend Section 42301.12 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2370—Takasugi. An act to amend Section 21655.5 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2371—Kevin Murray. An act to add Article 9 (commencing with Section 39280) to Chapter 2 of Part 23 of the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 2372—Kevin Murray. An act to amend Section 7082 of the Government Code, and to amend Sections 17053.11 and 23623 of the Revenue and Taxation Code, relating to economic development.

ASSEMBLY BILL NO. 2373—Kevin Murray. An act to add Sections 17052.26 and 23626 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2374—Bates. An act to amend Section 14087.35 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2375—Margett. An act to add Division 8.5 (commencing with Section 7800) to Title 1 of the Government Code, to add Section 13204 to the Penal Code, and to add Section 17001.2 to the Welfare and Institution Code, relating to public social services.

ASSEMBLY BILL NO. 2376—Margett. An act to amend Sections 1203 and 1203d of the Penal Code, relating to probation.

ASSEMBLY BILL NO. 2377—Margett. An act to amend Section 982 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2378—Margett. An act to add Sections 17053.42 and 23642 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2379—Margett. An act to amend Section 54954.4 of the Government Code, relating to local agency costs, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2380—Alby. An act to amend Section 6300 of the Water Code, relating to water.

ASSEMBLY BILL NO. 2381—Bowen and Goldsmith. An act to repeal Section 20300 of the Elections Code, to amend Sections 82039, 83116, 83116.5, 84305.5, 91001, 91004, 91005.5, and 91006 of, to add Sections 84201, 85306, 85308, 85309, 85310, 85311, 85312, 85313, and 85314 to, to add Article 5 (commencing with Section 84501) to Chapter 4 of Title 9 of, to add Article 2.5 (commencing with Section 85202), Article 4 (commencing with Section 85400), Article 5 (commencing with Section 85500), Article 6 (commencing with Section 85600), Article 7 (commencing with Section 85700), and Article 8 (commencing with Section 85800) to, Chapter 5 of Title 9 of, to repeal Section 91015 of, to repeal and add Sections 85301, 85302, 85303, 85304, 85305, 85307, and 89519 of, and to repeal and add Article 1 (commencing with Section 85100) of, the Government Code, relating to political practices, and making an appropriation therefor.

ASSEMBLY BILL NO. 2382—Kuehl. An act to amend Section 13730 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 2383—Weggeland. An act to amend Sections 1102.1, 1102.6, 1102.9, and 2079.16 of the Civil Code, relating to real property.

ASSEMBLY BILL NO. 2384—Kuykendall. An act to amend Section 10026 of the Business and Professions Code, relating to real estate.

ASSEMBLY BILL NO. 2385—Brulte. An act to add Section 1431.25 to the Civil Code, relating to liability.

ASSEMBLY BILL NO. 2386—Brulte. An act to add Section 1715.5 to the Civil Code, relating to causes of action.

ASSEMBLY BILL NO. 2387—Brulte. An act to add Section 339.1 to the Code of Civil Procedure, relating to the limitation of actions.

ASSEMBLY BILL NO. 2388—Morrow. An act to amend Sections 8391 and 8842 of the Fish and Game Code, relating to commercial fishing.

ASSEMBLY BILL NO. 2389—Morrow. An act to add Section 1799.112 of the Health and Safety Code, relating to emergency medical services.

ASSEMBLY BILL NO. 2390—Escutia. An act to amend Section 1399.55 of, and to add Sections 1370.3 and 1370.4 to, the Health and Safety Code, and to amend Section 796.01 of, and to add Sections 10123.200, 11023.201, 11513.4, and 11513.5 to, the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2391—Mazzoni. An act to add Section 42238.21 to the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2392—Alpert. An act relating to economic development, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2393—Archie-Hudson. An act to add Article 9 (commencing with Section 66090) to Chapter 2 of Part 40 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2394—Archie-Hudson. An act to add Section 8202.3 to the Education Code, relating to child care.

ASSEMBLY BILL NO. 2395—Archie-Hudson. An act to amend Section 1689.5 of the Civil Code, relating to contracts.

ASSEMBLY BILL NO. 2396—Archie-Hudson. An act to amend Section 7159 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 2397—Archie-Hudson. An act to add Chapter 5 (commencing with Section 78600) to Part 48 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2398—Alpert. An act to amend Section 714 of the Fish and Game Code, relating to fish and game.

ASSEMBLY BILL NO. 2399—Miller. An act to amend Section 3201.5 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2400—Miller. An act to amend Section 22600 of the Education Code, to amend Sections 20303, 20305, and 20610 of, to add Section 20616.5 to, and to repeal Section 20616 of, the Government Code, relating to school employees.

ASSEMBLY BILL NO. 2401—Miller. An act to amend Sections 7029, 7065, 7068, 7068.1, 7068.2, 7069, 7071.8, 7071.9, 7071.10, 7072.5, 7075.1, 7076, 7090.1, 7097, 7098, 7121.1, 7122.1, 7137, 7138 of, to add Sections 7025.1, 7025.2, 7025.3 to, and to repeal Section 7096 of, the Business and Professions Code, relating to contractors, and making an appropriation therefor.

ASSEMBLY BILL NO. 2402—Miller. An act to amend Section 8317 of the Government Code, relating to state agency fines.

ASSEMBLY BILL NO. 2403—Miller. An act to amend Section 54954.3 of the Government Code, relating to open meetings.

ASSEMBLY BILL NO. 2404—Miller. An act to amend Section 54954.3 of the Government Code, relating to open meetings.

ASSEMBLY BILL NO. 2405—Miller. An act to add Section 6361.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2406—Villaraigosa. An act to amend Sections 17041 and 19603 of, and to add Section 97.56 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 35—Kaloogian. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 4.5 to Article VIII thereof, relating to state government.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 61—Hauser. Relative to the Blue Star Memorial Highway.

INTRODUCTION OF GUESTS

Assembly Member Kuehl, of the 41st Assembly District, introduced Elinor Terrell, of Fullerton; Andrea Richard, of Laguna Beach; and Dede deGraffenried, of Sacramento.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Katz, the Assembly adjourned until 1:30 p.m., Tuesday, February 20, 1996, out of respect to the memory of Brock Toledo, on motion of Assembly Member Setencich; and out of respect to the memory of Mimi Travers, on motion of Assembly Member Bates.

FRED AGUIAR, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 16, 1996

The following measure was amended in the Assembly on this day:

ACR	RN
58	9606381

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 20, 1996

ONE HUNDRED SEVENTY-SECOND SESSION DAY

FOUR HUNDRED FORTY-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)

Vol. 3 42—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 20, 1996

The Assembly met at 1:30 p.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Mazzoni moved a quorum call of the Assembly. Motion carried. Time, 1:31 p.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 1:55 p.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McDonald	Villaraigosa
Brown	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord Our God, You abide in unapproachable light and are the source of wisdom and learning. It is You, Lord, Who said: "Let light shine out of the darkness." Let Your everlasting light and the knowledge of Your truth shine in our hearts. Grant us the spirit of wisdom, the spirit of judgement; illumine our spiritual eyes, that we may perceive and do Your will, now and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Weggeland 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 Kuehl.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Speier.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

February 20, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from session today, Tuesday, February 20, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 20, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised that Assemblyman Baugh is removed from the Conference Committee on SB 457 and replaced by Assemblywoman Brewer.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
1984	L. Gov.
1985	Pub. S. and Trans.
1986	Budget
1987	G.O.
1988	G.O.
1989	G.O.
1990	Hum. S.
1991	Rev. & Tax.
1992	Pub. S.
1993	Hum. S.
1994	Pub. S.
1995	Budget
1996	E.S. & T.M.
1997	L. Gov.
1998	E.,R. & C.A.
1999	Pub. S.
2000	Pub. S.
2001	Pub. S.
2002	Jud.
2003	Jud.
2004	Pub. S.
2005	Pub. S.
2006	Jud.
2007	Pub. S.
2008	Pub. S.
2009	Nat. Res.
2010	Pub. S.
2011	G.O.
2012	Trans.
2013	W.,P. & W.
2014	Pub. S.
2015	G.O.

2016 ----------Ed.
2017 ----------Pub. S.
2018 ----------E.,R. & C.A.
2019 ----------Health
2020 ----------Hum. S.
2021 ----------Pub. S. and Health
2022 ----------Jud.
2023 ----------Jud.
2024 ----------L. Gov.
2025 ----------Hum. S.
2026 ----------G.O.
2027 ----------Trans.
2028 ----------Ed.
2029 ----------Rev. & Tax.
2032 ----------Agri.
2033 ----------Rev. & Tax.
2034 ----------Hum. S.
2035 ----------Pub. S.
2036 ----------Hum. S.
2037 ----------W.,P. & W.
2038 ----------Agri.
2039 ----------E.,R. & C.A.
2040 ----------Ed.
2041 ----------Rev. & Tax.
2042 ----------Health
2043 ----------L. Gov.
2044 ----------Pub. S.
2045 ----------C.P.,G.E. & E.D.
2046 ----------H. & C.D.
2047 ----------Trans.
2048 ----------G.O.
2049 ----------Budget
2050 ----------Hum. S.
2051 ----------Pub. S.
2052 ----------Ins.
2053 ----------Pub. S.
2054 ----------Rev. & Tax.
2055 ----------Rev. & Tax.
2056 ----------Health
2057 ----------Pub. S.
2058 ----------Pub. S.
2059 ----------Jud.
2060 ----------Jud.
2061 ----------Pub. S.
2062 ----------Ins.
2063 ----------H. & C.D.
2064 ----------U. & C.
2065 ----------Pub. S.
2067 ----------Ins.
2068 ----------Jud.
2069 ----------Pub. S.
2070 ----------G.O.
2071 ----------Health
2072 ----------Pub. S. and Trans.

2073	Rev. & Tax.
2074	Jud.
2075	U. & C.
2076	Hum. S.
2077	Jud.
2078	Hum. S.
2079	Pub. S.
2080	L. Gov.
2081	L. Gov.
2082	Pub. S.
2083	L. Gov.
2084	L. Gov. and Trans.
2116	Pub. S.

Senate Bill No.	*Committee*
8	Rev. & Tax.
24	E.,R. & C.A.
27	L. Gov.
44	Rev. & Tax.
52	Jud.
99	Jud.
108	E.,R. & C.A.
144	Jud.
196	Rev. & Tax.
225	Higher Ed.
234	P.E.,R. & S.S.
246	Health
318	Pub. S.
324	E.S. & T.M.
362	B. & F.
381	P.E.,R. & S.S.
384	Hum. S.
389	Jud.
392	Jud.
405	Rev. & Tax.
415	U. & C.
435	C.P.,G.E. & E.D.
484	Ins.
489	Health
506	Jud.
511	Health
530	C.P.,G.E. & E.D.
571	Hum. S.
580	Pub. S.
610	C.P.,G.E. & E.D.
632	G.O.
636	Trans.
643	Ed. and Higher Ed.
659	Health
707	P.E.,R. & S.S.
711	Rev. & Tax.
715	Rev. & Tax.
792	P.E.,R. & S.S.
794	Ins.

798 ----------H. & C.D.
834 ----------E.,R. & C.A.
843 ----------L. & E.
846 ----------W.,P. & W.
847 ----------P.E.,R. & S.S.
852 ----------G.O.
858 ----------L. Gov.
862 ----------L. Gov.
876 ----------Ins.
900 ----------W.,P. & W.
998 ----------L. Gov.
999 ----------L. Gov.
1001 ----------L. Gov.
1021 ----------Ins.
1031 ----------C.P.,G.E. & E.D.
1033 ----------Jud.
1063 ----------E.S. & T.M.
1078 ----------Ed.
1081 ----------L. Gov.
1086 ----------Rev. & Tax.
1099 ----------U. & C.
1125 ----------Hum. S.
1140 ----------U. & C.
1188 ----------Pub. S.
1192 ----------Health
1216 ----------Ins.
1231 ----------Pub. S.
1234 ----------Pub. S.
1237 ----------Jud. and Hum. S.
1240 ----------Hum. S.
1255 ----------W.,P. & W.
1259 ----------L. Gov.
1266 ----------U. & C.
1287 ----------Health
1306 ----------Jud.
1316 ----------C.P.,G.E. & E.D.
1318 ----------B. & F.
1323 ----------Ins.
1365 ----------Health

AUTHOR'S AMENDMENTS
Committee on Local Government

February 20, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1073

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 1073—An act to amend Section 65582 of, to add Section 65586.5 to, and to repeal and add Sections 65583, 65584, 65585, and 65587 of, the Government Code, relating to housing elements.

Bill read second time; author's amendments, 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

February 20, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 261

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDSMITH, Chairman

SENATE BILL NO. 261—An act to amend Sections 25102, 25103, 25111, 25113, and 25608 of the Corporations Code, relating to securities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REQUEST FOR UNANIMOUS CONSENT

Speaker Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carl Allen, of Anaheim.

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 Drew Helms, of Fremont; Andy Brocato, of Castro Valley; and Barry Paul Weisenfeld, of Fremont.

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 former Governor of the State of California Edmund G. "Pat" Brown.

MOMENT OF SILENCE OBSERVED

Assembly Member Katz was granted unanimous consent that the Assembly observe a moment of silence out of respect to the memory of former Governor Edmund G. "Pat" Brown.

FUNERAL DELEGATION

Assembly Member Katz announced that Members who desire to attend funeral services tomorrow as part of the Assembly funeral delegation should contact his office for details.

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 Jim Wood, of Los Angeles.

FUNERAL DELEGATION

Assembly Member Katz announced that Members who desire to attend funeral services for Mr. Wood, on Thursday, February 22, 1996, as part of the Assembly funeral delegation, should contact his office for details.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Horsman, of Fresno.

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 Frederick J. Heringer, of Marysville.

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 Leroy Foxall Young, of City of Rosemead.

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 Jane Wyman, of Carson.

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 Joseph Franco, of San Jose.

Assembly Member Hauser was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles "Chuck" Smith, of Santa Rosa.

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 Linda I. Williams, of Capay.

ASSEMBLY CONCURRENT RESOLUTION NO. 56 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Assembly Concurrent Resolution No. 56, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 56—Relative to Mediation Week.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Assembly Desk would be open at 7 a.m. and that the delegation attending funeral services for former Governor Edmund G. "Pat" Brown should check in at the Assembly Desk prior to departure.

RECESS

By unanimous consent, at 2:10 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 2:14 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1910, on request of Assembly Member Campbell.

CONSIDERATION OF SENATE BILL NO. 611 BY UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent to take up Senate Bill No. 611, out of order.

SENATE BILL NO. 611 (Killea)—An act to repeal Chapter 28 (commencing with Section 17870) of Part 10 of Division 1 of Title 1 of, and Chapter 2 (commencing with Section 94100) of Part 59 of Division 10 of Title 3 of, the Education Code, to amend Sections 8855, 8856, 8857, 15430, 15431, 15432, 15433, 15436, 15438, 15438.5, 15439, 15440, 15449, 15451, 15451.5, 15452, 15459, 16310, 16429.3, 16774, 91504, 91531, 91532, and 91533 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, to 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, and Chapter 2 (commencing with Section 91550) to Title 10 of, to repeal Sections 8855.5, 8855.7, 8855.8, 8858, 15438.1, 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 repeal Section 51360 of, and to repeal Division 27 (commencing with Section 44500) of, the Health and Safety Code, and to repeal Division 16 (commencing with Section 26000) of, and Division 22 (commencing with Section 32000) of, the Public Resources Code, relating to state and local finance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Poochigian.

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, 2:20 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. 611

At 2:26 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.

Record Expunged and Action Rescinded on Senate Bill No. 611

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. 611, and that the bill be passed on file, to retain its place on file.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 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. 836, on request of Assembly Member Olberg.

MOTION TO ADJOURN

At 2:27 p.m., Assembly Member Machado moved that the Assembly do now adjourn.

Assembly Member Hawkins seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:27 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2407—Granlund. An act to amend Section 1192.7 of the Penal Code, relating to plea bargaining.

ASSEMBLY BILL NO. 2408—Granlund. An act to amend Section 2800.2 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2409—Aguiar. An act to add Part 2.77 (commencing with Section 10760) to Division 6 of the Water Code, relating to water.

ASSEMBLY BILL NO. 2410—McPherson. An act to add Section 34501.19 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2411—Machado. An act to add Sections 32920 and 32920.5 to the Food and Agricultural Code, relating to dairy processing plants.

ASSEMBLY BILL NO. 2412—Alby. An act to add Sections 9410 and 9411 to the Welfare and Institutions Code, relating to senior services.

ASSEMBLY BILL NO. 2413—Machado, Caldera, Knox, Mazzoni, and Willard Murray (Senators Costa and Johnston, coauthors). An act to amend Sections 8704 and 15364.2 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 2414—Rainey. An act to repeal Chapter 2.5 (commencing with Section 23400) of Part 11 Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2415—McDonald. An act to amend Section 41325 of the Education Code, relating to insolvent school districts.

ASSEMBLY BILL NO. 2416—McDonald. An act to add Section 9663 to the Business and Professions Code, relating to cemeteries.

ASSEMBLY BILL NO. 2417—Bustamante and Willard Murray (Senator Costa, coauthor). An act to amend Sections 5014 and 36010 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2418—Woods. An act to add Section 23230 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2419—Bowler. An act to amend Sections 65088.1 and 65089 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 2420—Bowler. An act to amend Sections 3016, 4000.7, 12810, and 14908 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2421—Baca. An act to amend Section 15379.21 of the Government Code, relating to economic development.

ASSEMBLY BILL NO. 2422—Knight. An act to add Chapter 3.7 (commencing with Section 66190) to Part 40 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2423—Knight. An act to amend Section 6046 of, and to add Section 6046.1 to, the Business and Professions Code, relating to the State Bar of California.

ASSEMBLY BILL NO. 2424—Alby. An act to amend Section 14132 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2425—Knight. An act to amend Section 2552 of the Family Code, relating to family law.

ASSEMBLY BILL NO. 2426—Kevin Murray. An act to amend Section 9269 of, and to add Section 9562.1 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2427—Kevin Murray. An act to amend Section 44225 of, and to add Section 44259.3 to, the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 2428—Alpert. An act relating to state property.

ASSEMBLY BILL NO. 2429—Thompson. An act to amend Sections 60000, 60200, and 60226 of, and to add Section 60005 to, the Education Code, relating to textbooks.

ASSEMBLY BILL NO. 2430—Hauser. An act to add Section 4462 to the Public Utilities Code, and to add Section 42005 to the Revenue and Taxation Code, relating to public utilities.

ASSEMBLY BILL NO. 2431—Aguiar. An act to add Section 17742.9 to the Education Code, relating to education.

ASSEMBLY BILL NO. 2432—Aguiar. An act to add Article 13 (commencing with Section 44400) to Chapter 2 of Part 25 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 2433—Harvey. An act to amend Sections 640.5 and 640.6 of, and to add Section 640.8 to, the Penal Code, relating to graffiti.

ASSEMBLY BILL NO. 2434—Knight. An act to add Section 14132.63 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2435—Bates. An act to amend Sections 8804, 8804.5, and 8807 of the Education Code, relating to healthy start support services for children.

ASSEMBLY BILL NO. 2436—Boland. An act to amend Section 17345 of the Financial Code, relating to escrow agents.

ASSEMBLY BILL NO. 2437—Poochigian. An act relating to correctional facilities.

ASSEMBLY BILL NO. 2438—Battin. An act to add Section 330d to the Penal Code, relating to gaming.

ASSEMBLY BILL NO. 2439—Villaraigosa. An act to add Article 1.9 (commencing with Section 870) to Chapter 7 of Division 1 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 2440—Villaraigosa. An act to amend Section 704 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 2441—House. An act to amend Section 1771 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 2442—Alby. An act to amend Section 720 of, and to add Section 720.1 to, the Evidence Code, relating to witnesses.

ASSEMBLY BILL NO. 2443—Speier. An act to amend Sections 650.01 and 650.02 of the Business and Professions Code, relating to health care referrals.

ASSEMBLY BILL NO. 2444—Conroy. An act to add Sections 301.1, 301.2, 301.3, 301.4, 301.5, and 301.6 to, and to repeal and add Section 301 of, the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2445—McPherson. An act to amend Section 30620 of the Public Resources Code, relating to coastal resources.

ASSEMBLY BILL NO. 2446—Battin. An act to amend Section 48050 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2447—Kevin Murray. An act to amend Sections 743, 745, 746, 747, and 748 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 2448—Alpert. An act to amend Section 123227 of the Health and Safety Code, relating to domestic violence.

ASSEMBLY BILL NO. 2449—Alpert. An act to amend Sections 17742, 52100 and 52104 of, to amend the heading of Chapter 6.9 (commencing with Section 52100) of Part 28 of, to add Section 52105 to, to repeal and add Sections 52106, 52108, and 52110 of, and to repeal Section 52102 of, the Education Code, relating to education.

ASSEMBLY BILL NO. 2450—Hauser. An act to amend Section 1810 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2451—Hauser. An act to amend Section 7863 of the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 2452—Hauser. An act to amend Section 8276 of the Fish and Game Code, relating to dungeness crab.

ASSEMBLY BILL NO. 2453—Alpert. An act to add Article 2 (commencing with Section 37210) to Chapter 2 of Part 22 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2454—Baca. An act to amend Section 1432 of the Health and Safety Code, relating to long-term health care.

ASSEMBLY BILL NO. 2455—Battin. An act to amend Section 31000 of the Government Code, relating to counties.

ASSEMBLY BILL NO. 2456—Escutia. An act relating to economic development.

ASSEMBLY BILL NO. 2457—Figueroa. An act to add Section 10299 to the Public Contract Code, relating to state procurement.

ASSEMBLY BILL NO. 2458—Figueroa. An act to add Article 6 (commencing with Section 9795) to Chapter 7 of Part 1 of Division 2 of Title 2 of the Government Code, relating to state records.

ASSEMBLY BILL NO. 2459—Mazzoni. An act to amend Section 1719 of the Civil Code, relating to commercial paper.

ASSEMBLY BILL NO. 2460—Takasugi. An act to add and repeal Article 9 (commencing with Section 46220) to Chapter 2 of Part 26 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2461—Takasugi. An act to amend Sections 6075, 6077.5, 6105, and 6106 of the Harbors and Navigation Code, relating to harbor districts.

ASSEMBLY BILL NO. 2462—Morrow. An act to amend Section 1484 of, and to add Sections 1258.1 and 1473.5 to, the Penal Code, relating to habeas corpus.

ASSEMBLY BILL NO. 2463—Caldera. An act to add Article 2 (commencing with Section 47606.1) to, and an article heading immediately preceding Section 47605 and to add an article heading immediately preceding Section 47607 to, Chapter 2 of Part 26.8 of, the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2464—Goldsmith. An act to add Division 10 (commencing with Section 24000) to the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 2465—Goldsmith. An act to amend Section 25000 of the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 2466—Goldsmith. An act to add Division 10 (commencing with Section 23000) to the Financial Code, relating to gift certificates.

ASSEMBLY BILL NO. 2467—Rainey. An act to amend the heading of Part 8 (commencing with Section 49000) of, and to add Chapter 6.1 (commencing with Section 49525) to Part 8 of, Division 30 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2468—Baugh. An act to add Chapter 3 (commencing with Section 300) to Part 1 of, and Chapter 3.2 (commencing with Section 66130) to Part 40 of, and to repeal Article 4 (commencing with Section 44100) of Chapter 1 of Part 25 of, and Article 4 (commencing with Section 87100) of Chapter 1 of Part 51 of, the Education Code, and to add Chapter 6 (commencing with Section 1950) to Division 4 of Title 1 of, and to repeal Chapter 12 (commencing with Section 19790) of Part 2 of Division 5 of Title 2 of, the Government Code, relating to civil rights.

ASSEMBLY BILL NO. 2469—Cannella. An act to amend Section 66499 of the Government Code, relating to the Subdivision Map Act.

ASSEMBLY BILL NO. 2470—Archie-Hudson. An act relating to certificated employees, and making an appropriation therefor.

ASSEMBLY BILL NO. 2471—Battin. An act to amend Section 290 of the Penal Code, relating to sex offenders.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 62—McDonald. Relative to mobilehomes.

ASSEMBLY CONCURRENT RESOLUTION NO. 63—Conroy. Relative to restructuring the electrical industry.

ASSEMBLY CONCURRENT RESOLUTION NO. 64—Mazzoni. Relative to Sexual Assault Awareness Month.

ASSEMBLY JOINT RESOLUTION NO. 53—McDonald. Relative to health care.

INTRODUCTION OF GUESTS

Assembly Member Kuykendall, of the 54th Assembly District, introduced Josh Axel, Gabe Skvor, and Kevin Jacobs, students from Long Beach High School.

Assembly Member Kuehl, of the 41st Assembly District, introduced Leo Tomlin, a Junior at Santa Monica High School.

ADJOURNMENT

At 3 p.m., on motion of Assembly Member Machado, the Assembly adjourned until 7 a.m., Wednesday, February 21, 1996 out of respect to the memory of Carl Allen, on motion of Speaker Pringle; out of respect to the memory of Drew Helms, Andy Brocato, and Barry Paul Weisenfeld, on motion of Assembly Member Sweeney; out of respect to the memory of former Governor Edmund G. "Pat" Brown, on motion of Assembly Member Burton; out of respect to the memory of Jim Wood, on motion of Assembly Member Katz; out of respect to the memory of Helen Horsman, on motion of Assembly Member Bustamante; out of respect to the memory of Frederick J. Heringer, on motion of Assembly Member Brulte; out of respect to the memory of Leroy Foxall Young, on motion of Assembly Member Martinez; out of respect to the memory of Jane Wyman, on motion of Assembly Member McDonald; out of respect to the memory of Joseph Franco, on motion of Assembly Member Cortese; out of respect to the memory of Charles "Chuck" Smith, on motion of Assembly Member Hauser; and out of respect to the memory of Linda I. Williams, on motion of Assembly Member Frusetta.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 20, 1996

The following measures were amended in the Assembly on this day:

SB	RN
261	9605873
1073	9606214

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 21, 1996

ONE HUNDRED SEVENTY-THIRD SESSION DAY

FOUR HUNDRED FORTY-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, February 21, 1996

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—68:

Ackerman	Burton	Harvey	Morrow
Aguiar	Bustamante	Hauser	Murray, Willard
Alby	Campbell	Hawkins	Napolitano
Alpert	Cannella	Hoge	Olberg
Archie-Hudson	Conroy	House	Poochigian
Baca	Cortese	Kaloogian	Rainey
Baldwin	Cunneen	Katz	Richter
Bates	Davis	Knight	Rogan
Battin	Ducheny	Knowles	Setencich
Baugh	Escutia	Kuehl	Sher
Boland	Figueroa	Kuykendall	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Friedman	Margett	Thompson
Bowler	Frusetta	Mazzoni	Tucker
Brewer	Gallegos	McPherson	Weggeland
Brown	Goldsmith	Miller	Woods
Brulte	Granlund	Morrissey	Mr. Speaker

Quorum present.

At 1:25 p.m., Hon. Martin Gallegos, 57th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

FUNERAL DELEGATION APPOINTED

The following communication appointing funeral delegation to represent the Assembly at funeral services for former Governor Edmund G. "Pat" Brown was presented by the Chief Clerk, and ordered printed in the Journal:

February 20, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Per our conversation this morning, Assemblyman John Vasconcellos will lead an official delegation of Assemblymembers to Governor Pat Brown's Memorial service on Wednesday, February 21, 1996 at 1:00 p.m. in San Francisco. The following members will be on legislative business as part of that delegation tomorrow, please excuse them from check-in session:

Cruz Bustamante
Liz Figueroa
Phil Isenberg
Barbara Lee
Grace Napolitano
Jackie Speier

Thank you for your immediate attention.

Sincerely,

RICHARD KATZ
Assembly Democratic Leader

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 Caldera, Knox, Martinez, McDonald, Kevin Murray, and Villaraigosa.

To attend a funeral in his district: Assembly Member Hannigan.

Funeral delegation attending services for former Governor Edmund G. "Pat" Brown: Assembly Members Isenberg, Lee, Speier, and Vasconcellos.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 21, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, February 21st. I have legislative business in my district which requires my immediate attention.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

February 20, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Wednesday, February 21, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 20, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to travel on Wednesday, February 21, 1996, to Los Angeles to conduct legislative business. In addition, I am also requesting per diem.

I appreciate your immediate attention to this matter.

Warmest regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

February 21, 1996

Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request that I be excused from check-in session on Wednesday, February 21, 1996 to handle legislative business in my district. I also request *per diem.*

Thank you in advance for your consideration.

Sincerely,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

February 20, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Wednesday, February 21, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

February 16, 1996

Speaker Curt Pringle
Chairman, Assembly Rules Committee
State Capitol
Sacramento, California

Dear Speaker Pringle: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday, February 21, 1996. Legislative business in my district will prevent me from returning to Sacramento prior to the close of the session.

Thank you in advance for your consideration of this request.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 21, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assemblyman Jim Rogan is removed from the Appropriations Committee. For purposes of the hearing today, the vacancy will be filled by Assemblyman Gary Miller.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

February 16, 1996

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the following payment has been received by the Assembly Rules Committee in connection with the Commission on the Status of African-American Males:

Source	Mr. Herbert L. Carter
Amount	$1,000.00
Purpose	Commission on the Status of African-American Males
Person/Class for	Assembly Member Barbara Lee and Staff

Please cause this information to be printed in the Assembly Journal in accordance with HR 37.

Very truly yours,

JIM RICHARDSON
Chief Administrative Officer
Assembly Rules Committee

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:

Limiting Congressional Terms.
Proposed U.S. Constitutional Amendment. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Public Colleges and Universities. Student Enrollment Fees.
Initiative Constitutional Amendment and Statute.

Referred by the Speaker to the Committee on Higher Education.

Ballot Designation: Incumbency: Terms and Years Served.
Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Health on Friday, March 8, 1996, at 9:30 a.m., at the San Bernardino County Government Center.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2472—Hoge (Principal Senate coauthor: Kopp) Miller, House, and Knowles (Senators Ayala and Haynes, coauthors). An act to add Section 18712 to the Business and Professions Code, relating to boxing.

ASSEMBLY BILL NO. 2473—Kuehl. An act to amend Section 1102.1 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 2474—Kuehl. An act to amend Section 3011 of the Family Code, relating to family law.

ASSEMBLY BILL NO. 2475—Bates. An act to amend Section 18987.1 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2476—Archie-Hudson. An act to amend Sections 7301, 7302, 7306, 7316, 7317, 7332, 7334, 7337.5, 7362.5, 7390, 7391, 7396, 7404, 7422, 7423, and 7427 of, to amend the heading of Chapter 10 (commencing with Section 7301) of Division 3 of, and to add Sections 7320.5 and 7321.3 to, the Business and Professions Code, relating to barbering and cosmetology.

ASSEMBLY BILL NO. 2477—Archie-Hudson. An act to amend Sections 68131 and 78032 of, to add Section 66904.5 to, and to add Chapter 3.3 (commencing with Section 66130) to Part 40 of, the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2478—Kevin Murray. An act to amend Section 51520 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2479—Takasugi. An act to amend Section 65 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2480—Takasugi. An act to add Section 17203 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2481—Takasugi. An act to add Section 32 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2482—Pringle. An act to add Section 1714.49 to the Civil Code, and to add Section 490.6 to the Penal Code, relating to amusement rides.

ASSEMBLY BILL NO. 2483—Firestone. An act to amend Sections 1235 and 1290 of the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 2484—Firestone. An act to amend Section 14499.5 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2485—Firestone. An act relating to coastal resources.

ASSEMBLY BILL NO. 2486—Firestone. An act to amend Section 1820.3 of the Welfare and Institutions Code, relating to juvenile camps.

ASSEMBLY BILL NO. 2487—Firestone. An act to amend Section 12804.9 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2488—Alby. An act to amend Sections 1267.7 and 1275.3 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 2489—Firestone. An act to add Article 6 (commencing with Section 43850) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, and to add and repeal Section 6356.6 of the Revenue and Taxation Code, relating to air pollution, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2490—Villaraigosa. An act to amend Section 14087.305 of the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2491—Boland. An act to amend Sections 1305 and 1308 of the Penal Code, relating to bail.

ASSEMBLY BILL NO. 2492—Aguiar. An act to amend Section 70141.7 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 2493—Aguiar. An act to add Article 5.7 (commencing with Section 1374.85) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 2494—Margett. An act to amend Section 7099.2 of, to add Sections 7030 and 7030.1 to, and to repeal Section 7030 of, the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 2495—Margett. An act to amend Section 130051 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2496—Margett. An act to amend Sections 10122, 20393, 20395, 20685, 20921, 22038, 22042, 22043, and 22044 of, and to add Article 42.5 (commencing with Section 20676) to Chapter 1 of Part 3 of, the Public Contract Code, relating to public works projects.

ASSEMBLY BILL NO. 2497—Margett. An act to amend Sections 190, 217.1, 290, 667, 667.51, 667.7, 667.71, 667.72, 667.75, 1026.5, 1170.2, 1170.12, 1173.6, 1173.7, 1174.4, 1191.3, 1364, 2053.3, 3000, 3041.5, 3057, 3415, 3417, 5077, 6228, and 6243 of, to repeal Sections 667.70, 4019, and 4024.2 of, to repeal and amend Section 667.61 of, and to repeal Article 2.5 (commencing with Section 2930) of Chapter 7 of Title 1 of Part 3 of, the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2498—Kuykendall. An act to amend Sections 803, 1088.5, 1095, 1111.5, 1231, 1236, 1263, 1342, 2675, 2736, and 9614 of, to add Sections 1232, 1237, 1237.1, 1237.2, 1237.3, 1237.4, 1237.5, 1237.6, 1237.7, and 1342.1 to, and to repeal Sections 9605, 9606, 9607, 9608, 9609, 9610, 9611, 9612, and 9613 of, and to repeal Division 2 (commencing with Section 5000) of, Article 2 (commencing with Section 9100) of Chapter 1 of Part 1 of Division 3 of, and Chapter 1 (commencing with Section 12100) of Division 5 of, the Unemployment Insurance Code, relating to employment.

ASSEMBLY BILL NO. 2499—Kuykendall. An act to amend Section 25101 of, and to add Sections 18650 and 25109 to, the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2500—Kuykendall. An act to amend Sections 27001, 27002, and 27200 of, to amend and renumber Sections 27007 and 27200.1 of, to amend the heading of Chapter 3 (commencing with Section 27200) of Division 2 of Title 4 of, to repeal Sections 27003, 27004, 27005, 27006, 27201, and 27203 of, to repeal and add Section 27202 of, and to repeal and add Chapter 2 (commencing with Section 27100) of Division 2 of Title 4 of, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 2501—Kuykendall. An act to amend Sections 216 and 228.5 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2502—Kuykendall. An act to amend Sections 10232, 10240.1, and 10242.6 of, and to add Sections 10232.3, 10232.31, 10232.32, 10232.33, 10232.34, 10232.35, 10232.36, 10232.37, and 10232.38 to, the Business and Professions Code, and to amend Section 25100 of the Corporations Code, relating to real estate.

ASSEMBLY BILL NO. 2503—Ackerman. An act to amend Sections 18546 and 19889.3 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2504—Ackerman. An act to repeal Section 6357 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2505—Ackerman. An act to amend Sections 129.5 and 4628 of, and to repeal Sections 75, 76, 77, and 78 of, the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2506—Ackerman. An act to amend Section 39141.4 of the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 2507—Ackerman. An act to add Article 4.6 (commencing with Section 25347) to Chapter 6.8 of Division 20 of the Health and Safety Code, relating to hazardous substances.

ASSEMBLY BILL NO. 2508—House. An act to amend Section 42310 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2509—House. An act to add Section 1182.11 to the Labor Code, relating to employment.

ASSEMBLY BILL NO. 2510—Boland. An act to amend Section 4024.2 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 2511—Bustamante. An act to amend Section 731.2 of the Welfare and Institutions Code, relating to juvenile facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 2512—Speier. An act to add Section 12652.5 to the Government Code, relating to state actions.

ASSEMBLY BILL NO. 2513—Speier. An act to add Section 2260 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 2514—Knight. An act to amend Section 1280.1 of the Code of Civil Procedure, relating to arbitration.

ASSEMBLY BILL NO. 2515—Bowler. An act to amend Sections 44003, 44010.5, 44014.5, 44015.3, 44017, and 44081.6 of, to add Section 44000.5 to, and to repeal Section 44014.7 of, the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2516—Bowler. An act to add Section 100.8 to the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 2517—Bowler. An act to repeal Article 2 (commencing with Section 1031) of Chapter 5 of Part 1 of Division 1 of, and Chapter 8 (commencing with Section 5351) of Division 2 of, the Public Utilities Code, and to add Article 1.2 (commencing with Section 2120) to, and Article 1.3 (commencing with Section 2130) to, Chapter 2 of Division 2 of the Vehicle Code, relating to transportation.

ASSEMBLY BILL NO. 2518—Kaloogian. An act to amend Section 19487 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 2519—Kaloogian. An act to amend Sections 18523 and 19818.6 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2520—Kaloogian. An act to amend Section 101.6 of the Business and Professions Code, relating to consumer affairs.

ASSEMBLY BILL NO. 2521—Kaloogian. An act to amend Section 7096 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2522—Cunneen. An act to amend Section 8317 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 2523—Cunneen. An act to amend Section 7284.1 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2524—Miller. An act to add Section 39832.5 to the Education Code, relating to schoolbuses.

ASSEMBLY BILL NO. 2525—Miller. An act to amend Section 39607 of the Health and Safety Code, relating to air resources.

ASSEMBLY BILL NO. 2526—Miller. An act to amend Section 36900 of the Government Code, relating to city ordinances.

ASSEMBLY BILL NO. 2527—Miller. An act to amend Section 707 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2528—Miller. An act to amend Section 89539 of the Education Code, and to amend Sections 18671.2, 18676, 19582, 19586, and 19803 of, and to repeal and add Section 18677 of, the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2529—Miller. An act to amend Section 56156 of the Education Code, and to add Section 731.1 to the Welfare and Institutions Code, relating to children.

ASSEMBLY BILL NO. 2530—Miller. An act to amend Sections 10250.1 and 11003.5 of the Business and Professions Code, relating to real estate.

ASSEMBLY BILL NO. 2531—Miller. An act to amend Sections 53069.3 and 53069.5 of, and to add Section 53069.35 to, the Government Code, to amend Sections 594, 594.1, 594.2, 640.5, 640.6, and 640.7 of, and to add Section 640.8 to, the Penal Code, and to amend Section 13202.6 of the Vehicle Code, relating to graffiti.

ASSEMBLY BILL NO. 2532—Miller. An act to add Section 12801.7 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2533—Miller. An act to amend Section 1747.8 of the Civil Code, relating to personal identification.

ASSEMBLY BILL NO. 2534—Miller. An act to amend Section 207.1 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2535—Miller. An act to amend Section 1861.05 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2536—Miller. An act to amend Sections 10208.5, 10210, 10213.5, and 10215 of the Business and Professions Code, relating to real estate brokers, and making an appropriation therefor.

ASSEMBLY BILL NO. 2537—Knight. An act to amend Section 19132 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2538—Miller. An act to amend Sections 1215.4, 1215.5, 1215.8, and 1215.13 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2539—Davis. An act to amend Sections 100195 and 100200 of the Health and Safety Code, relating to food and drug inspections.

ASSEMBLY BILL NO. 2540—Knight. An act to add Section 1032.7 to the Unemployment Insurance Code, relating to unemployment compensation.

ASSEMBLY BILL NO. 2541—Davis. An act to add Section 39101.5 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 2542—Alpert. An act to add Section 11383.5 to the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2543—Knight. An act to amend Section 1165 of the Code of Civil Procedure, relating to unlawful detainer.

ASSEMBLY BILL NO. 2544—Davis. An act to add Sections 94703.7 and 94890 to, and to repeal Section 94886.5 of, the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2545—Kevin Murray. An act to amend Section 25662 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2546—Speier. An act to add Chapter 12 (commencing with 92000) to Title 9 of the Government Code, relating to the Political Reform Act of 1974, and making an appropriation therefor.

ASSEMBLY BILL NO. 2547—Lee. An act to amend Section 401.5 of the Food and Agricultural Code, relating to food and agriculture.

ASSEMBLY BILL NO. 2548—Baca. An act to amend Section 3003 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 2549—Conroy. An act to amend Sections 305 and 306 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2550—Cannella. An act to add Section 20064.5 to the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2551—Cannella. An act to add Section 6077 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2552—Battin. An act to add Section 17958.12 to the Health and Safety Code, relating to building codes.

ASSEMBLY BILL NO. 2553—Isenberg (Senator Craven, coauthor). An act to amend Section 1 of Chapter 90 of the Statutes of 1991, relating to trial courts.

ASSEMBLY BILL NO. 2554—Escutia. An act to add Section 8850.7 to the Education Code, relating to parenting education.

ASSEMBLY BILL NO. 2555—Thompson. An act to amend Sections 213 and 214 of, to amend Section 237 of, and to add Section 238 to, the Code of Civil Procedure, and to add Section 806 to the Evidence Code, relating to juries.

ASSEMBLY BILL NO. 2556—Alpert. An act to add Section 8350.5 to the Education Code, relating to child care.

ASSEMBLY BILL NO. 2557—Boland. An act to add Section 3133.5 to the Family Code, relating to child custody.

ASSEMBLY BILL NO. 2558—Alby. An act to amend Section 41953 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2559—Setencich. An act to amend Sections 25250.1 and 25250.4 of the Health and Safety Code, relating to used oil.

ASSEMBLY BILL NO. 2560—Setencich. An act to amend Sections 18711, 18881, and 18882 of, and to repeal Section 18883 of, the Business and Professions Code, relating to boxing.

ASSEMBLY BILL NO. 2561—Setencich. An act to amend Section 1102.9 of, and to add Section 2079.25 to, the Civil Code, relating to real property.

ASSEMBLY BILL NO. 2562—Setencich. An act to amend Sections 42803, 42804, 42807, 42809, and 42815 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2563—Goldsmith (Principal coauthor: Alby) (Principal Senate coauthor: Kopp) Baldwin, Baugh, Bordonaro, Bowen, Bowler, Cunneen, Gallegos, Harvey, Hawkins, House, Kuykendall, Margett, Rainey, Richter, and Woods (Senators Costa and Johnson, coauthors). An act to add Section 391.8 to the Code of Civil Procedure, to amend Section 68511.3 of the Government Code, and to amend Section 2601 of the Penal Code, relating to inmate litigants.

ASSEMBLY BILL NO. 2564—Goldsmith. An act to amend Section 729.10 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2565—Goldsmith. An act to amend Section 707 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2566—Goldsmith. An act to add Section 6301.1 to the Business and Professions Code, relating to law libraries.

ASSEMBLY BILL NO. 2567—Goldsmith. An act to amend Section 116.540 of the Code of Civil Procedure, relating to courts.

ASSEMBLY BILL NO. 2568—Woods. An act to amend Sections 14123 and 14124.2 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2569—Margett. An act to amend Section 33394 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 2570—Margett. An act to amend Sections 19815.41, 19817, and 19818.20 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2571—Cortese. An act relating to the parks and recreation.

ASSEMBLY BILL NO. 2572—Burton. An act to amend Section 50474 of the Government Code, relating to airports.

ASSEMBLY BILL NO. 2573—Bowler. An act to add Section 43034 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2574—Bowler. An act to amend Section 11713.1 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2575—Caldera. An act to amend Sections 36621, 36622, 36631, and 36634 of the Streets and Highways Code, relating to improvement assessment districts.

ASSEMBLY BILL NO. 2576—Lee. An act to amend Section 7073 of the Government Code, relating to economic development.

ASSEMBLY BILL NO. 2577—Bordonaro. An act to amend Section 16946 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2578—Bordonaro. An act to amend Sections 11372.5 and 11502 of the Health and Safety Code, relating to crime.

ASSEMBLY BILL NO. 2579—Baugh. An act to amend Sections 318.5 and 318.6 of the Penal Code, relating to adult entertainment.

ASSEMBLY BILL NO. 2580—Ducheny. An act to add Section 94778 to the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2581—Baca. An act to amend Sections 14036, 14037, 14038, 14041, and 14070 of the Corporations Code, relating to business development, and making an appropriation therefor.

ASSEMBLY BILL NO. 2582—Burton. An act to amend Section 31469.5 of the Government Code, relating to county employees.

ASSEMBLY BILL NO. 2583—Kuykendall. An act to add Section 402.8 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2584—Kuykendall. An act to repeal and add Section 21337 of the Government Code, relating to the Public Employees' Retirement System, and making an appropriation therefor.

ASSEMBLY BILL NO. 2585—Kuykendall. An act to amend Section 2856 of the Civil Code, relating to guarantors.

ASSEMBLY BILL NO. 2586—Morrow. An act to amend Section 56328 of the Government Code, relating to local agency formation commissions.

ASSEMBLY BILL NO. 2587—Morrow. An act to amend Section 4221 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2588—Morrow. An act to amend Section 655.5 of the Business and Professions Code, relating to clinical laboratory services.

ASSEMBLY BILL NO. 2589—Battin. An act to repeal Section 739.7 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2590—Burton. An act to amend Section 20221 of the Public Contract Code, relating to public transit.

ASSEMBLY BILL NO. 2591—Harvey. An act to amend Section 16 of Chapter 1038 of the Statutes of 1991, relating to community colleges.

ASSEMBLY BILL NO. 2592—Cortese. An act to add and repeal Sections 17052.33 and 23633 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2593—Brewer. An act to amend Section 15202 of the Government Code, and to amend Section 4 of Chapter 437 of the Statutes of 1994, relating to trial costs.

ASSEMBLY BILL NO. 2594—Takasugi. An act to add Section 5404.6 to the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2595—Boland. An act to amend Section 707 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 2596—Takasugi. An act relating to school facilities, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2597—Alby. An act to add Section 2772.5 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2598—Machado. An act to amend Section 4114 of the Public Resources Code, relating to fire protection.

ASSEMBLY BILL NO. 2599—Thompson. An act to amend Sections 8869.83 and 8869.84 of, and to add Section 8869.95 to, the Government Code, relating to housing.

ASSEMBLY BILL NO. 2600—Baugh. An act to amend Sections 1191, 1191.5, and 1193 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 2601—Burton. An act to add Sections 8558, 8558.1, 8558.2, and 8558.3 to the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 2602—Hawkins. An act to amend Section 17001 of the Vehicle Code, relating to liability.

ASSEMBLY BILL NO. 2603—Hawkins. An act to add Chapter 10 (commencing with Section 249) to Title 8 of Part 1 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2604—Cortese. An act to add Section 34501.17 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2605—Bordonaro and McPherson. An act to amend Section 1981 of the Civil Code, and to amend Sections 9973, 9974, 10007, 10081, 10151, 10401, 10406, 10421, 17003, 17042, 17095, 21051, 21060, 21068, and 21702 of, and to repeal Section 21292 of, the Food and Agricultural Code, relating to animals.

ASSEMBLY BILL NO. 2606—Battin. An act to amend Section 977 of, and to repeal Sections 977.2 and 977.4 of, the Penal Code, relating to criminal procedure.

ASSEMBLY BILL NO. 2607—Morrissey. An act to add Chapter 7 (commencing with Section 44395) to Part 6 of, and to repeal Part 6 (commencing with Section 44300) of, Division 26 of, the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2608—Morrissey. An act to add Section 361.4 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2609—Hawkins. An act to amend Section 17980 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 2610—Morrissey. An act to add Section 455.6 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2611—Hawkins. An act to amend Section 1954.53 of the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 2612—Baugh. An act to amend Sections 19356.6 and 19356.7 of the Welfare and Institutions Code, relating to habilitation services.

ASSEMBLY BILL NO. 2613—Aguiar. An act to amend Section 89721 of the Education Code, and to amend Section 12470.1 of, and to add Section 12440.1 to, the Government Code, relating to the California State University.

ASSEMBLY BILL NO. 2614—Hawkins. An act to add Chapter 2.3 (commencing with Section 273.50) to Title 9 of Part 1 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2615—Morrissey. An act to amend Section 891 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2616—Woods, Hannigan, Hauser, and Hawkins (Senators Haynes and Johannessen, coauthors). An act to amend Section 1250.2 of the Health and Safety Code, and to amend Section 4080 of the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2617—Baca. An act to amend Section 49076 of the Education Code, and to add Section 827.1 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2618—Committee on Banking and Finance (Goldsmith (Chairman), Caldera, Cunneen, Gallegos, Isenberg, Kuykendall, Takasugi, Villaraigosa, and Weggeland). An act to amend Sections 18690, 18691, 18692, 18693, 18694, 18695, 18696, 18697, 18700, 18701, 18702, 18703, 18704, 18705, 18706, and 18707 of the Financial Code, relating to industrial loan companies.

ASSEMBLY BILL NO. 2619—Villaraigosa. An act to add Section 1715.5 to the Welfare and Institutions Code, relating to juveniles, and making an appropriation therefor.

ASSEMBLY BILL NO. 2620—Morrissey. An act to add Section 13275 to the Water Code, relating to water.

ASSEMBLY BILL NO. 2621—Brulte. An act to add Chapter 6.6 (commencing with Section 3079) to Part 4 of Division 3 of the Civil Code, relating to liens.

ASSEMBLY BILL NO. 2622—Brulte. An act relating to economic development.

ASSEMBLY BILL NO. 2623—Kuehl. An act to add and repeal Section 21655.9 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2624—Setencich. An act to amend Section 270 of, and to add Section 270j to, the Penal Code, relating to support.

ASSEMBLY BILL NO. 2625—Morrissey. An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2626—Machado. An act to amend Sections 15053, 15054, and 15055 of, and to add Article 14 (commencing with Section 15101) to Chapter 6 of Division 7 of, the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2627—Firestone. An act to amend Sections 10511, 10512, and 10513 of the Public Contract Code, relating to state contracts.

ASSEMBLY BILL NO. 2628—Firestone. An act to repeal Section 8396 of, and to add Article 9.1 (commencing with Section 8405) to Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 2629—Firestone. An act to add Article 19 (commencing with Section 69980) to Chapter 2 of Part 42 of the Education Code, and to add Section 17141.6 to the Revenue and Taxation Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2630—Morrissey. An act to add Section 52616.25 to the Education Code, relating to adult education.

ASSEMBLY BILL NO. 2631—Firestone. An act to add Section 41202.1 to, and to add Chapter 15 (commencing with Section 52990) to Part 28 of, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2632—Firestone. An act to amend Section 10957 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2633—Firestone. An act to amend Section 31529.6 of the Government Code, relating to county retirement systems.

ASSEMBLY BILL NO. 2634—Burton. An act to add Section 3212.8 to the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2635—Morrissey. An act to amend Section 41754 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2636—Bowler. An act to add Section 102122 to the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2637—Bowler. An act to amend Section 148.6 of the Penal Code, relating to peace officers.

ASSEMBLY BILL NO. 2638—Bowler. An act to amend Section 22507.5 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2639—Bowler. An act to add Section 11740 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2640—Morrissey. An act to amend Section 6902.2 of, and to add and repeal Section 6902.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2641—Bowler. An act to amend Section 26708 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2642—Boland. An act to amend Sections 1203.06, 12021, and 12021.1 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 2643—Bordonaro and Kaloogian. An act to amend Section 1719 of the Civil Code, relating to commercial paper.

ASSEMBLY BILL NO. 2644—Kevin Murray. An act to amend Section 24672 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2645—Morrissey. An act to amend Sections 7583.23, 7583.24, 7596.3, and 7596.8 of, and to repeal Sections 7583.25, 7583.26, 7596.81, and 7596.82 of, the Business and Professions Code, and to amend Section 12071 of the Penal Code, relating to security services.

ASSEMBLY BILL NO. 2646—Granlund, Thompson, Battin, Aguiar, Conroy, Morrissey, and Woods (Senators Haynes and Leonard, coauthors). An act to repeal and add Sections 51.2, 51.3, and 51.4 of the Civil Code, relating to civil rights.

ASSEMBLY BILL NO. 2647—Kuehl. An act to amend Section 6380 of the Family Code, to amend Section 273.6 of the Penal Code, to amend Sections 202, 213.5, 245.5, 280, 300, 304, 361, 362, 362.1, and 362.4 of, and to add Sections 218.5, 16500.3, and 16500.4 to, the Welfare and Institutions Code, relating to domestic violence.

ASSEMBLY BILL NO. 2648—Thompson. An act to amend Section 65008 of the Government Code, relating to planning.

ASSEMBLY BILL NO. 2649—Thompson. An act to add Sections 1348.6, 1348.7, and 1348.8 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 2650—Alby and Morrissey. An act to amend Section 17054 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2651—Hawkins. An act to amend Section 12002 of, and to add Section 831.4 to, the Penal Code, relating to security officers.

ASSEMBLY BILL NO. 2652—Goldsmith. An act to add Section 12801.7 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2653—Machado. An act to amend Section 110700 of the Health and Safety Code, relating to food labeling.

ASSEMBLY BILL NO. 2654—Aguiar. An act to amend Section 14301 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2655—Kaloogian. An act to amend Section 31522.2 of the Government Code, relating to county employees.

ASSEMBLY BILL NO. 2656—Kaloogian. An act to amend Section 11530 of the Health and Safety Code, and to amend Section 653.20 of the Penal Code, relating to crime.

ASSEMBLY BILL NO. 2657—Kaloogian. An act to add Section 7908 to the Public Utilities Code, relating to telephone corporations.

ASSEMBLY BILL NO. 2658—Kaloogian. An act to amend Sections 190 and 190.05 of the Penal Code, relating to murder.

ASSEMBLY BILL NO. 2659—Kaloogian. An act to amend Section 30171.5 of the Public Resources Code, relating to coastal resources.

ASSEMBLY BILL NO. 2660—Aguiar. An act to add Chapter 14 (commencing with Section 5956) to Division 6 of Title 1 of the Government Code, relating to governmental infrastructure financing.

ASSEMBLY BILL NO. 2661—Alpert. An act to amend Sections 17053.49 and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2662—Thompson. An act to amend Sections 3097, 3098, 3131, 3158, 3159, 3162, 3181, and 3226 of, and to repeal Sections 3111 and 3111.5 of, the Civil Code, relating to employee benefit plans.

ASSEMBLY BILL NO. 2663—Hoge. An act to amend Section 25600 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2664—Bustamante (Principal Senate coauthor: Costa) Baca, Escutia, Gallegos, Lee, Machado, Mazzoni, Willard Murray, and Sweeney (Senators Hughes, O'Connell, Peace, and Polanco, coauthors). 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 17053.14, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to housing, and making an appropriation therefor.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 36—Knight. 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, relating to juries.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 37—Machado. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8 to Article XX thereof, relating to elections.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 54—Kaloogian. Relative to judicial taxation.

AUTHOR'S AMENDMENTS

Committee on Transportation

February 21, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 223

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

SENATE BILL NO. 223—An act to amend Sections 3068.1 and 3074 of the Civil Code, relating to liens on 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

February 21, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 2047

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

ASSEMBLY BILL NO. 2047—An act to add Section 11521 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 Governmental Organization

February 21, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 2011
With author's amendments with the recommendation: Amend, and re-refer to the committee.

HOGE, Chairman

ASSEMBLY BILL NO. 2011—An act to amend Section 19601 of the Business and Professions Code, relating to horseracing, 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

February 21, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 2068
With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

ASSEMBLY BILL NO. 2068—An act to add Article 16 (commencing with Section 1360) to Chapter 2 of Division 10 of the Evidence Code, relating to hearsay.

Bill read second time; author's amendments, 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

February 21, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 2084
With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 2084—An act to add Section 29530.8 to the Government Code, relating to local government 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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, February 22, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 21, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2011	9606173
2047	9606186
2068	9606266
2084	9606508

SB	RN
223	9606291

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 22, 1996

ONE HUNDRED SEVENTY-FOURTH SESSION DAY

FOUR HUNDRED FORTY-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, February 22, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 Ackerman moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:40 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—63:

Ackerman	Campbell	House	Poochigian
Aguiar	Cannella	Isenberg	Rainey
Alby	Conroy	Kaloogian	Richter
Alpert	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Kuykendall	Sher
Bates	Ducheny	Lee	Speier
Battin	Escutia	Machado	Sweeney
Baugh	Figueroa	Margett	Takasugi
Boland	Frusetta	Martinez	Thompson
Bordonaro	Granlund	Mazzoni	Tucker
Bowler	Hannigan	McPherson	Vasconcellos
Brewer	Harvey	Miller	Weggeland
Brown	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker
Burton	Hoge	Olberg	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord Our God, Mighty in Your will and wondrous in Your works, maker of the universe; You are steadfast in Your covenant and Your mercy with those who love You and keep Your commandments. O Loving King, accept us as we pray to You this morning and send Your blessing upon us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Lee 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 Alpert.

FUNERAL DELEGATION APPOINTED

The following communication appointing a funeral delegation to represent the Assembly at memorial services for Jim Wood was presented by the Chief Clerk and ordered printed in the Journal:

February 20, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Per our conversation this morning, I will lead an official delegation of Assemblymembers to Labor Leader Jim Wood's Memorial service on Thursday, February 22, 1996 at 10:00 a.m. in Culver City. The following members will be on legislative business as part of that delegation, please excuse them from session:

Marguerite Archie-Hudson
Cruz Bustamante
Louis Caldera
Barbara Friedman
Martin Gallegos
Wally Knox
Sheila Kuehl
Juanita McDonald
Kevin Murray
Willard Murray
Grace Napolitano
Antonio Villaraigosa
Debra Bowen

Thank you for your immediate attention.

Sincerely,

RICHARD KATZ
Assembly Democratic Leader

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 Firestone and Goldsmith.

Funeral delegation attending services for Jim Wood: Archie-Hudson, Bowen, Bustamante, Caldera, Friedman, Gallegos, Katz, Knox, Kuehl, McDonald, Kevin Murray, Willard Murray, Napolitano, and Villaraigosa.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

20 February 1996

Hon. Curt Pringle, Speaker
California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: On Thursday, February 22nd, I will be unable to attend Floor Session as I will be away from the Capitol on legislative business. Please find the attached itinerary and press advisory for my activities on this day.

I appreciate your attention to this matter.

Best regards,

BROOKS FIRESTONE, Assembly Member
Thirty-fifth District

February 15, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol—Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from session on Thursday, February 22, 1996. I have been asked by Congressman Cunningham to testify before the Committee on Economic and Educational Opportunities in San Diego. The committee is discussing immigration as it relates to education.

Thank you for your attention to this matter.

Sincerely,

JAN GOLDSMITH, Assembly Member
Seventy-fifth District

REPORTS

The following reports were presented by the Chief Clerk:

Reorganization of
the California Department of Forestry and Fire Protection

Program Accountability Status Report, January 1996
(Pursuant to Budget Item 95 3540-001-001)

Above transmitted reports, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated February 14, 1996, referred by the Speaker to the Committee on Budget.

Natural Community Conservation Planning Program, Quarterly Report (October–December 1995)

Natural Community Conservation Planning (NCCP) Efforts Major Milestones—Table 1

Letters of Concurrence for July, August, & September 1995—Table 2 (Pursuant to Supplemental Report of the 1992 Budget Act)

Above transmitted reports, together with letter of transmittal from C.F. Raysbrook, Interim Director, Department of Fish and Game, Sacramento, dated February 2, 1996, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Report on Lottery Revenues and Expenditures, Department of the Youth Authority in FYs 1994–95 and 1995–96 (Pursuant to Control Section 24.60 of the Budget Act of 1994)

Above transmitted report, together with letter of transmittal from Craig L. Brown, Director, Department of the Youth Authority, Sacramento, dated February 5, 1996, referred by the Speaker to the Committee on Budget.

California, SB 600 Task Force, Telecommunications Infrastructure for K–12 Schools and Public Libraries, December 1995 (Pursuant to Public Utilities Code Section 2884.3)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated February 13, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 22, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2068
Assembly Bill No. 2084

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance on Wednesday, February 28, 1996 at 9:30 a.m. in Room 437;

Joint Committee on Fisheries and Aquaculture on Tuesday, March 19, 1996 at 1:00 p.m.;

Higher Education on Tuesday, March 5, 1996, at 2:30 p.m. at the University of the Pacific;

Joint Legislative Budget Committee on Monday, March 11, 1996, at 9:30 a.m. in Room 3191.

AUTHOR'S AMENDMENTS

Committee on Appropriations

February 22, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1096

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 1096—An act relating to prisons, 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

February 22, 1996

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 415

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CONROY, Chairman

SENATE BILL NO. 415—An act to repeal Sections 737.4, 737.5, 737.6, and 737.7 of, and to repeal and add Section 737.3 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

February 22, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 908

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 908—An act to amend Section 15364.52 of the Government Code, relating to 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.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

February 22, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 2018

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 2018—An act to amend Sections 3009, 3017, 3021, 3200, 3203, 3204, 3205, and 3206 of, to amend the heading of Chapter 3 (commencing with Section 3200) of Division 3 of, to repeal Section 3202 of, and to repeal and add Section 3201 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 Water, Parks and Wildlife

February 22, 1996

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2013

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

ASSEMBLY BILL NO. 2013—An act to amend Section 64 of the Humboldt Bay Harbor, Recreation, and Conservation District Act, Chapter 1283 of the Statutes of 1970, relating to the Humboldt Bay Harbor, Recreation, and 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.

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 former State Supreme Court Justice Frank C. Newman.

ANNOUNCEMENTS—DESK HELD OPEN

Speaker pro Tempore Aguiar announced that tomorrow, Friday, February 23, 1996 is the deadline for introduction of bills in the Regular Session (constitutional amendments, committee bills, and bills introduced in the Extraordinary Sessions are exempt from tomorrow's deadline) and that the Desk will remain open until 5 p.m.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Olberg was granted unanimous consent that Senate Bill No. 836 be referred from the third reading file to the Committee on Natural Resources.

PRESENTATION OF POET LAUREATE CHARLES B. GARRIGUS

Assembly Member Burton presented Poet Laureate of the State of California, former Member of the Assembly Charles B. Garrigus, who then offered the following tribute to the memory of former Governor Edmund G. "Pat" Brown:

IN MEMORIAM: EDMUND G. "PAT" BROWN

We honor now the memory of a man who understood the moral power of government and its abuse.

Whatever might degrade or limit life, his actions would renounce.

As Attorney General, or as Governor he shaped his policies for wholesome use,

And in his final judgments would affirm that what man does to man is all that counts.

He faced the clash of ethnic cultures, water rights, drugs, rebellious youth, and educational needs.

Knowing the best of labor and environment acts must always serve to help the human cause.

He challenged California leadership in business, agriculture, and in industry to do outstanding deeds,

Setting an example for all other states to match the form and substance of our laws.

The trademark of his politics would always be a friendly smile above an outstretched hand.

His honest interest in people's problems worked for confidence against their fear.

They always got a dialogue revealing that he shared their problems with the land.

With such communication they would know they had a friend who listened with a sympathetic ear.

Although at times his active eyes would demonstrate ambition's hopeful scheme.

Not power of public office, wealth, or praised achievement mattered to him most.

For him, his family life with wife, children, and close friends fulfilled the American dream.

It was their happy lives and useful social service that made his proudest boast.

He was defined by friendship with the great men of his day: Kennedy, Truman, Stevenson, Warren, just to name a few.

He gladly planned and freely spent state money for new campuses promoting sciences and liberal arts.

Realizing his conviction that prosperity for any state depends upon the good work educators do.

Freeways, aqueducts, dams, universities and parks compose
The legacy he leaves for grateful hearts.

Then surely this will be the message Future California History will tell:

"Respect the memory of Edmund G. "Pat" Brown:
He had clear vision of his duty, and he served it well."

Charles B. Garrigus

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 Victor Martinez, of Monterey Park.

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 Irene Della Rodgers, of Hayward; and George Zimmerman "Z" Wilson, of Hayward.

Assembly Member Granlund was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lt. Terence Lee Clark, of Hemet.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTION TO RECONSIDER CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Committee on Rules would meet today at 9:30 a.m., in the Tom Bane Rules Committee Room.

MOTION TO ADJOURN

At 9 a.m., Assembly Member Kuykendall moved that the Assembly do now adjourn.

Assembly Member Setencich seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:01 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2665—Thompson. An act to add Section 14132.82 to the Welfare and Institutions Code, relating to abortion funding.

ASSEMBLY BILL NO. 2666—Knight. An act to add Section 40106 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2667—Davis. An act to amend Section 68511.3 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 2668—Figueroa. An act to add Section 1346.6 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 2669—Sher. An act to add Section 2056.4 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 2670—Alby. An act to add and repeal Title 6.7 (commencing with Section 13970) of the Penal Code, relating to high technology crime, and making an appropriation therefor.

ASSEMBLY BILL NO. 2671—Takasugi. An act to amend Section 19133 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2672—Ducheny. An act relating to education, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2673—Ducheny. An act to amend Sections 26004, 26113, 26122, 26210, 26305, 26500, 26506, 26803, 26807, 26903, 27201, 27300, and 47611 of, to amend and renumber Section 26705.5 of, to add Sections 26810, 26811, and 26910 to, to repeal Section 27103 of, and to repeal and add Sections 26300, 26400, 26401, and 26402 of, the Education Code, relating to school employees.

ASSEMBLY BILL NO. 2674—Morrissey. An act to amend Sections 15379.15 and 15379.16 of the Government Code, relating to economic development.

ASSEMBLY BILL NO. 2675—Burton. An act to amend Section 22819 of the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2676—Pringle. An act to add Section 5063 to the Business and Professions Code, relating to accountants.

ASSEMBLY BILL NO. 2677—Caldera. An act to amend Section 12316 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 2678—Figueroa. An act to amend Section 12654 of the Government Code, relating to state actions.

ASSEMBLY BILL NO. 2679—Caldera. An act to amend Sections 300, 361.3, 361.5, and 366.21 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2680—Speier. An act to amend Sections 102125 and 102425 of the Health and Safety Code, relating to vital statistics.

ASSEMBLY BILL NO. 2681—Bustamante. An act to amend Section 48004 of the Food and Agricultural Code, relating to oranges.

ASSEMBLY BILL NO. 2682—Kaloogian and Isenberg. An act to amend Section 11302 of the Business and Professions Code, to amend Sections 580a and 726 of the Code of Civil Procedure, to amend Sections 2610, 2614, 2943, 8900, 8905, 8906, 8908, 8909, 10309, 13052, 13103, 13152, 13200, and 16247 of, to repeal Sections 8902, 8903, and 8904 of, to repeal and add Section 8901 of, to repeal Article 2 (commencing with Section 8920), Article 3 (commencing with Section 8940), Article 4 (commencing with Section 8960), and Article 5 (commencing with Section 8980) of, Chapter 3 of Part 3 of Division 7 of, and to repeal Part 12 (commencing with Section 400) of Division 2 of, the Probate Code, and to amend Sections 408 and 408.2 of the Revenue and Taxation Code, relating to probate referees.

ASSEMBLY BILL NO. 2683—Kaloogian. An act to amend Section 30171.5 of the Public Resources Code, relating to coastal resources.

ASSEMBLY BILL NO. 2684—Kaloogian. An act to add Chapter 2.5 (commencing with Section 11220) to Part 1 of Division 3 of Title 2 of the Government Code, relating to state regulatory agencies.

ASSEMBLY BILL NO. 2685—Kaloogian. An act to add Sections 320.2 and 22358.2 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2686—Kaloogian. An act to amend and repeal Section 603.5 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 2687—Speier. An act to amend Sections 87102 and 87207 of, to add Chapter 3.7 (commencing with Section 87370) to Title 9 of, and to repeal Sections 87102.5, 87102.6, and 87102.8 of, the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 2688—Kuykendall. An act to add Section 23103 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2689—Kuykendall. An act to amend Sections 19858.1 and 19858.4 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2690—House (Senator Haynes, coauthor). An act to add Section 730.8 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2691—House. An act to amend Sections 191.5 and 192 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2692—Mazzoni. An act to amend Sections 922.4 and 922.5 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2693—Willard Murray. An act to amend Section 219 of the Code of Civil Procedure, to amend Section 1312.1 of the Labor Code, to amend Sections 190, 457.1, 633, 12028, and 12032 of, and to add Section 1463.02 to, the Penal Code, and to amend Sections 28, 21113, 22651, 22651.2, 22651.3, 22652, 22655.5, and 22850.5 of the Vehicle Code, relating to peace officers, and making an appropriation therefor.

ASSEMBLY BILL NO. 2694—Cortese. An act to repeal Section 20300 of the Elections Code, to amend Sections 82039, 83116, 83116.5, 84305.5, 91001, 91004, 91005.5, and 91006 of, to add Sections 84201, 85306, 85308, 85309, 85310, 85311, 85312, 85313, and 85314 to, to add Article 5 (commencing with Section 84501) to Chapter 4 of Title 9 of, to add Article 2.5 (commencing with Section 85202), Article 4 (commencing with Section 85400), Article 5 (commencing with Section 85500), Article 6 (commencing with Section 85600), Article 7 (commencing with Section 85700), and Article 8 (commencing with Section 85800) to, Chapter 5 of Title 9 of, to repeal Section 91015 of, to repeal and add Sections 85301, 85302, 85303, 85304, 85305, 85307, and 89519 of, and to repeal and add Article 1 (commencing with Section 85100) of, the Government Code, relating to political practices, and making an appropriation therefor.

ASSEMBLY BILL NO. 2695—Bordonaro. An act to amend Section 3208.3 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2696—Burton. An act to add Division 15 (commencing with Section 35000) to the Business and Professions Code, relating to hypnotherapists, and making an appropriation therefor.

ASSEMBLY BILL NO. 2697—Brewer. An act to amend Section 1063 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2698—Gallegos. An act to amend Section 1358.5 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 2699—Thompson. An act relating to certificated employees.

ASSEMBLY BILL NO. 2700—Sher (Principal Senate coauthor: Greene). An act relating to education, and making an appropriation therefor.

ASSEMBLY BILL NO. 2701—Thompson. An act to amend Section 100 of the Business and Professions Code, relating to the Department of Consumer Affairs.

ASSEMBLY BILL NO. 2702—Bowler. An act relating to energy resources, and making an appropriation therefor.

ASSEMBLY BILL NO. 2703—Bowler. An act to amend Section 34501 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2704—Bowler. An act to add Section 6295.5 to the Harbors and Navigation Code, relating to terminal facilities.

ASSEMBLY BILL NO. 2705—Cannella. An act to amend Section 9356.21 of the Government Code, relating to the Legislators' Retirement System.

ASSEMBLY BILL NO. 2706—Cannella (Principal Senate coauthor: Beverly) and Kuykendall. An act to amend Sections 40051, 40120.1, 40151, 41002, 41003, 41260, 41302, 41303, 41460, 41700, 41701, 41702, 41703, 41704, 41710, 41711, 41720, 41721.5, 41733, 41780, 41780.1, 41780.2, 41781, and 41785 of, to add Section 40124 to, to add Article 10 (commencing with Section 41270) to Chapter 2 of Part 2 of Division 30 of, to add Article 10 (commencing with Section 41470) to Chapter 3 of Part 2 of Division 30 of, and to repeal Sections 40192, 41783, 41783.1, and 41786 of, the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2707—Bates. An act to add Chapter 5 (commencing with Section 54540) to Part 29 of the Education Code, relating to pupils.

ASSEMBLY BILL NO. 2708—Brulte. An act relating to school facilities.

ASSEMBLY BILL NO. 2709—Brulte. An act to amend Sections 19826, 19828, 19829, 19832, 19834, 19835, and 19836 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2710—House. An act to amend Sections 11350 and 11377 of the Health and Safety Code, to amend Section 1000.5 of, to amend the heading of Chapter 2.5 (commencing with Section 1000) of Title 6 of Part 2 of, to repeal Sections 1000.1, 1000.2, and 1000.3 of, and to repeal and add Section 1000 of, the Penal Code, relating to controlled substances.

ASSEMBLY BILL NO. 2711—Bowler. An act to amend Sections 10132, 10153.5, 10209, 10232.4, 10240, 10250.1, and 10509 of, to add Section 10100.2 to, and to repeal Sections 10231.3, 11000.5, 11000.6, 11018.7, 11025, 11027, 11028, 11029.1, and 11030 of, the Business and Professions Code, relating to real estate.

ASSEMBLY BILL NO. 2712—Conroy and Richter. An act to add Section 2890 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2713—Conroy. An act to amend Section 830.3 of the Penal Code, and to add Section 308.5 to the Public Utilities Code, relating to peace officers.

ASSEMBLY BILL NO. 2714—Machado. An act to amend Sections 15053, 15054, and 15055 of, and to add Article 14 (commencing with Section 15101) to Chapter 6 of Division 7 of, the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2715—McDonald. An act to add Section 13985 to the Government Code, relating to community development.

ASSEMBLY BILL NO. 2716—McDonald. An act to amend Section 15335 of the Government Code, relating to small business.

ASSEMBLY BILL NO. 2717—House. An act to amend Section 1156.7 of the Labor Code, relating to labor relations.

ASSEMBLY BILL NO. 2718—Sweeney. An act to add and repeal Section 48667 to the Education Code, relating to pupils.

ASSEMBLY BILL NO. 2719—Sweeney. An act to amend Section 17719 of, and to add Section 17719.1 to, the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 2720—Sweeney. An act to amend Sections 48915 and 48915.1 of the Education Code, relating to expulsion.

ASSEMBLY BILL NO. 2721—Hannigan. An act to amend Section 6070 of the Business and Professions Code, relating to attorneys.

ASSEMBLY BILL NO. 2722—McPherson. An act to amend Sections 3, 5, 6, 7, 7.5, 12.5, 13, 15.1, 16, 20, 22, and 24 of Chapter 52 of the Statutes of 1941, relating to airport districts.

ASSEMBLY BILL NO. 2723—Hawkins. An act to amend Section 1474 of the Penal Code, relating to habeas corpus.

ASSEMBLY BILL NO. 2724—Tucker. An act to add Article 3.6 (commencing with Section 11114) to Chapter 1 of Title 1 of Part 4 of the Penal Code, relating to the Statewide Organized Gang Database.

ASSEMBLY BILL NO. 2725—Hawkins. An act to amend Section 65583.1 of the Government Code, relating to housing.

ASSEMBLY BILL NO. 2726—Woods. An act to amend Section 7582 of the Government Code, relating to public social services.

ASSEMBLY BILL NO. 2727—House. An act to amend and renumber Section 4010.1 of the Health and Safety Code, relating to public water systems.

ASSEMBLY BILL NO. 2728—Hawkins. An act to amend Section 17920.3 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 2729—Tucker. An act to add Chapter 12.855 (commencing with Section 18987.75) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to the Targeted Youth Training Act of 1996, and making an appropriation therefor.

ASSEMBLY BILL NO. 2730—Hawkins. An act to amend Section 1365.5 of the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 2731—Tucker. An act to add Article 7 (commencing with Section 52620) to Chapter 10 of Part 28 of the Education Code, relating to education.

ASSEMBLY BILL NO. 2732—Hawkins. An act to amend Section 1365 of the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 2733—Morrow. An act to add and repeal Section 5012.3 of the Public Resources Code, relating to parks.

ASSEMBLY BILL NO. 2734—Morrow. An act to amend Section 77006.5 of the Government Code, relating to trial court funding.

ASSEMBLY BILL NO. 2735—Weggeland. An act relating to parks and recreation.

ASSEMBLY BILL NO. 2736—Weggeland. An act to amend Sections 33492, 33492.3, 33492.10, 33492.11, and 33492.15 of, to amend the heading of Chapter 4.5 (commencing with Section 33492) of Part 1 of Division 24 of, to add Sections 33492.26, 33492.265, and 33492.275 to, to repeal Sections 33492.19, 33492.21, 33492.23, and 33492.25 of, and to repeal and add Section 33492.27 of, the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 2737—Kevin Murray. An act to amend Section 47610 of the Education Code, relating to education.

ASSEMBLY BILL NO. 2738—Kevin Murray. An act to amend Section 44237 of the Education Code, relating to private school employees.

ASSEMBLY BILL NO. 2739—Figueroa. An act to amend Section 50199.8 of the Health and Safety Code, relating to low-income housing credit.

ASSEMBLY BILL NO. 2740—Ackerman, Isenberg, Baugh, Brewer, Conroy, Morrissey, and Morrow. An act to add and repeal Section 23151 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2741—Ackerman. An act to amend Sections 25526 and 25536 of the Government Code, relating to county real property.

ASSEMBLY BILL NO. 2742—Ackerman. An act to amend Section 25299.52 of the Health and Safety Code, relating to underground storage tanks.

ASSEMBLY BILL NO. 2743—Ackerman. An act to amend Section 20322 of the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2744—Ackerman. An act to amend Section 42297 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2745—Ackerman. An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2746—Ackerman. An act to add Section 3210 to the Government Code, relating to public officers and employees.

ASSEMBLY BILL NO. 2747—Ackerman. An act to amend Sections 18903, 19141, 19142, 19781, 19786, 19816.2, 19841, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4, 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, and 19997.13 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2748—Napolitano. An act to add Section 31639.75 to the Government Code, relating to county employees.

ASSEMBLY BILL NO. 2749—Machado and Figueroa. An act to add Chapter 14 (commencing with Section 5960) to Division 6 of Title 1 of the Government Code, relating to state finance.

ASSEMBLY BILL NO. 2750—Kaloogian. An act to add Section 340.8 to the Code of Civil Procedure, relating to the limitation of actions, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2751—Kaloogian. An act to amend Section 366.2 of the Code of Civil Procedure, to amend Sections 813, 1021, 1460, 1600, 1881, 2310, 2581, 3002, 3100, 3201, 3906, 3920.5, 6452, 8400, 8873, 9000, 9050, 9051, 9052, 9053, 9100, 9103, 9150, 9391, 10361, 10552, 10900, 11420, 13100, 13101, 13151, 13152, 16063, 16245, 16460, 17200, 17201, 17203, 19000, and 21350 of, to add Sections 801, 810.5, 1471.1, 10361.5, 10361.6, 17200.1, and 17200.2 to, to add Chapter 4 (commencing with Section 1060) to Part 1 of Division 3 of, to repeal Sections 2526, 2620.1, 2624, and 9865 of, and to repeal and add Sections 2620 and 10902 of, and the Probate Code, and to add Section 11930 to the Revenue and Taxation Code, and to amend Sections 15610.30 and 15657 of the Welfare and Institutions Code, relating to estates and trusts.

ASSEMBLY BILL NO. 2752—Kaloogian. An act to amend Section 830 of the Government Code, relating to liability.

ASSEMBLY BILL NO. 2753—Kaloogian. An act to add Section 5001.01 to the Public Resources Code, relating to coastal resources.

ASSEMBLY BILL NO. 2754—Kaloogian. An act to add Section 53060.3 to the Government Code, relating to fire protection services.

ASSEMBLY BILL NO. 2755—Napolitano. An act to amend Section 102345 of the Health and Safety Code, relating to vital statistics.

ASSEMBLY BILL NO. 2756—Hauser. An act to relating to salmon, and making an appropriation therefor.

ASSEMBLY BILL NO. 2757—Hauser. An act to add Section 7651 to the Fish and Game Code, relating to fish, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2758—Boland. An act to add Section 980.5 to the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 2759—Burton. An act to amend Section 21638.5 of the Business and Professions Code, relating to pawnbrokers.

ASSEMBLY BILL NO. 2760—Napolitano. An act to amend Section 79 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2761—Poochigian. An act to amend Sections 6377, 17053.49 and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2762—Poochigian. An act to amend Section 628 of, and to add Section 707.03 to, the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2763—Poochigian. An act to add Sections 3000.2, 3000.3, 3057.1, and 3060.2 to the Penal Code, relating to parole.

ASSEMBLY BILL NO. 2764—Poochigian. An act to amend Section 11370.4 of the Health and Safety Code, and to amend Sections 12022 and 12022.5 of the Penal Code, relating to controlled substances.

ASSEMBLY BILL NO. 2765—Poochigian. An act to amend Section 110 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2766—Poochigian. An act to amend Sections 26225 and 26290 of the Water Code, relating to water.

ASSEMBLY BILL NO. 2767—Poochigian (Principal Senate coauthor: Kopp). An act to add Section 15122.5 to the Education Code, relating to education.

ASSEMBLY BILL NO. 2768—Poochigian. An act to add and repeal Title 11.5 (commencing with Section 14170) of Part 4 of the Penal Code, relating to crime prevention, and making an appropriation therefor.

ASSEMBLY BILL NO. 2769—Alpert and Baldwin. An act to amend Sections 44386 and 62000.5 of, to amend and repeal Sections 48431.6, 48431.7, 51884, and 62000.1 of, to amend, repeal, and add Sections 62000.2, 63000, and 64000 of, to add Part 28.5 (commencing with Section 53000) to, to add and repeal Sections 33474, 42926, 44279.7, 44498, 44689.6, 48642, 52091, 52115, 52187, 52213, 54034, 54042, 54669.1, 54686.3, 54698, 58410, and 58609 of, to add and repeal Article 6 (commencing with Section 8775) of Chapter 4 of Part 6 of, Article 6 (commencing with Section 32296) of Chapter 2.5 of Part 19 of, Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 12 (commencing with Section 33470) of Chapter 3 of Part 20 of, Article 4.5 (commencing with Section 44279.2) of Chapter 2 of, and Article 4 (commencing with Section 44490) of Chapter 3 of, Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 2 (commencing with Section 54020) of, and Article 4 (commencing with Section 54040) of, Chapter 1 of, Article 3 (commencing with Section 54660) of, Article 4.5 (commencing with Section 54685) of, and Article 5 (commencing with Section 54690) of, Chapter 9 of Part 29 of, to repeal Chapter 4 (commencing with Section 8700) of Part 6 of, Chapter 2.5 (commencing with Section 32260) of Part 19 of, Chapter 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, Chapter 6.9 (commencing with Section 52100) of, and Chapter 8 (commencing with Section 52200) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

ASSEMBLY BILL NO. 2770—Alpert. An act to amend Section 594 of the Penal Code, relating to vandalism.

ASSEMBLY BILL NO. 2771—Alpert. An act to amend Sections 3146, 3148, and 3152 of the Business and Professions Code, relating to optometry.

ASSEMBLY BILL NO. 2772—Cortese. An act to add Chapter 4 (commencing with Section 18210) to Part 1 of Division 5 of Title 2 of the Government Code, relating to administrative regulations.

ASSEMBLY BILL NO. 2773—Battin. An act to amend Section 13999.2 of the Water Code, relating to water, and making an appropriation therefor.

ASSEMBLY BILL NO. 2774—Morrow. An act to add Article 2.5 (commencing with Section 123460) to Chapter 2 of Part 2 of Division 106 of the Health and Safety Code, relating to abortion.

ASSEMBLY BILL NO. 2775—Miller. An act to amend Sections 18900 and 19057 of, and to repeal Sections 19057.1 and 19057.4 of, the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2776—Miller. An act to amend Sections 25123.3, 25123.5, 25143, 25187.7, 25200.1.5, 25201.6, and 25244.21 of, and to add Section 25150.6 to, the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 2777—House. An act to amend Section 487.020 of, and to add Section 704.220 to, the Code of Civil Procedure, and to add Section 1941.3 to the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 2778—Boland. An act to add Section 4501.1 to the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 2779—Knox. An act to amend Section 302 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2780—Speier. An act to add Sections 1367.22 and 1370.6 to the Health and Safety Code, and to add Sections 10123.196, 10126.6, 11512.183, and 11513.5 to the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 2781—Cunneen. An act to amend Sections 798.56a and 1812.601 of, and to repeal Section 798.29 of, the Civil Code, relating to mobilehomes.

ASSEMBLY BILL NO. 2782—Machado. An act to repeal and add Section 13001 of the Elections Code, relating to government expenses incurred in the conduct of elections.

ASSEMBLY BILL NO. 2783—Woods. An act to add Section 20111.3 to the Public Contract Code, relating to public contracting.

ASSEMBLY BILL NO. 2784—Hauser. An act to amend Sections 2551, 2552, 2555, and 2557 of the Streets and Highways Code, relating to vehicles.

ASSEMBLY BILL NO. 2785—Hauser. An act to add Section 124597 to the Health and Safety Code, relating to American Indian health, and making an appropriation therefor.

ASSEMBLY BILL NO. 2786—Napolitano. An act to amend Section 11370 of the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2787—Kuehl. An act to amend Sections 6007, 6044.5, 6090.5, 6101, 6102, 6140.7, and 6203 of, and to add Section 6085.5 to, the Business and Professions Code, to add Section 1160 to the Evidence Code, and to amend Section 1808.4 of the Vehicle Code, relating to attorneys.

ASSEMBLY BILL NO. 2788—Baldwin. An act to amend Sections 5101.5 and 5106 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2789—Kuehl. An act to add Section 5003.02.2 to the Public Resources Code, relating to parks and recreation.

ASSEMBLY BILL NO. 2790—Morrissey. An act to repeal and add Section 205.1 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2791—Baldwin. An act to amend Sections 351 and 1173 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 2792—Baldwin. An act to amend Section 17958.8 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 2793—Baldwin. An act to add Section 11349.10 to the Government Code, relating to administrative regulations.

ASSEMBLY BILL NO. 2794—Bowen, Brown, Escutia, Isenberg, Margett, and Mazzoni. An act to repeal and add Part 9 (commencing with Section 15600) and Part 10 (commencing with Section 15700) of Division 3 of Title 2 of the Government Code, to amend Sections 721, 722.5, 1840, 1841, 6564, 6565, 7712, 7713, 8853, 8854, 19041, 19044, 19045, 19046, 19047, 19048, 19049, 19323, 19324, 19331, 19332, 19333, 19334, 19342, 19343, 19344, 19345, 19346, 19347, 19348, 19381, 30263, 30264, 32304, 32305, 38445, 38446, 40095, 40096, 41089, 41090, 43305, 43306, 45305, and 45306 of, to add Sections 38, 721.5, 1840.5, 13412, 16705, 19046.1, 19046.2, 19046.3, 19046.4, 20515, and 20587 to, to add Article 3.5 (commencing with Section 751) to Chapter 4 of Part 2 of Division 1 of, to add Article 7 (commencing with Section 11361) to Chapter 2 of Part 6 of Division 2 of, and to add Part 35 (commencing with Section 75001) to Division 2 of, the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2795—Morrissey. An act to add Section 6244.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2796—Baldwin. An act to amend Section 11349 of the Government Code, relating to administrative regulations.

ASSEMBLY BILL NO. 2797—Aguiar, Bowler, Burton, Bustamante, Cortese, Hauser, House, Machado, Mazzoni, Miller, Richter, and Woods (Senators Costa, Leslie, Marks, and Thompson, coauthors). An act to amend Sections 97.2, 97.3, and 97.38 of, and to add Section 97.52 to, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2798—Baldwin. An act to amend Section 43156 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2799—Thompson and Caldera (Senators Hughes and Watson, coauthors). An act to amend Sections 23006 and 23007 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2800—Granlund. An act to repeal Chapter 1 (commencing with Section 9800) of Part 2 of Division 8.5 of the Welfare and Institutions Code, relating to long-term care.

ASSEMBLY BILL NO. 2801—Granlund. An act to amend Sections 5705, 5718, 5775, and 5778 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2802—Granlund. An act relating to pharmacy.

ASSEMBLY BILL NO. 2803—Granlund. An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2804—Granlund. An act to amend Sections 14105.98, 14105.985 and 14163 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2805—Granlund. An act to amend Section 14005 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2806—Baldwin. An act to amend Section 32121 of the Health and Safety Code, relating to local health care districts.

ASSEMBLY BILL NO. 2807—Bordonaro. An act to add Section 16507.51 to, to add Chapter 8 (commencing with Section 10970) to Part 2 of Division 9 of, and to repeal and add Article 3.2 (commencing with Section 11320) of Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2808—Bustamante. An act to add Section 33132 to the Education Code, relating to eduction.

ASSEMBLY BILL NO. 2809—Rainey. An act to repeal and add Section 39663 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2810—Rainey. An act to amend Section 326.5 of the Penal Code, relating to bingo.

ASSEMBLY BILL NO. 2811—Cortese. An act to amend Section 24047 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2812—Bordonaro. An act to amend Sections 120130, 120980, and 121015 of the Health and Safety Code, relating to communicable disease.

ASSEMBLY BILL NO. 2813—Committee on Human Services (Bordonaro (Chairman), Woods, Baugh, and Knight). An act to amend Section 4474.1 of the Welfare and Institutions Code, relating to developmental disabilities.

ASSEMBLY BILL NO. 2814—Committee on Human Services (Bordonaro (Chairman), Woods, Baugh, and Knight). An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

ASSEMBLY BILL NO. 2815—Committee on Human Services (Bordonaro (Chairman), Woods, Baugh, and Knight). An act to amend Section 16100 of the Welfare and Institutions Code, relating to county adoption agencies.

ASSEMBLY BILL NO. 2816—Committee on Human Services (Bordonaro (Chairman), Woods, Baugh, and Knight). An act to add Section 11323.9 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2817—Committee on Human Services (Bordonaro (Chairman), Woods, Baugh, and Knight). An act to amend Section 16500 of the Welfare and Institutions Code, relating to child welfare services.

ASSEMBLY BILL NO. 2818—Committee on Human Services (Bordonaro (Chairman), Woods, Baugh, and Knight). An act to amend Section 19005.1 of the Welfare and Institutions Code, relating to disabled persons.

ASSEMBLY BILL NO. 2819—Caldera. An act to add Section 68555 to the Government Code, relating to domestic violence.

ASSEMBLY BILL NO. 2820—Baugh. An act to amend Sections 48980, 60002, and 60044 of, and to add Sections 12, 35021.3, 44858.5, 49062.5, 51514, and 60049 to, the Education Code, relating to education.

ASSEMBLY BILL NO. 2821—Baugh. An act relating to school finance.

ASSEMBLY BILL NO. 2822—Hawkins. An act to amend Section 225 of the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 2823—Harvey. An act to amend Sections 16000 and 16100 of the Business and Professions Code, relating to business licenses.

ASSEMBLY BILL NO. 2824—Bordonaro. An act to add Section 1531.1 to the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 2825—Woods (Principal Senate coauthor: Johannessen) and Richter (Senator Leslie, coauthor). An act to amend Section 1700 of the Fish and Game Code, and making an appropriation therefor.

ASSEMBLY BILL NO. 2826—Machado, Cannella, and Weggeland (Senator O'Connell, coauthor). An act to add Section 15007 to, and to add Chapter 3.2 (commencing with Section 15819.40) to Part 10b of Division 3 of Title 2 of, the Government Code, relating to state real property, and making an appropriation therefor.

ASSEMBLY BILL NO. 2827—Escutia. An act to amend Section 186.11 of the Penal Code, relating to crime.

ASSEMBLY BILL NO. 2828—Sweeney. An act to add Section 16320 to the Government Code, and to add Section 97.57 to the Revenue and Taxation Code, relating to local government finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2829—Escutia. An act to amend and renumber Section 35294.1 of the Education Code, relating to school safety.

ASSEMBLY BILL NO. 2830—Bordonaro. An act relating to agriculture.

ASSEMBLY BILL NO. 2831—Escutia. An act relating to energy resources, and making an appropriation therefor.

ASSEMBLY BILL NO. 2832—Bordonaro. An act to amend Sections 222.5 and 1141.20 of, and to add Section 437d to, the Code of Civil Procedure, relating to actions and proceedings.

ASSEMBLY BILL NO. 2833—Villaraigosa. An act to repeal Section 20230 of the Public Contract Code, and to amend Section 130231 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2834—Friedman. An act to amend Sections 48661 and 48916.1 of the Education Code, and to amend Section 9 of Chapter 974 of the Statutes of 1995, relating to pupils, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2835—Bordonaro. An act to amend Section 1507 of the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 2836—Hoge. An act to amend Section 54237 of the Government Code, relating to surplus residential property.

ASSEMBLY BILL NO. 2837—Hoge. An act to amend Section 100.4 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2838—Hoge. An act to add Sections 5491.13, 5491.15, 5491.17, 5497.1, 5497.2, 5497.3, 5497.4, 5497.5, and 5497.6 to, to repeal and add Sections 5491.1 and 5497 of, and to repeal Sections 5492 and 5493 of, the Business and Professions Code, relating to outdoor advertising.

ASSEMBLY BILL NO. 2839—Hoge. An act to amend Section 1812 of, and to add Section 1810.6 to, the Vehicle Code, relating to records.

ASSEMBLY BILL NO. 2840—Hoge. An act to amend and repeal Sections 100.4 and 100.45 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2841—Hoge. An act to amend Section 23958.4 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2842—Escutia. An act to add Section 14088.21 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2843—Escutia. An act to amend Section 14132.22 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2844—Escutia. An act to add Section 10001.6 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2845—Sweeney. An act to amend Section 53684 of, and to add Section 53686, to the Government Code, relating to local governmental finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2846—Sweeney. An act to add Section 65964 to the Government Code, and to amend Section 99 of the Revenue and Taxation Code, relating to local agencies.

ASSEMBLY BILL NO. 2847—Sweeney. An act to amend Section 7273 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2848—Speier. An act to amend Sections 11160 and 11166 of the Penal Code, relating to abuse reporting.

ASSEMBLY BILL NO. 2849—Bordonaro, Baldwin, Battin, Bowler, Granlund, Hawkins, Margett, and Woods (Senator Haynes, coauthor). An act to add Sections 17052.57 and 23657 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2850—Cortese. An act to amend Section 33433 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 2851—Knox. An act to add Section 14132.51 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2852—Knox. An act to amend Sections 4462 and 40000.7 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2853—Bordonaro. An act to add Section 17505.2 to the Business and Professions Code, relating to recreation therapy.

ASSEMBLY BILL NO. 2854—Lee. An act relating to bridges, and making an appropriation therefor.

ASSEMBLY BILL NO. 2855—Morrissey. An act to amend Section 48293 of the Education Code, and to amend Section 601.4 of the Welfare and Institutions Code, relating to school attendance.

ASSEMBLY BILL NO. 2856—Lee. An act to repeal and add Section 12200.5 of the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 2857—Lee. An act relating to employment.

ASSEMBLY BILL NO. 2858—Machado. An act to amend Section 71000 of, and to add Part 4 (commencing with Section 71100) to Division 34 of, the Public Resources Code, relating to environmental protection.

ASSEMBLY BILL NO. 2859—House. An act to amend Section 16904 of the Food and Agricultural Code, relating to civil actions.

ASSEMBLY BILL NO. 2860—Morrissey. An act to amend Section 7215.6 of the Business and Professions Code, relating to guide dogs.

ASSEMBLY BILL NO. 2861—Villaraigosa. An act to add Section 7153.2 to the Health and Safety Code, relating to anatomical gifts.

ASSEMBLY BILL NO. 2862—Sweeney. An act to add Section 14132.70 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2863—Sweeney. An act to add Part 5.8 (commencing with Section 14999.40) to Division 3 of Title 2 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 2864—Sweeney. An act to add Section 36501.1 to the Government Code, relating to city government.

ASSEMBLY BILL NO. 2865—Morrissey. An act to add Chapter 25 (commencing with Section 15000) to Division 7 of the Water Code, relating to the Santa Ana River Mainstem Flood Control Project, 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.

ASSEMBLY BILL NO. 2866—Speier. An act to amend Section 1936 of the Civil Code, relating to car rentals.

ASSEMBLY BILL NO. 2867—Cortese. An act to add Division 26 (commencing with Section 79000) to the Water Code, relating to financing a flood control and prevention program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2868—Kuykendall. An act to amend Sections 290, 290.3, 291, 291.1, 291.5, 3000.1, 3001, and 3002 of the Penal Code, relating to parole.

ASSEMBLY BILL NO. 2869—Brewer. An act to amend Section 700 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 2870—Morrissey. An act to add Chapter 2.3 (commencing with Section 15372.50) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to tourism.

ASSEMBLY BILL NO. 2871—Vasconcellos. An act to repeal Section 85300 of the Government Code and to add Article 1.5 (commencing with Section 18710) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to the public financing of elections, and making an appropriation therefor.

ASSEMBLY BILL NO. 2872—Vasconcellos. An act to amend Sections 316, 340, 1000, 1001, 1201, 2552, and 10400 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 2873—Vasconcellos. An act to add Section 66602.5 to, and to add Article 4.5 (commencing with Section 92045) to Chapter 1 of Part 57 of, the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2874—Vasconcellos. An act to add Section 10334.5 to the Public Contract Code, relating to state procurement.

ASSEMBLY BILL NO. 2875—Vasconcellos. An act to add Section 15280 to the Government Code, relating to telecommunications.

ASSEMBLY BILL NO. 2876—Davis. An act to amend Section 14091.21 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2877—Davis. An act to amend Sections 7616, 7621, 7628, 7630, 7641, 7643, 7646, 7649, 7660, 7662, 7664, 7665, 7666, 7667, 7668, 7669, 7670, and 7729 of, to add Section 7651 to, to add Article 2.5 (commencing with Section 7635) to Chapter 12 of Division 3 of, to repeal and add Sections 7647 and 7671 of, and to repeal Section 7666.5 of, the Business and Professions Code, relating to funeral establishment, and making an appropriation therefor.

ASSEMBLY BILL NO. 2878—Friedman. An act to amend Section 30461.6 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2879—Friedman. An act to amend Sections 14105.98 and 14163 of the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2880—Baugh. An act to add Section 3294.1 to the Civil Code, relating to exemplary damages.

ASSEMBLY BILL NO. 2881—Woods. An act to add Chapter 12 (commencing with Section 15700) to Part 3 of Division 9 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2882—Woods. An act to add Sections 23402 and 23403 to, and to repeal and add Section 23401 of the Food and Agricultural Code, relating to inspection of equines, and making an appropriation therefor.

ASSEMBLY BILL NO. 2883—Boland. An act to amend Section 6929 of the Family Code, relating to family law.

ASSEMBLY BILL NO. 2884—Villaraigosa. An act to add Sections 6025, 6026, 17034.5, 18410, and 23058.5 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2885—Brulte. An act to add Sections 453.3 and 453.4 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2886—Baca. An act to amend Section 44253.10 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 2887—Tucker. An act to amend Sections 21664.5, 21668, 21669, 21669.2, and 21669.4 of, and to add Sections 21668.1 and 21669.5 to, the Public Utilities Code, relating to airports.

ASSEMBLY BILL NO. 2888—Cortese. An act to add and repeal Sections 17052.24 and 23620 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2889—Caldera. An act relating to public social services.

ASSEMBLY BILL NO. 2890—Machado. An act to amend Sections 48222 and 56366 of the Education Code, relating to special education.

ASSEMBLY BILL NO. 2891—Frusetta. An act to amend Section 17500 of the Government Code, relating to state-mandated local costs.

ASSEMBLY BILL NO. 2892—Frusetta. An act to add Section 1276.4 to the Health and Safety Code, relating to long-term health care facilities.

ASSEMBLY BILL NO. 2893—Frusetta. An act to amend Section 41420 of the Education Code, relating to education.

ASSEMBLY BILL NO. 2894—Aguiar, Granlund, Baldwin, Bates, Tucker, and Vasconcellos (Senators Kelley and Petris, coauthors). An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2895—Bordonaro, Alby, Baldwin, Granlund, Harvey, House, Kaloogian, Margett, Olberg, Richter, Thompson, and Woods. An act to amend Sections 39110, 39111, 39112, and 39113 of the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 2896—Goldsmith. An act to amend Section 11506 of, and to add Sections 11346.21 and 11360 to, the Government Code, and to add Sections 39050.3 and 42404.7 to the Health and Safety Code, relating to administrative regulations.

ASSEMBLY BILL NO. 2897—Bowler. An act to amend Section 255 of the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 2898—Bowler. An act to amend Section 704.090 of the Code of Civil Procedure, to amend Sections 13960, 13962, 13963, 13965, 13966.01, 13967.2, 13967.5, 13968, 13969.3, and 13969.4 of the Government Code, to amend Section 4903 of the Labor Code, to amend Sections 166, 243, 262, 273.5, 273.6, 484.1, 1203.044, 1203.097, 1203.1, 1205, 1205.3, 1214, 1463.18, 1464, and 2900.5 of, and to repeal Section 1205.5 of, the Penal Code, to amend Section 42003 of the Vehicle Code, and to amend Sections 653.5, 654.3, 656, 729.7, 730.6, 1752.82, and 1766.1 of the Welfare and Institutions Code, relating to victims of crime.

ASSEMBLY BILL NO. 2899—Hawkins. An act to add Section 820.5 to the Government Code, relating to liability.

ASSEMBLY BILL NO. 2900—Alby. An act to amend Section 290.4 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 2901—Vasconcellos. An act to add Article 4 (commencing with Section 10550) to Chapter 4.5 of Part 1 of Division 3 of the Unemployment Insurance Code, relating to employment development.

ASSEMBLY BILL NO. 2902—Vasconcellos. An act to add Section 66903.1 to the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2903—Vasconcellos. An act to amend Section 15363.10 of the Government Code, relating to economic development.

ASSEMBLY BILL NO. 2904—Hawkins. An act to add Sections 1102.16 and 2079.25 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 2905—McDonald. An act to add Section 2244 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 2906—McDonald. An act to add Section 12020.1 to the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 2907—McDonald. An act to add Section 1644.7 to the Health and Safety Code, relating to blood marrow transfusions.

ASSEMBLY BILL NO. 2908—Goldsmith. An act to amend Section 51.6 of the Civil Code, to amend Section 12955 of, and to add Section 12955.10 to, the Government Code, and to add Section 17914 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 2909—Baugh, Goldsmith, and Kaloogian. An act to amend Section 385 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2910—Cortese. An act relating to public resources.

ASSEMBLY BILL NO. 2911—Caldera and Hawkins. An act relating to the Korean American Museum, and making an appropriation therefor.

ASSEMBLY BILL NO. 2912—Machado. An act to add Section 42318 to the Health and Safety Code, and to add Section 21155 to the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 2913—Hoge. An act to amend Section 19807 of the Business and Professions Code, relating to gaming.

ASSEMBLY BILL NO. 2914—Hoge. An act to amend Section 19802 of the Business and Professions Code, relating to gaming.

ASSEMBLY BILL NO. 2915—Friedman. An act to add Article 1 (commencing with Section 104145) to Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, and to repeal Section 9 of Chapter 661 of the Statutes of 1993, relating to public health.

ASSEMBLY BILL NO. 2916—Friedman. An act to amend Section 14490 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2917—Weggeland. An act to amend Section 101.7 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2918—Weggeland. An act to add Section 273.4 to the Penal Code, and to add Sections 361.1 and 16501.3 to the Welfare and Institutions Code, relating to child abuse.

ASSEMBLY BILL NO. 2919—Weggeland. An act to amend Sections 5008, 5008.6, 5132, 5150, 5210, 5214, 5220, 5221, 5227, 5341, 5511, 5512, 5520, 5521, 5522, 5523, 5524, 5525, 6338, 6810, 7132, 7150, 7210, 7214, 7220, 7221, 7341, 7511, 7512, 7520, 7521, 7522, 7523, 7524, 7525, 8338, 8810, 9132, 9210, 9214, 9221, 9411, 9412, 12330, 12350, 12354, 12360, 12431, 12461, 12470 and 12608 of, and to add Sections 5517, 6618, 7517, 8618, 9421, 12466 and 12637 to, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 2920—Brewer. An act to amend Section 680 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2921—Sweeney. An act to add Section 25621 to the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 2922—Hawkins. An act to amend Sections 213 and 214 of, to amend Section 237 of, and to add Section 238 to, the Code of Civil Procedure, and to add Section 806 to the Evidence Code, relating to juries.

ASSEMBLY BILL NO. 2923—Alpert. An act to amend Sections 2551.3, 4006, 8090, 8091, 8205, 8220.2, 8234, 8263, 8265, 8279.1, 8447, 8477, 8803, 8804.5, 8810, 8819, 8953.3, 10500, 10606, 14050, 14600, 32212, 33350, 35160.5, 35177, 35184, 35294.1, 35335, 37222, 37223, 37253, 39112, 39150.5, 39190, 39393, 39617, 39670, 41013, 41020, 41326, 41609, 41931, 44046, 44060, 44261.2, 44276, 44276.1, 44277, 44279.2, 44520, 44612, 44680.7, 44790, 44793, 44813, 45350, 45360, 48438, 48631, 48800, 48931, 49060, 49110, 49410, 49413, 49547.5, 49550.3, 49602, 51005, 51053, 51220.5, 51229, 51440, 51740 51745, 51802, 51810, 51854, 52053.7, 52209, 52372.1, 52462, 52616.4, 52742, 52885, 52950, 54401, 54404, 54420, 54444.2, 54520, 54690, 54760, 56100, 56221, 56339, 56362.7, 58500, and 58512 of, to amend the heading of Article 1 (commencing with Section 35501) of Chapter 3 of Part 21 of, the heading of Article 1 (commencing with Section 51000) of Chapter 1 of Part 28 of, and the heading of Article 1 (commencing with Section 52950) of Chapter 13 of Part 28 of, to amend and renumber Sections 35291.5, 39324, and 52319 of, to amend and repeal Sections 8261, 8269, 8277, 8287, 8391, 8900, 10505, 10607, 12001, 35179.7, 39831, 44591, 44686, 45361, 49551, 51749.3, 52203, 52336.3, 52355, 52388, 52451, 54005, 54445, 54462, 54639, 54665, 54703, 54704, 56447, and 56762 of, to add Sections 33112.5, 35193, 39831.1, 48901.3, 52356, 54670, and 56447.5 to, to add and repeal Sections 2551.4, 8263.1, 8477.1, 14050.1, 33350.1, 37524, 44046.1, 44612.1, 44813.1, 48931.1, 51443, 51855, 52372.2, 52888, and 56102 of, to repeal Sections 1041, 1258, 1259, 1262, 1263, 1278, 1290, 1318, 1980, 8201, 8202, 8204, 8206.6, 8211, 8255, 8276.5, 8288, 8322, 8400, 8401, 8461, 8493, 8630, 8650, 8801, 8910, 8950, 8970, 10502, 10550, 10600, 11200, 11500, 11501, 11502, 11505, 12140, 12401, 14000, 14500, 14701, 17900, 17910.2, 17912.1, 32060, 32230, 32250, 32261, 32370, 32400, 33050.3, 33312, 33320, 33380, 33404, 33500, 35001.1, 35025, 35172, 35181, 35185, 35272, 35294, 35295, 35500, 35712, 35768, 39051, 39052, 39161, 39162, 39182, 39210, 39211, 39232, 39275, 39295, 39390, 39613, 39646, 39837.5, 39839, 39871, 39890, 40014, 41019, 41375, 41400, 41851.1, 41912, 44018, 44100, 44202, 44210.5, 44253.1, 44370, 44380, 44451, 44490, 44522, 44570, 44574, 44580, 44585, 44611, 44631, 44666, 44670.1, 44681, 44689, 44700, 44761, 44770, 44780, 44786, 44807.5, 45341, 45370, 45380, 45400, 45450, 47601, 48209.2, 48437, 48630,

48634, 48635, 48639, 49000, 49021, 49303, 49401.5, 49408, 49427, 49490, 49530, 49547, 51002, 51004, 51006, 51007, 51212, 51223.5, 51226.5, 51262, 51720, 51721, 51730, 51731, 51746, 51767, 51770, 51775, 51780, 51812, 51870, 51879.7, 51881, 51881.5, 51882, 51915, 52050, 52060, 52200, 52210, 52240, 52300, 52312, 52313, 52350, 52381, 52450, 52480, 52513, 52530, 52542, 52652, 52655, 52700, 52740, 52905, 52951, 54000, 54004.3, 54040, 54300, 54440, 54631, 54650, 54661, 54685, 54685.1, 54700, 54720, 54750, 56000, 56000.5, 56210, 56243, 56245, 56441, 56456, 56460, 56470, 56600, 56850, 58600, 58700, 58730, 58731, 58800, 58901, and 64100 of, to repeal Article 19.5 (commencing with Section 8430) of Chapter 2 of, Article 1 (commencing with Section 8500) of Chapter 3 of, and Article 1 (commencing with Section 8700) of Chapter 4 of, Part 6 of, Article 8 (commencing with Section 12130) of Chapter 1 of Part 8 of, Article 5 (commencing with Section 32050) of Chapter 1 of, Article 4 (commencing with Section 32240) of Chapter 2 of, and Article 4 (commencing with Section 32330) of Chapter 3 of, Part 19 of, Article 5 (commencing with Section 35190) of Chapter 2 of Part 21 of, Article 4 (commencing with Section 39860) of Chapter + 5 of Part 23 of, Article 10.5 (commencing with Section 44645) of Chapter 3 of Part 25 of, Article 4 (commencing with Section 49340) of Chapter 8 of Part 27 of, Article 6.5 (commencing with Section 51755) of, Article 14 (commencing with Section 51860) of, and Article 14.5 (commencing with Section 51865) of, Chapter 5 of, and Article 1 (commencing with Section 52800) of Chapter 12, of Part 28 of, Chapter 5.5 (commencing with Section 8850.5) of Part 6 of, Chapter 10 (commencing with Section 10900) of Part 7 of, Chapter 1.5 (commencing with Section 18010) of, Chapter 4 (commencing with Section 18700) of, Chapter 5 (commencing with Section 18900) of, Chapter 6 (commencing with Section 19100) of, Chapter 7 (commencing with Section 19300) of, Chapter 8 (commencing with Section 19400) of, Chapter 9 (commencing with Section 19600) of, Chapter 11 (commencing with Section 19900) of, Chapter 11 (commencing with Section 19950) of, Part 11 of, Chapter 2.5 (commencing with Section 37300) of Part 22 of, Chapter 14 (commencing with Section 52980) of Part 28 of, Chapter 1 (commencing with Section 58000) of Part 31 of, Part 4 (commencing with Section 5000) of, and Part 12 (commencing with Section 21100) of, the Education Code, to add a chapter heading immediately preceding Section 10600 of, to add Chapter 2 (commencing with Section 10605), Chapter 3 (commencing with Section 10640), and Chapter 4 (commencing with Section 10665) to, Part 5 of Division 10 of the Elections Code, to add Section 25208.6 to, to add Chapter 7.5 (commencing with Section 6750) to Division 7 of Title 1 of, and to add Title 8.1 (commencing with Section 18010) to, the Government Code, to add Article 8 (commencing with Section 124167) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, to add Section 5071 to the Penal Code, and to add Part 9 (commencing with Section 19500) to Division 9 of the Probate Code, relating to education.

ASSEMBLY BILL NO. 2924—Boland. An act to add Section 16028 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2925—Battin. An act to amend Section 4008.5 of the Business and Professions Code, relating to pharmacy.

ASSEMBLY BILL NO. 2926—Battin. An act to add Section 10825 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2927—Friedman. 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.

ASSEMBLY BILL NO. 2928—Friedman. An act to amend Section 103885 of the Health and Safety Code, relating to health care.

ASSEMBLY BILL NO. 2929—Baugh. An act to amend Sections 982 and 2113 of, and to add Section 2130 to, the Unemployment Insurance Code, relating to unemployment compensation.

ASSEMBLY BILL NO. 2930—Escutia. An act to amend Section 1793.23 of the Civil Code, to amend Section 21687 of the Public Utilities Code, to amend Sections 92.3, 164.10, 164.11, 164.12, 164.13, 164.14, 164.15, 164.16, and 253.8 of, and to repeal Section 575 of, the Streets and Highways Code, and to amend Sections 5062, 21058, 21655.8, 21806, 26708, 27315, and 35550 of, and to add Section 257.5 to, the Vehicle Code, relating to transportation.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 65—Baldwin and Knight. Relative to the California Veterans' Week.

ASSEMBLY JOINT RESOLUTION NO. 55—Escutia. Relative to new drugs and biologics.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following resolution was referred to Committee:

Senate Concurrent Resolution No.	*Committee*
47	Rls.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: February 21, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 292

With amendments with the recommendation: Amend, and re-refer to the Committee on Appropriations.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: February 20, 1996

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 47

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 on file.

Committee on Appropriations

Date of Hearing: February 21, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 265

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, February 22, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 58

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered to unfinished business file.

INTRODUCTION OF GUESTS

Assembly Member Hauser, of the 1st Assembly District, introduced his daughter, Dawn Durbin.

Assembly Member Frusetta, of the 28th Assembly District, introduced the Alisal Rondalla, of Alisal Union School District, who performed at the Capitol later this day.

Assembly Member Davis, of the 76th Assembly District, introduced Betsy Weisman, of San Diego.

Assembly Member Brulte, of the 63rd Assembly District, introduced Pioneer Junior High School, of Upland.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Kuykendall, the Assembly adjourned until 10:30 a.m., Monday, February 26, 1996, out of respect to the memory of former State Supreme Court Justice Frank C. Newman, on motion of Assembly Member Isenberg; out of respect to the memory of Victor Martinez, on motion of Assembly Member Martinez; out of respect to the memory of Irene Della Rodgers and George Zimmerman "Z" Wilson, on motion of Assembly Member Sweeney; and out of respect to the memory of Lt. Terence Lee Clark, on motion of Assembly Member Granlund.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 22, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2013	9606042
2018	9606265

SB	RN
415	9605296
908	9606318
1096	9605709

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 18

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, February 23, 1996

This Assembly Journal printed pursuant to announcement by Speaker pro Tempore Aguiar on Thursday, February 22, 1996, that the Assembly Desk would be held open on this day permitting the introduction of Assembly bills.

INTRODUCTION OF ASSEMBLY BILLS

The following bills were introduced:

ASSEMBLY BILL NO. 2931—Vasconcellos. An act to add and repeal Chapter 6 (commencing with Section 11759.30) to Part 1 of Division 10.5 of the Health and Safety Code, relating to drug and alcohol abuse.

ASSEMBLY BILL NO. 2932—Vasconcellos, Cortese, Figueroa, and Sher (Senators Alquist and Mello, coauthors). An act to add Section 11756.7 to the Health and Safety Code, relating to alcohol and drug programs, and making an appropriation therefor.

ASSEMBLY BILL NO. 2933—Vasconcellos. An act to amend Sections 11357 and 11358 of the Health and Safety Code, relating to marijuana.

ASSEMBLY BILL NO. 2934—House. An act to amend Section 2069 of the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 2935—Figueroa. An act to amend Section 2079.12 of the Civil Code, relating to real property transactions.

ASSEMBLY BILL NO. 2936—Cunneen. An act to amend Sections 3411, 6240, 6250, 6251, 6252, and 6253 of, and to add Section 3135 to, the Family Code, and to amend Section 868.5 of, and to repeal and add Chapter 4 (commencing with Section 277) of Title 9 of Part 1 of, the Penal Code, relating to child abduction.

ASSEMBLY BILL NO. 2937—Brulte and Olberg. An act to add Section 1006.5 to the Fish and Game Code, to add Sections 13109.5 and 42400.4 to the Health and Safety Code, to add Section 45200.5 to the Public Resources Code, and to add Section 13308.5 to the Water Code, relating to minor violations of environmental laws.

ASSEMBLY BILL NO. 2938—Bates. An act to amend Section 96.31 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2939—Brulte. An act to add Section 19827.3 to the Government Code, relating to state employees.

ASSEMBLY BILL NO. 2940—Brulte. An act to add Sections 1001.6 and 1001.7 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2941—Bordonaro. An act to amend Section 12320 of the Government Code, relating to the Treasurer.

ASSEMBLY BILL NO. 2942—McPherson and Ducheny (Senator O'Connell, coauthor). An act to amend Section 84207 of, to add Article 12 (commencing with Section 32420) to Chapter 3 of Part 19 of, and to repeal Article 4 (commencing with Section 41760.2) of Chapter 5 of Part 24 of, the Education Code, relating to education.

ASSEMBLY BILL NO. 2943—Escutia. An act to add Section 24507 to the Health and Safety Code, relating to child day care facilities.

ASSEMBLY BILL NO. 2944—Poochigian (Principal Senate coauthor: Costa) and Harvey. An act to amend Section 6358 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2945—Vasconcellos. An act to add Chapter 4.5 (commencing with Section 124240) to Part 2 of Division 106 of the Health and Safety Code, relating to parenting education.

ASSEMBLY BILL NO. 2946—Vasconcellos. An act relating to alcohol and drug treatment for prisoners, and making an appropriation therefor.

ASSEMBLY BILL NO. 2947—Vasconcellos. An act relating to the Department of Corrections, and making an appropriation therefor.

ASSEMBLY BILL NO. 2948—Harvey. An act to add Section 58889.5 to the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2949—Harvey. An act to amend Sections 44010 and 87010 of the Education Code, to amend Section 51032 of the Government Code, to amend Sections 266a, 266e, 647, 647f, 647.1, 653.22, 784, 1001.10, and 1202.6 of the Penal Code, and to amend Section 22659.5 of the Vehicle Code, relating to prostitution.

ASSEMBLY BILL NO. 2950—Speier. An act to add Section 17052.10 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2951—Hannigan and Brown (Senators Johannessen and Thompson, coauthors). An act to add Chapter 2.96 (commencing with Section 7286.57) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2952—Bordonaro. An act to add Section 50896.5 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 2953—Villaraigosa. An act to amend Sections 26820.6 and 72055 of the Government Code, relating to dispute resolution.

ASSEMBLY BILL NO. 2954—Knight. An act to add Section 18935.5 to the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2955—Knight. An act to amend Sections 18731 and 18734 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2956—Cunneen. An act to amend Section 671.5 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2957—Speier. An act to add Article 3.5 (commencing with Section 9885) to Chapter 20.3 of Division 3 of the Business and Professions Code, relating to automotive repair.

ASSEMBLY BILL NO. 2958—Harvey. An act to amend Sections 7028 and 7028.9 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 2959—Baugh. An act to add Title 17 (commencing with Section 3269) to Part 4 of Division 3 of the Civil Code, relating to liability.

ASSEMBLY BILL NO. 2960—Firestone. An act to amend Sections 94986 and 94990 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2961—Firestone. An act relating to postsecondary education.

ASSEMBLY BILL NO. 2962—Firestone. An act to amend Sections 11011.5 and 14670 of the Government Code, relating to state property.

ASSEMBLY BILL NO. 2963—Firestone. An act to amend Sections 1601, 1603, and 2090 of the Fish and Game Code, to amend Section 66632.2 of the Government Code, to amend Sections 5024, 5024.5, and 30600 of, and to add Section 21080.33 to, the Public Resources Code, and to amend Section 13260 of the Water Code, relating to environmental quality.

ASSEMBLY BILL NO. 2964—Firestone. An act to amend Section 39005 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2965—Firestone. An act to add Section 25299.51.1 to the Health and Safety Code, relating to underground storage tanks, and making an appropriation therefor.

ASSEMBLY BILL NO. 2966—Brulte. An act to amend Section 1167.2 of the Code of Civil Procedure, relating to unlawful detainer.

ASSEMBLY BILL NO. 2967—Brulte. An act to add Section 1946.1 to the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 2968—Brulte. An act to amend Section 836 of the Penal Code, relating to peace officers.

ASSEMBLY BILL NO. 2969—Olberg. An act to amend Section 831.7 of the Government Code, relating to liability.

ASSEMBLY BILL NO. 2970—Olberg. An act to amend Section 3479 of the Civil Code, and to amend Section 1161 of the Code of Civil Procedure, relating to nuisance.

ASSEMBLY BILL NO. 2971—Olberg. An act to add Section 15.4 to the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), relating to water.

ASSEMBLY BILL NO. 2972—Olberg. An act to add Article 10.5 (commencing with Section 41860) to Chapter 5 of Part 24 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2973—Olberg. An act to amend Sections 1010 and 1011 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2974—Olberg. An act to add Section 29550.5 to the Government Code, and to add Article 6.6 (commencing with Section 4780) to Chapter 1 of Division 3 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2975—Granlund. An act to add Section 5104 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2976—Gallegos. An act to amend Sections 1420, 1424, 1428, and 1428.1 of the Health and Safety Code, relating to long-term health care facilities.

ASSEMBLY BILL NO. 2977—Escutia. An act to add Chapter 4.6 (commencing with Section 6015) to Title 7 of Part 3 of the Penal Code, relating to correctional personnel.

ASSEMBLY BILL NO. 2978—Escutia. An act to add Chapter 7.9 (commencing with Section 8699) to Division 1 of Title 2 of the Government Code, and to add Sections 17053.47 and 23647 to the Revenue and Taxation Code, relating to community development, and making an appropriation therefor.

ASSEMBLY BILL NO. 2979—Speier. An act to add Section 1118 to the Unemployment Insurance Code, relating to unemployment compensation.

ASSEMBLY BILL NO. 2980—Speier. An act to amend Section 56245 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2981—Brewer. An act to add Section 40717.2 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2982—Cortese. An act to amend Sections 16367.5 and 16367.6 of, and to repeal Sections 16367.55, 16367.61, 16367.65, 16367.7, and 16367.9 of the Government Code, relating to block grants, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2983—Thompson. An act to add Chapter 3 (commencing with Section 300) to Part 1 of the Education Code, relating to education.

ASSEMBLY BILL NO. 2984—Margett. An act to add Article 2.5 (commencing with Section 123455) to Chapter 2 of Part 2 of Division 106 of the Health and Safety Code, relating to abortion.

ASSEMBLY BILL NO. 2985—Woods. An act to add Section 11462.06 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2986—Woods. An act to amend Section 3543.2 of the Government Code, relating to school employees.

ASSEMBLY BILL NO. 2987—Katz. An act to repeal Article 4.5 (commencing with Section 49460) of Chapter 9 of Division 4 of Title 2 of the Education Code, to amend Sections 104370, 104375, 104380, 104420, 104450, 104455, 104465, 104485, 104510, and 104515 of, to amend, renumber, and add Section 104530 of, to add Section 104530.2 to, and to repeal Section 104460 of, the Health and Safety Code, to amend Section 43 of Chapter 278 of the Statutes of 1991, and to repeal Section 58 of Chapter 195 of the Statutes of 1994, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2988—Bowen. An act to amend Section 12100.5, 12101, and 12120 of the Public Contract Code, relating to information technology.

ASSEMBLY BILL NO. 2989—Bowen. An act to amend Sections 10242.5, 11125, and 14755 of, to add Sections 6256.5 and 54963 to, and to add Chapter 1.5 (commencing with Section 8005) to Division 1 of Title 2 of, the Government Code, relating to records.

ASSEMBLY BILL NO. 2990—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 Alternative Protest Bid Pilot Project.

ASSEMBLY BILL NO. 2991—Bowen. An act relating to aid to families with dependent children.

ASSEMBLY BILL NO. 2992—Napolitano. An act relating to taxation.

ASSEMBLY BILL NO. 2993—Kuykendall. An act to amend Section 830 of the Government Code, relating to liability.

ASSEMBLY BILL NO. 2994—Kuykendall. An act to amend Section 798.17 of the Civil Code, relating to mobilehomes.

ASSEMBLY BILL NO. 2995—Kuykendall. An act to repeal and add Sections 130052 and 130052.3 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2996—Hannigan. An act to amend Sections 202, 725.5, 727, 727.1, and 730 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2997—Bustamante (Senator Costa, coauthor). An act to amend and supplement the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by adding Item 3790-102-722 to Section 2.00 thereof, relating to recreational facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 2998—Richter. An act to add Section 21339 to the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2999—Napolitano. An act relating to energy resources, and making an appropriation therefor.

ASSEMBLY BILL NO. 3000—Granlund. An act to amend Section 4528 of the Revenue and Taxation code, relating to taxation.

ASSEMBLY BILL NO. 3001—Napolitano. An act to amend Sections 1561 and 1562 of the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 3002—Granlund. An act to amend Sections 7110, 7113.5, and 7114 of the Government Code, and to amend Sections 17053.46 and 23646 of the Revenue and Taxation Code, relating to local government planning.

ASSEMBLY BILL NO. 3003—Pringle. An act to amend Sections 11110 and 12507.1 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3004—Hoge. An act relating to redevelopment, and making an appropriation therefor.

ASSEMBLY BILL NO. 3005—Speier. An act to add Section 1367.64 to the Health and Safety Code, and to add Sections 10123.175 and 11512.153 to the Insurance Code, relating to health care.

ASSEMBLY BILL NO. 3006—Machado. An act to amend Section 21100 of the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3007—Brewer. An act to amend Sections 1502, 1566.3, 1568.0831, and 1569.85 of, and to add Section 1520.6 to, the Health and Safety Code, and to amend Section 5116 of the Welfare and Institutions Code, relating to care facilities.

ASSEMBLY BILL NO. 3008—Kaloogian. An act to amend and renumber Section 24425 of the Health and Safety Code, relating to industrial containers, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3009—Kaloogian. An act to amend Section 1298.7 of the Code of Civil Procedure, relating to arbitration.

ASSEMBLY BILL NO. 3010—Kaloogian. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3011—Kaloogian. An act to amend Sections 9351, 9356.15, 9357, 9357.01, and 9357.05 of the Government Code, relating to the Legislators' Retirement System.

ASSEMBLY BILL NO. 3012—Kuykendall. An act to amend Sections 400 and 1336 of, to add Chapter 9 (commencing with Section 1000) to Division 1 of, to repeal Sections 601, 1352, 1353, 1354, 1355, 1355.1, 1356, 1357, 1358, 1359, 1360, 1360.1, 1361, 1362, 1363, 1363.1, 1364, 1365, 1366, 1369, 1371, 1372, 1903, 1904, and 1905 of, and to repeal and add Section 1902 of, the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 3013—Alby. An act to add Section 2056.1 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3014—Caldera and Cunneen. An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, expansion, development, restoration, and increased utilization of parks and recreational facilities in urban areas, 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.

ASSEMBLY BILL NO. 3015—Hawkins. An act to amend Section 1365.5 of the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 3016—Baca. An act to amend Section 19630 of the Welfare and Institutions Code, relating to state employees.

ASSEMBLY BILL NO. 3017—Hoge. An act to add Division 3.3 (commencing with Section 700) to Title 1 of the Government Code, relating to English as the common language of the state.

ASSEMBLY BILL NO. 3018—Hawkins. An act to amend Section 1950.5 of the Civil Code, relating to security deposits.

ASSEMBLY BILL NO. 3019—Bowler. An act to amend Section 14529 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 3020—Bowler. An act to amend Section 1793.23 of the Civil Code, to amend Section 11474 of the Health and Safety Code, to amend Section 20291 of the Public Contract Code, to amend Section 92.3 of the Streets and Highways Code, and to amend Sections 22, 23, 24, 9953, 11713.6, 21058, and 35550 of, and to add Section 21655.11 to, the Vehicle Code, relating to transportation.

ASSEMBLY BILL NO. 3021—Napolitano. An act to amend Section 538d of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 3022—Sher. An act to add Section 41904 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3023—Sher. An act to amend Section 71000 of, and to add Part 4 (commencing with Section 71100) to Division 34 of, the Public Resources Code, relating to environmental protection.

ASSEMBLY BILL NO. 3024—Sher. An act to repeal Chapter 1.5 (commencing with Section 65025) of Division 1 of Title 7 of the Government Code, relating to the Office of Planning and Research.

ASSEMBLY BILL NO. 3025—Hawkins. An act to amend and repeal Section 33413 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 3026—Bates. An act to add Chapter 13 (commencing with Section 19894) to Part 3 of Division 13 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3027—Rogan and McPherson. An act to amend Sections 85102, 85301, 85302, 85303, and 85304 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3028—Baca. An act to add Section 14053.3 to the Government Code, relating to highways.

ASSEMBLY BILL NO. 3029—Harvey. An act to amend Section 61373 of the Food and Agricultural Code, relating to dairy products.

ASSEMBLY BILL NO. 3030—Speier. An act to add Article 15 (commencing with Section 18860) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3031—Baca. An act to amend Section 76300 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3032—Burton. An act to amend Sections 22111 and 24600 of, to add Section 22119.2 to, and to repeal Sections 22114, 23807, and 24008 of, the Education Code, relating to school employees.

ASSEMBLY BILL NO. 3033—Baca. An act to amend Section 1808 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3034—Thompson. An act to add Part 9 (commencing with Section 560) to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to water, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3035—Thompson. An act to amend Section 125105 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 3036—Mazzoni. An act to amend Sections 1394, 2819, 2820, 13323, 13330, and 13331 of, to add Chapter 4 (commencing with Section 1120) to Part 1 of Division 2 of, to repeal Sections 1055.1, 1411, 1412, 1413, 1414, 1415, 1676, 1677, 1705.5, 1730, 13324, and 13325 of, and to repeal Article 2.5 (commencing with Section 1357) of, and Article 3 (commencing with Section 1360) of, Chapter 5 of, and Article 4 (commencing with Section 1615) of Chapter 9 of, and Article 3 (commencing with Section 1840) of Chapter 12 of, Part 2 of Division 2 of, the Water Code, relating to water.

ASSEMBLY BILL NO. 3037—Cannella. An act to amend Section 6404.5 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 3038—Cannella. An act to add Section 63903 to the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 3039—Pringle. An act to repeal and add Section 45023 of, and to repeal Section 45028 of, the Education Code, and to amend Section 3543.2 of the Government Code, relating to certificated employees.

ASSEMBLY BILL NO. 3040—Gallegos. An act to add Section 14450.1 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3041—Takasugi. An act to amend Section 12325 of the Government Code, relating to the Treasurer.

ASSEMBLY BILL NO. 3042—Takasugi. An act to add Section 11165 to the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 3043—Takasugi. An act to add Section 1530.85 to the Health and Safety Code, and to amend Sections 11462, 11462.01, and 11467 of, and to add Section 11466.8 to, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3044—Olberg. An act relating to environmental protection.

ASSEMBLY BILL NO. 3045—Olberg. An act to add Section 21080.31 to the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3046—Olberg. An act to amend Section 40714.5 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3047—Olberg. An act to add Section 42301.13 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3048—Olberg. An act to amend Sections 40716, 40717.5, 40914, 40916, 40918, 40919, 40920, 40924, 40925, 40925.5., and 44241 of, and to repeal Sections 40457, 40717.1, and 44246 of, the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3049—Olberg. An act to amend Sections 21002.1, 21060.5, 21064.5, 21080, 21080.1, 21082.2, 21083.5, 21100, 21150, 21151, 21154, 21157, 21167, 21167.1, and 21168 of, to amend the heading of Chapter 3 (commencing with Section 21100) of, and to amend and renumber the heading of Chapter 4.5 (commencing with section 21156) of, Division 13 of, to add Sections 21070 and 21178 to, and to repeal Sections 21092.5 and 21168.5 of, and to repeal the heading of Chapter 4 (commencing with Section 21150) of Division 13 of, the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3050—Hawkins. An act to amend Section 730.7 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 3051—Boland. An act to amend Section 208 of the Penal Code, relating to kidnapping.

ASSEMBLY BILL NO. 3052—Brulte. An act to amend Section 19183 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3053—Brulte. An act to add Sections 66007.1 and 66007.2 to the Government Code, relating to development.

ASSEMBLY BILL NO. 3054—House. An act relating to employment.

ASSEMBLY BILL NO. 3055—Baugh. An act to add Section 3333.5 to the Civil Code, relating to employees.

ASSEMBLY BILL NO. 3056—Hawkins. An act to add Section 1361.5 to the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 3057—Hauser. An act to amend Section 6702 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3058—Hauser. An act to amend Section 8399 of, to add Section 8399.3 to, and to add and repeal Article 9.7 (commencing with Section 8420) of Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3059—Gallegos. An act to add Section 124115 to the Health and Safety Code, relating to child health.

ASSEMBLY BILL NO. 3060—Lee, Bates, Brown, and Conroy (Senators Ayala and Mello, coauthors). An act to add Chapter 5.7 (commencing with Section 8400) to Division 1 of Title 2 of the Government Code, relating to financing a loan program for military base reuse 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.

ASSEMBLY BILL NO. 3061—Weggeland. An act to amend Sections 403, 25116, 25117, and 31125 of, and to add Sections 31105, 31106, and 31107 to, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 3062—Friedman. An act to amend Sections 1506 and 1529.2 of the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 3063—Knight. An act to add Section 67601 to, and to repeal and add Section 67600 of, the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3064—Hawkins. An act to amend Sections 13510 and 13525 of the Penal Code, relating to peace officers, and making an appropriation therefor.

ASSEMBLY BILL NO. 3065—Richter. An act to amend Section 2105 of the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 3066—Frusetta. An act to amend Section 17537.2 of, to repeal Section 17538.8 of, and to repeal Article 2.6 (commencing with Section 17550) and Article 2.7 (commencing with Section 17550.35) of Chapter 1 of Part 3 of Division 7 of, the Business and Professions Code, and to repeal Sections 3.5, 4, and 4.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

ASSEMBLY BILL NO. 3067—Frusetta. An act to add Section 706.6 to the Welfare and Institutions Code, relating to juvenile court proceedings.

ASSEMBLY BILL NO. 3068—Frusetta. An act to amend Section 1720 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3069—Hawkins. An act to add Section 10003 to the Welfare and Institution Code, relating to social services.

ASSEMBLY BILL NO. 3070—Granlund. An act to amend Section 25210.3 of the Government Code, relating to county service areas.

ASSEMBLY BILL NO. 3071—Granlund. An act to amend Section 1281.6 of the Code of Civil Procedure, and to amend Section 1363.1 of the Health and Safety Code, relating to arbitration.

ASSEMBLY BILL NO. 3072—Granlund. An act to add Section 1793.27 to the Civil Code, and to add Section 11713.7 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3073—Granlund. An act to amend Sections 4980.43 and 4980.80 of the Business and Professions Code, relating to marriage, family, and child counselors, and making an appropriation therefor.

ASSEMBLY BILL NO. 3074—Boland. An act to add Section 727.6 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3075—Baldwin. An act to amend Section 44259 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 3076—Baldwin. An act to add Sections 17052.26 and 23626 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3077—Baldwin. An act to amend Section 1983.5 of the Education Code, relating to county community schools.

ASSEMBLY BILL NO. 3078—Baldwin. An act to add Section 1726 to the Civil Code, relating to crime.

ASSEMBLY BILL NO. 3079—Baldwin. An act to add Section 610 to the Code of Civil Procedure, relating to jury instructions.

ASSEMBLY BILL NO. 3080—Hoge. An act to amend Section 12804 of the Government Code, to amend Sections 13073, 13100, 13101, 13102, 13103, 13104.5, 13105, 13107, 13108, 13109, 13110, 13113, 13114, 13115, 13120, 13121, 13122, 13124, 13127, 13128, 13129, 13140, 13142.6, 13143, 13143.8, 13144.1, 13146.3, 13158, and 25197.2 of, and to repeal Section 13111.2 of, the Health and Safety Code, to amend Section 13510.5 of the Penal Code, and to add Section 702 to the Public Resources Code, relating to fire protection.

ASSEMBLY BILL NO. 3081—Olberg. An act to add Part 11.1 (commencing with Section 15870) to Division 3 of Title 2 of the Government Code, relating to real property.

ASSEMBLY BILL NO. 3082—Olberg. An act to amend Section 4526 of the Public Resources Code, relating to forest practices.

ASSEMBLY BILL NO. 3083—Olberg. An act to amend Section 2773.1 of the Public Resources Code, relating to surface mining.

ASSEMBLY BILL NO. 3084—Olberg. An act to amend Section 1606 of the Fish and Game Code, relating to forest resources.

ASSEMBLY BILL NO. 3085—Olberg. An act to amend Sections 4572, 4573, and 4574 of, and to add Section 4576.1 to, the Public Resources Code, relating to forest resources.

ASSEMBLY BILL NO. 3086—Olberg. An act to add Section 51230 to the Education Code, relating to education.

ASSEMBLY BILL NO. 3087—House. An act to add Section 2753 to the Labor Code, relating to independent contractors.

ASSEMBLY BILL NO. 3088—Machado. An act to amend Section 366.21 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3089—House. An act to add Article 7 (commencing with Section 4920) to Chapter 11 of Division 2 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

ASSEMBLY BILL NO. 3090—Machado. An act to amend Sections 19549 and 19549.1 of the Business and Professions Code, and to amend Section 4058 of the Food and Agricultural Code, relating to horseracing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3091—House. An act to amend Section 19356.6 of the Welfare and Institutions Code, relating to the developmentally disabled, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3092—Gallegos. An act to amend Sections 13109 and 13117 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3093—Villaraigosa. An act to amend Section 1170 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 3094—Kuehl. An act to add Section 14500.7 to the Welfare and Institutions Code, relating to family planning.

ASSEMBLY BILL NO. 3095—Villaraigosa. An act to add Section 42008.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3096—Campbell. An act to amend Section 104420 of the Health and Safety Code, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3097—Campbell. An act to add Section 6516.4 to the Government Code, relating to public health.

ASSEMBLY BILL NO. 3098—Campbell. An act to amend Sections 1000.5, 1001.9, 1001.33, 1001.55, 1001.75, 13203, and 13300, relating to diversion.

ASSEMBLY BILL NO. 3099—Campbell. An act to add Article 9 (commencing with Section 87860) to Chapter 3 of Part 51 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 3100—Machado. An act to add Section 10102.5 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 3101—Isenberg (Principal coauthor: Knowles) (Principal Senate coauthors: Killea and Kopp) Davis, Ducheny, Goldsmith, and Morrow. An act to amend Section 5913 of, and to add a heading of Article 1 (commencing with Section 5910) to, and to add Article 2 (commencing with Section 5914) to, Chapter 9 of Part 2 of Division 2 of, the Corporations Code, relating to public benefit corporations.

ASSEMBLY BILL NO. 3102—Campbell. An act to add Article 7 (commencing with Section 52780) to Chapter 11 of Part 28 of the Education Code, relating to school districts, and making an appropriation therefor.

ASSEMBLY BILL NO. 3103—Bowler. An act to amend Sections 21665 and 25755 of the Business and Professions Code, to amend Section 90520 of the Education Code, to amend Section 6240 of the Family Code, to amend Section 3332 of the Food and Agricultural Code, to amend Sections 8549.11, 8574.21, 8597, 8598, 9110, 12304, 14600, 14613.5, 14613.7; 14615, 14617, 14685, 20045, 20390, 20401, 22013.2, 68097, 68097.1, 68097.5, 68097.6, 68097.7, 68097.9, and 68097.10 of, to repeal and add and repeal Section 14613 of, and to repeal Sections 14613.05, 14613.06, 14613.1, 14613.2, 14613.3, 14613.4, and 16404.5 of, the Government Code, to amend Section 3212.3 of the Labor Code, to amend Sections 76, 409.5, 409.6, 626.8, 626.85, 653g, 830.2, 830.4, 12028.5, 12280, 12361, 12368, 12369, 13510.5, 13518, and 13700 of the Penal Code, to amend Sections 6776, 6777, 19232, and 19233 of the Revenue and Taxation Code, to amend Sections 1785 and 1786 of the Unemployment Insurance Code, and to amend Sections 2268, 2400, 21113, 22659, 22855, 40200.3, 40200.4, and 40200.5 of, and to add Sections 2250.1 and 2428 to, the Vehicle Code, relating to law enforcement.

ASSEMBLY BILL NO. 3104—Bowler. An act to amend Sections 20045, 20390, and 20401 of, and to add and repeal Section 11015.5 of, the Government Code, to amend Section 4800.5 of the Labor Code, to amend Section 830.2 of the Penal Code, and to amend Section 2268 of the Vehicle Code, relating to peace officers.

ASSEMBLY BILL NO. 3105—Hoge. An act to amend Sections 19605, 19605.1, 19605.2, 19605.4, and 19605.6 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3106—Hoge. An act to amend Section 19613 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3107—Hoge. An act to amend Section 19668 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3108—Cortese. An act to amend Section 488 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3109—Margett. An act to amend Section 1209 of the Business and Professions Code, relating to clinical laboratories.

ASSEMBLY BILL NO. 3110—Margett. An act to amend Section 12020 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 3111—Margett. An act to amend Section 3509 of the Business and Professions Code, relating to physician assistants.

ASSEMBLY BILL NO. 3112—Goldsmith. An act to amend Section 1502 of, and to add Article 2.6 (commencing with Section 1528) to Chapter 3 of Division 2 of, the Health and Safety Code, to amend Section 11402 of, and to add Section 725.6 to, the Welfare and Institutions Code, relating to structured programs for youths, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3113—Goldsmith. An act to amend Section 437c of the Code of Civil Procedure, relating to summary judgment.

ASSEMBLY BILL NO. 3114—Goldsmith. An act to add Section 731.1 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3115—Gallegos. An act to amend Section 22340 of the Financial Code, relating to loans.

ASSEMBLY BILL NO. 3116—Brulte. An act to add Title 4.95 (commencing with Section 4498) to, and to add Chapter 19 (commencing with Section 7480) to Title 7 of, Part 3 of the Penal Code, relating to financing the construction of state and local correctional facilities by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3117—Brulte. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3118—Kuykendall. An act to amend Sections 16583 and 16585 of, and to amend, renumber, and add Section 16584 of, the Government Code, relating to state funds.

ASSEMBLY BILL NO. 3119—Kuykendall. An act to amend Section 48209.1 of the Education Code, relating to school districts.

ASSEMBLY BILL NO. 3120—Ducheny. An act to add Section 50710.05 to the Health and Safety Code, relating to farmworker housing.

ASSEMBLY BILL NO. 3121—Hawkins. An act to amend Section 1954.53 of the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3122—Ducheny. An act to add Chapter 3.7 (commencing with Section 50540) to Part 2 of Division 31 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3123—McDonald. An act to add Article 15.5 (commencing with Section 51885) to Chapter 5 of Part 28 of the Education Code, relating to education technology.

ASSEMBLY BILL NO. 3124—McDonald. An act to add Article 9 (commencing with Section 52490) to Chapter 9 of Part 28 of the Education Code, relating to vocational education.

ASSEMBLY BILL NO. 3125—Hawkins. An act to add Section 50461 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3126—McDonald. An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school districts.

ASSEMBLY BILL NO. 3127—Brewer. An act to add Part 18.7 (commencing with Section 39000) to Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3128—Boland. An act to add Section 1714.35 to the Civil Code, relating to civil liability.

ASSEMBLY BILL NO. 3129—Lee. An act to add Article 7 (commencing with Section 33493.1) to Chapter 4.5 of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 3130—Boland. An act to amend Sections 6600, 6601, and 6602 of the Welfare and Institutions Code, relating to sexually violent predators.

ASSEMBLY BILL NO. 3131—Lee and Bates. An act to add Sections 17958.10 and 17958.12 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3132—Firestone and Figueroa. An act to add Section 66606.2 to the Education Code, to amend Section 11000 of the Government Code, and to amend Sections 10701, 10702, and 10705 of the Public Contract Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3133—Firestone. An act to amend Section 69761.5 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3134—Firestone. An act to amend Sections 6309 and 6614 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 3135—Baugh. An act to amend Section 998 of the Code of Civil Procedure, relating to civil actions.

ASSEMBLY BILL NO. 3136—Miller. An act to amend Section 12072 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 3137—Miller. An act to amend Section 705 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3138—Miller and Aguiar. An act to amend Section 14301 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3139—Brown, Gallegos, Mazzoni, and McDonald. An act to add Sections 1371.9 and 1371.95 to the Health and Safety Code, and to add Sections 10133.9, 10133.95, 11512.197, and 11512.198 to the Insurance Code, relating to health coverage.

ASSEMBLY BILL NO. 3140—Bordonaro. An act to add Section 11000.1 to the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3141—Gallegos. An act to amend Section 1316.5 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3142—Granlund. An act to amend Section 10198.6 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3143—Granlund. An act to amend Section 742.31 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3144—Granlund. An act to amend Section 25611.2 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 3145—Granlund. An act to add Section 27515 to the Government Code, relating to coroner's inquests.

ASSEMBLY BILL NO. 3146—Brewer. An act to amend Section 11346.2 of the Government Code, relating to administrative regulations.

ASSEMBLY BILL NO. 3147—Margett. An act to add Section 19596.3 to the Business and Professions Code, relating to horseracing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3148—Ducheny. An act to amend Section 26857.5 of the Government Code, relating to fees.

ASSEMBLY BILL NO. 3149—Bordonaro. An act to repeal Section 17562 of the Government Code, relating to state-mandated local programs.

ASSEMBLY BILL NO. 3150—Olberg. An act to add Sections 2081.1 and 2081.2 to the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

ASSEMBLY BILL NO. 3151—Olberg. An act to amend Sections 2081, 2084, and 2085 of the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

ASSEMBLY BILL NO. 3152—Martinez. An act to repeal and add Section 2881.2 of the Public Utilities Code, relating to telecommunications.

ASSEMBLY BILL NO. 3153—Martinez. An act to amend Section 1758 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3154—Martinez. An act to amend Section 709 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3155—Martinez. An act to add Chapter 4.5 (commencing with Section 900) to Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3156—Martinez. An act to add Section 130051.20 to the Public Utilities Code, relating to law enforcement, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3157—Martinez. An act to amend Sections 1808.4, 22507.5, 22651, 22651.7, 22850.5, 40202, 40207, and 40209 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3158—Olberg. An act to add Section 57005.5 to the Health and Safety Code, relating to environmental protection.

ASSEMBLY BILL NO. 3159—Olberg. An act to amend Section 21167 of the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3160—Olberg. An act to amend Sections 25249.7 and 25249.13 of the Health and Safety Code, relating to toxic chemicals.

ASSEMBLY BILL NO. 3161—Hannigan. An act to add Chapter 2.93 (commencing with Section 7286.52) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3162—Burton (Principal Senate coauthor: Leonard) Alpert, Brewer, and McPherson. An act to add and repeal Sections 6356.5, 17053.29, 17053.30, 23629, and 23630 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3163—Campbell. An act to add Section 51220.3 to, and to add Article 8 (commencing with Section 66085) to Chapter 2 of Part 40 of, the Education Code, relating to the Direct Democracy Act.

ASSEMBLY BILL NO. 3164—Campbell. An act to repeal Chapter 3 (commencing with Section 5500) and Chapter 3.5 (commencing with Section 5615) of, and to add Chapter 3 (commencing with Section 5600) to, Division 3 of the Business and Professions Code, relating to professions and vocations.

ASSEMBLY BILL NO. 3165—Martinez. An act to amend Sections 15032.5, 15043, and 15046 of the Unemployment Insurance Code, relating to job training.

ASSEMBLY BILL NO. 3166—Martinez. An act to add Chapter 2.3 (commencing with Section 6130) to Division 7 of Title 1 of the Government Code, relating to private residences.

ASSEMBLY BILL NO. 3167—Martinez. An act to amend Section 598b of the Penal Code, relating to animals.

ASSEMBLY BILL NO. 3168—Martinez. An act relating to Los Angeles County.

ASSEMBLY BILL NO. 3169—Martinez. An act to amend Section 50081 of the Government Code, relating to local agencies.

ASSEMBLY BILL NO. 3170—Martinez. An act to repeal Section 499b of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 3171—Martinez. An act to amend Section 2191 of the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3172—Martinez. An act to amend Sections 4512 and 4710.8 of the Welfare and Institutions Code, relating to developmental disabilities.

ASSEMBLY BILL NO. 3173—Katz. An act to add Part 5.6 (commencing with Section 14980) to Division 3 of Title 2 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 3174—Brulte. An act to amend Sections 65995 and 65996 of the Government Code, relating to development.

ASSEMBLY BILL NO. 3175—Brulte. An act to amend Sections 15102 and 15106 of the Education Code, and to amend Section 53080 of the Government Code, relating to school facilities.

ASSEMBLY BILL NO. 3176—Brulte. An act to add Section 17701.5 to the Education Code, relating to schools.

ASSEMBLY BILL NO. 3177—Tucker (Senators Beverly, Calderon, and Dills, coauthors). An act to amend Sections 17052.15, 17053.10, 17053.17, 23612.6, 23623.5 and 23625 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3178—Brown. An act to add Section 4006 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3179—Brown. An act to amend Section 19605.7 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3180—Pringle. An act to add Part 26.5 (commencing with Section 47000) to the Education Code, relating to opportunity scholarships.

ASSEMBLY BILL NO. 3181—Isenberg (Principal Senate coauthor: Kopp) Bates, Cortese, Cunneen, Davis, Friedman, Hawkins, Mazzoni, Rainey, Sher, Speier, and Thompson (Senators Leonard and Watson, coauthors). An act to repeal Section 19445 of, and to repeal and add Chapter 5 (commencing with Section 19800) of Division 8 of, the Business and Professions Code, to add Section 1822.60 to the Code of Civil Procedure, to amend Sections 12012 and 15001 of, and to add Sections 15001.1 and 15001.2 to, the Government Code, and to amend Sections 186.9 and 14161 of, and to add Section 337j to, the Penal Code, relating to gambling.

ASSEMBLY BILL NO. 3182—Isenberg (Principal Senate coauthor: Kopp) Bates, Cortese, Friedman, Rainey, and Speier (Senator Ayala, coauthor). An act to add Chapter 5.3 (commencing with Section 18950) to Division 8 of the Business and Professions Code, relating to gambling.

ASSEMBLY BILL NO. 3183—Isenberg (Principal Senate coauthor: Kopp) Bates, Cortese, Cunneen, Davis, Friedman, Rainey, Speier, and Thompson (Senators Ayala, Leonard, and Solis, coauthors). An act to amend Section 14161 of the Penal Code, relating to gaming.

ASSEMBLY BILL NO. 3184—Cortese. An act to add Section 1277.5 and 16001.5 to the Health and Safety Code, relating to public safety.

ASSEMBLY BILL NO. 3185—Martinez. An act to amend Section 1253.3 of the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

ASSEMBLY BILL NO. 3186—Martinez. An act relating to AIDS.

ASSEMBLY BILL NO. 3187—Martinez. An act to add Section 6363.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3188—House. An act to amend Section 2910 of the Business and Professions Code, and to amend Sections 49422 and 56320 of the Education Code, relating to psychology, and making an appropriation therefor.

ASSEMBLY BILL NO. 3189—Baugh. An act to add Section 53853.5 to the Government Code, relating to local government finance.

ASSEMBLY BILL NO. 3190—Friedman. An act to amend Sections 30111 and 30462 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3191—Knox. An act relating to employment.

ASSEMBLY BILL NO. 3192—Escutia. An act to add Section 86210 to the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3193—Vasconcellos. An act to add Section 6148.5 to the Business and Professions Code, relating to attorney's fees.

ASSEMBLY BILL NO. 3194—Vasconcellos. An act to add Section 17502 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3195—Vasconcellos. An act to amend Section 5913 of the Corporations Code, and to add Section 12588.1 to the Government Code, relating to hospitals.

ASSEMBLY BILL NO. 3196—Vasconcellos. An act to add Section 5605 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3197—Vasconcellos. An act to add Section 19507 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 3198—Rainey. An act to amend Sections 25110.10 and 25121.3 of, and to add Section 25163.5 to, the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 3199—Harvey. An act to amend Section 14087.31 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3200—Granlund. An act to amend Section 11165.13 of the Penal Code, and to amend Section 300 of the Welfare and Institutions Code, relating to children.

ASSEMBLY BILL NO. 3201—Escutia. An act to amend Section 181 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 3202—Escutia. An act to add Section 2192 to the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 3203—Knox. An act to add Sections 45118 and 88017.5 to the Education Code, relating to classified employees.

ASSEMBLY BILL NO. 3204—Knox. An act to amend Section 2892 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3205—Hoge. An act to amend Sections 19611, 19612, and 19614 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3206—Escutia. An act to amend Section 25200 of the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 3207—Escutia. An act to amend Sections 8650 and 8651 of the Education Code, relating to bilingual education.

ASSEMBLY BILL NO. 3208—Escutia. An act to amend Sections 1189.5, 1189.90, 123560, and 124425 of, and to add Section 123615 to, the Health and Safety Code, relating to perinatal care, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3209—Escutia. An act to add Section 15001.5 to the Unemployment Insurance Code, relating to job training and placement services.

ASSEMBLY BILL NO. 3210—House. An act relating to school facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 3211—Morrow. An act to add Section 29550.4 to the Government Code, relating to booking fees.

ASSEMBLY BILL NO. 3212—Caldera. An act to amend Sections 19604, 23182, and 23186 of, and to add Section 19606 to, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3213—Baugh. An act to add Section 11654.5 to the Insurance Code, relating to workers' compensation insurance.

ASSEMBLY BILL NO. 3214—Machado. An act to amend Section 12419.10 of the Government Code, relating to records.

ASSEMBLY BILL NO. 3215—Hawkins. An act to amend Sections 273a and 273d of, and to add Section 1203.068 to, the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 3216—Brulte. An act to add Section 3333.15 to the Civil Code, relating to negligence.

ASSEMBLY BILL NO. 3217—Brown. An act to amend Section 51225.3 of the Education Code, relating to pupils.

ASSEMBLY BILL NO. 3218—Brown. An act to add Part 2.5 (commencing with Section 11850) to Division 10.5 of the Health and Safety Code, relating to alcohol and drug treatment.

ASSEMBLY BILL NO. 3219—Brown. An act to add Sections 17096, 17141.5, 17148, 17267, and 17267.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3220—Archie-Hudson. An act to amend Section 4101 of the Food and Agricultural Code, relating to agricultural districts.

ASSEMBLY BILL NO. 3221—Gallegos. An act to amend Section 22135 of, and to repeal and add Sections 22508 and 22509 of, the Education Code, relating to school employees.

ASSEMBLY BILL NO. 3222—Brown. An act to amend Section 653g of the Penal Code, relating to loitering.

ASSEMBLY BILL NO. 3223—Brown. An act to amend Section 48209.11 of the Education Code, relating to education.

ASSEMBLY BILL NO. 3224—Poochigian. An act to amend Sections 781, 826, and 827.5 of, to add Section 827.1 to, and to repeal Section 204.5 of, the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 3225—Poochigian. An act to amend Sections 14131 and 19130 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 3226—Gallegos. An act to add Article 8.5 (commencing with Section 695) to Chapter 1 of Division 2 of the Business and Professions Code, relating to health care.

ASSEMBLY BILL NO. 3227—Knight. An act to add Section 300.5 to the Family Code, relating to family law.

ASSEMBLY BILL NO. 3228—Campbell. An act relating to education.

ASSEMBLY BILL NO. 3229—Brulte. An act to add and repeal Article 14 (commencing with Section 18890) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3230—Gallegos. An act to add Section 1347.05 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3231—Knowles. An act to amend Section 12401.5 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3232—Knowles. An act to amend Section 10089 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3233—Knowles. An act to amend Section 12978 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3234—Knowles. An act to add Chapter 5.5 (commencing with Section 10509.950) and 5.6 (commencing with Section 10509.970) to Part 2 of Division 2 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3235—Campbell. An act to add Section 42269 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 3236—Knowles. An act to amend Section 3600 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3237—Knowles. An act to amend Section 10086 of, and to repeal Section 10086.1 of, the Insurance Code, relating to earthquake insurance.

ASSEMBLY BILL NO. 3238—Gallegos. An act to amend Section 1562.3 of, and to add Section 1562.6 to, the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 3239—Sher. An act to amend Section 7285.8 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3240—Conroy. An act to add Sections 17053.68 and 23668 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3241—Conroy. An act to amend Sections 8706, 8817, and 8909 of the Family Code, relating to family law.

ASSEMBLY BILL NO. 3242—Alby. An act to amend Section 686 of, and to add Section 868.9 to, the Penal Code, relating to criminal procedure, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3243—Archie-Hudson. An act to amend Section 116.220 of the Code of Civil Procedure, relating to small claims court.

ASSEMBLY BILL NO. 3244—Hawkins. An act to amend Section 1954.53 of the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3245—Bordonaro. An act to amend Sections 355, 1052, 3031, 6596, 7120, 7652, 7852, 7881, 7921, 8100, 8231, 8233, 8254, 8275, 8280.1, 8280.2, 8300.1, 8394, 8396, 8397, 8500, 8561, 8567, 8597, 8598, 8598.3, 8842, 9001, 9001.5, 9001.6, 9006, and 9054 of, to add Sections 316.5, 7601, 7857, and 7858 to, and to repeal Section 8300.1 of, the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

ASSEMBLY BILL NO. 3246—Speier. An act to amend Section 166 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 3247—Escutia. An act to add Section 30609 to the Government Code, relating to county finance.

ASSEMBLY BILL NO. 3248—Napolitano. An act to add Section 10334.5 to the Public Contract Code, relating to state procurement.

ASSEMBLY BILL NO. 3249—Cunneen and McPherson. 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.

ASSEMBLY BILL NO. 3250—Cunneen. An act to add Section 1873.25 to the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3251—Gallegos. An act to amend Section 1374.64 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3252—Kaloogian. An act to add Chapter 21.6 (commencing with Section 7522) to Division 7 of Title 1 of the Government Code, relating to public employees, and making an appropriation therefor.

ASSEMBLY BILL NO. 3253—Napolitano. An act relating to ports.

ASSEMBLY BILL NO. 3254—Kaloogian. An act to add Sections 21432.5, 31725.51, 31725.61, and 31727.45 to the Government Code, relating to public employees.

ASSEMBLY BILL NO. 3255—Caldera. An act relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3256—Mazzoni. An act to add Section 2191.5 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3257—Baugh. An act to amend Section 12652 of the Government Code, relating to state actions.

ASSEMBLY BILL NO. 3258—Napolitano. An act to add Section 15364.73 to the Government Code, relating to international trade.

ASSEMBLY BILL NO. 3259—Ackerman. An act to add Section 1433 to the Civil Code, relating to liability.

ASSEMBLY BILL NO. 3260—Richter. An act to add Chapter 9 (commencing with Section 1100) to Division 1 of the Financial Code, relating to banking.

ASSEMBLY BILL NO. 3261—Ackerman. An act to amend Section 625.5 of, and to add Sections 729.51, 729.52, and 729.53 to, the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3262—Ackerman. An act to amend Section 741 of the Public Resources Code, relating to forest resources.

ASSEMBLY BILL NO. 3263—Ackerman. An act to repeal Section 113225 of the Health and Safety Code, and to add Chapter 5.6 (commencing with Section 42350) to Part 3 of Division 30 of the Public Resources Code, relating to plastic waste.

ASSEMBLY BILL NO. 3264—Ackerman and Aguiar. An act to amend Section 743.1 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3265—Gallegos. An act to amend Sections 2365 and 2369 of the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3266—Brown and Granlund. An act to repeal Section 14133.22 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3267—Brulte. An act to amend Sections 12202, 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3268—Ducheny. An act to amend Section 82048 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3269—Ducheny. An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to public resources.

ASSEMBLY BILL NO. 3270—Ducheny. An act to add Chapter 3.8 (commencing with Section 8670) to Part 6 of the Education Code, relating to education.

ASSEMBLY BILL NO. 3271—Ducheny. An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3272—Poochigian. An act to amend Section 6364 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3273—Machado. An act to add Section 51850.1 to the Education Code, and to add Section 12807.2 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3274—Gallegos. An act to amend Sections 14407 and 14409 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3275—Setencich and McPherson. An act to amend Section 44259 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 3276—Setencich (Principal Senate coauthor: Costa) and Granlund. An act to add Section 17789.1 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 3277—Setencich. An act to repeal Section 12 of Chapter 585 of the Statutes of 1993, relating to prisons.

ASSEMBLY BILL NO. 3278—Kaloogian. An act to amend Section 84108 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3279—Kaloogian. An act to amend Sections 83116, 91007, and 91013.5 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3280—Cunneen. An act to add Section 14669.16 to the Government Code, relating to state property, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3281—Cunneen. An act to amend Section 2016 of the Code of Civil Procedure, relating to discovery.

ASSEMBLY BILL NO. 3282—Cunneen. An act to amend Section 19576.1 of, to add Sections 19175.1 and 19572.1 to, and to repeal Section 19583.51 of, the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 3283—Morrow. An act to amend Section 6147 of, and to add Section 6146.1 to, the Business and Professions Code, to add Sections 3333.15 and 3333.3 to the Civil Code, to add Section 667.75 to the Code of Civil Procedure, and to amend Sections 984 and 985 of the Government Code, relating to tort liability.

ASSEMBLY BILL NO. 3284—Davis. An act to amend Section 17001.5 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3285—Davis. An act to add Section 40196.3 and Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3286—Miller. An act to amend Section 8538 of the Business and Professions Code, relating to pest control.

ASSEMBLY BILL NO. 3287—Miller. An act to amend Sections 116.220, 116.231, and 116.420 of the Code of Civil Procedure, relating to courts.

ASSEMBLY BILL NO. 3288—Miller. An act to amend Section 7505 of, and to add Section 7512.6 to, the Penal Code, relating to prisons.

ASSEMBLY BILL NO. 3289—Miller. An act to add Section 6146.5 to the Business and Professions Code, relating to attorney's fees.

ASSEMBLY BILL NO. 3290—Friedman. An act to amend Section 1363 of the Health and Safety code, relating to health care service plans.

ASSEMBLY BILL NO. 3291—Escutia. An act to amend Section 52132 of the Education Code, relating to bilingual education.

ASSEMBLY BILL NO. 3292—Sher. An act to add Chapter 4.1 (commencing with Section 15388) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to regulatory programs.

ASSEMBLY BILL NO. 3293—Brewer. An act to amend Section 6394 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 3294—Bordonaro. An act to amend Section 781 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3295—Campbell. An act to amend Section 33128 of the Education Code, relating to local educational agencies budgets.

ASSEMBLY BILL NO. 3296—Brewer. An act to add Article 2.8 (commencing with Section 65880) to Chapter 4 of Division 1 of Title 7 of the Government Code, relating to planning and zoning.

ASSEMBLY BILL NO. 3297—Gallegos. An act to amend Section 1368.1 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3298—Davis, Archie-Hudson, and Machado. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3299—Davis. An act to amend Section 11460 of the Penal Code, relating to paramilitary organizations.

ASSEMBLY BILL NO. 3300—Campbell. An act relating to arts education.

ASSEMBLY BILL NO. 3301—Boland. An act to add and repeal Chapter 11 (commencing with Section 30500) to Division 3 of Title 3 of the Government Code, relating to counties, and making an appropriation therefor.

ASSEMBLY BILL NO. 3302—Brown. An act to amend Section 1012 of, and to add Section 1012.4 to, the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 3303—House. An act to add Section 1538.6 to the Penal Code, relating to searches.

ASSEMBLY BILL NO. 3304—Napolitano. An act to amend Section 1188 of the Civil Code, and to amend Section 8213 of, and to add Section 8210 to, the Government Code, relating to notaries.

ASSEMBLY BILL NO. 3305—Setencich and Speier. An act to amend Section 1102.6 of the Civil Code, and to add Article 4 (commencing with Section 116021) to Chapter 5 of Part 10 of Division 104 of the Health and Safety Code, relating to swimming pools.

ASSEMBLY BILL NO. 3306—Brulte. An act to add Section 201.5 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3307—Brewer. An act to amend Sections 4429 and 4848 of the Business and Professions Code, to amend Sections 17793 and 89045 of, and to repeal Section 71028 of, the Education Code, to amend Sections 210, 1501.5, and 3704.5 of the Fish and Game Code, to amend Section 239 of, and to repeal Section 58578 of, the Food and Agricultural Code, to amend Sections 4533, 5703, 6522, 7095, 8450, 8670.56.6, 8670.62, 8850.3, 12990, 14132, 14136, 14453, 14524.15, 14600, 14616, 14838, 14839, 14860, 14920, 14921, 14952, 15335.15, 15335.17, 15373.71, 15813.4, 19131, and 19132 of, to amend and repeal Section 13332.17 of, to add Sections 1099, 14612, 14612.1, 14612.2, 14626, and 14930 to, to repeal Sections 8670.53.95, 8790.42, 11010.5, 13332.09, 14130.3, 14533.6, 14562.11, 14568, 14839.1, 14955, and 15729 of, to repeal Article 5 (commencing with Section 8790.70) and Article 6 (commencing with Section 8790.80) of Chapter 9.7 of Division 1 of Title 2 of, to repeal Chapter 4 (commencing with Section 4300), Chapter 8 (commencing with Section 4475), and Chapter 11 (commencing with Section 4550) of Division 5 of Title 1 of, to repeal Chapter 5.5 (commencing with Section 8350) of Division 1 of Title 2 of, to repeal Chapter 6 (commencing with Section 14825) of Part 5.5 of Division 3 of Title 2 of, to repeal Chapter 6 (commencing with Section 16850) of Part 3 of Division 4 of Title 2 of, the Government Code, to amend Sections 1380, 1397.6, 1399.73, 11758.45, 25149.3, 25187.5, 25244.6, 25244.10, 25299.36, 38012, 38074, 44081.6, 44242, 44244.1, 101300, 116485, 120805, 120840, 121215, and 129330 of, and to repeal Sections 38013, 38078, 38078.5, 38081, and 38081.1 of, the Health and Safety Code, to amend Sections 10089.7 and 10731 of the Insurance Code, to amend Section 188 of, and to repeal Article 6 (commencing with Section 999) of Chapter 6 of Division 4 of, the Military and Veterans Code, to amend Sections 12078 and 13826.1 of, to amend, repeal, and add Section 2807 of, and to repeal Sections 99, 100, and 2051 of, the Penal Code, to amend Sections 2050, 2052, 2054, 6100, 6101, 6107, 10106, 10107, 10108, 10108.5, 10108.7, 10110, 10285.1, 10500.5, 10501, 10701, 10707, 12155, 12161, 12162, 12163, 12164, 12168, 12183, 12185, 12225, 20229.1, 20231.5, 20323, and 20916.3 of, to amend the heading of Chapter 7 (commencing with Section 7100) of Part 1 of Division 2 of, to amend and renumber Section 2001 of, to add Sections 7200, 7201, 7202, 7203, 7210, 7211, 12162.5, 12175, 12175.1, 12175.2, 12175.3, 12175.4, 12175.5, 12175.6, 12175.7, 12175.8, 12190, 12191, 12192, 12193, 12194, 12195, 12196, 12197, 12230, 12231, 12232, 12233, 12234, 12235, 12236, 12237, 12238, 12239, 12240, 12241, 12242, 12243, 12244, 12245, 12246, and 12247 to, to add Chapter 8 (commencing with Section 8000) to Part 1 of Division 2 of, and to add Division 3 (commencing with Section 25000) to, to add and repeal Article 3 (commencing with Section 25100) of Chapter 5 of Part 1 of Division 3 of, to repeal Sections 2000, 10263, 10702, and 20229 of, to repeal Article 1.5 (commencing with Section 10115) of Chapter 1 of, to repeal Chapter 2 (commencing with Section 10290), Chapter 3 (commencing with Section 12100), and Chapter 3.5 (commencing with Section 12120) of Part 2 of Division 2 of, the Public Contract Code, to amend Sections 2717, 14530.5, 25648, 25684, 26600, 42846, and 45000 of, to repeal Sections 12159, 42411, 42412, 42413, 42414, 42415, 42442, 42443, 42701, and 48024 of, to repeal Article 2 (commencing with Section 42240) of Chapter 5 of, Article 2 (commencing with Section 42370) of Chapter 6 of, and Article 6 (commencing with Section 42890) of Chapter 17 of, Part 3 of Division 30 of, to repeal Chapter 4 (commencing with Section 42200) of Part 3 of Division 30 of, the Public Resources Code, to amend Sections 8281, 8282, 8283, 8284, 8285, 8286, 120224.4, 130051.19, and 130238 of, and to repeal Section 130239 of, the Public Utilities Code, to amend Sections 94.4, 180.1, and 180.6 of the Streets and Highways Code, to amend Section 10205 of the Unemployment Insurance Code, to amend Section 40200.5 of the Vehicle Code, to amend Section 13304 of the Water Code, to amend Sections 4360, 4380, 14087.35, 14087.36, 14087.4, 14087.46, 14087.55, 14087.971, 14089, 14105.3, 14133.10, 14138, 14139.13, 14204, and 14499.5 of, and to repeal Sections 14088.6 and 14089.8 of, the Welfare and Institutions Code, relating to public acquisitions.

ASSEMBLY BILL NO. 3308—Gallegos. An act to amend Sections 4603.2 and 5814 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3309—Burton. An act to add Section 1278.5 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3310—Boland. An act to add Section 2257.5 to the Business and Professions Code, and to add Sections 1281.5 and 123149.5 to the Health and Safety Code, relating to medical records.

ASSEMBLY BILL NO. 3311—Takasugi. An act to amend Sections 17053.8 and 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3312—Takasugi. An act to amend Sections 6377, 17053.49, 17276, 23649, and 24416 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3313—Brewer. An act to amend Section 11622.5 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3314—Baldwin. An act to amend Section 653k of the Penal Code, relating to weapons.

ASSEMBLY BILL NO. 3315—House. An act to amend Section 5007.5 of, and to add Section 5007.6 to, the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 3316—Tucker. An act to amend Section 11837 of the Health and Safety Code, relating to alcohol and drug programs.

ASSEMBLY BILL NO. 3317—Margett. An act relating to school district reorganization, and making an appropriation therefor.

ASSEMBLY BILL NO. 3318—Ducheny. An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3319—Ducheny. An act to amend Sections 40918 and 40919 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3320—Speier. An act to add Section 1730 to the Civil Code, relating to communications information access.

ASSEMBLY BILL NO. 3321—Tucker. An act to add Sections 11450.24, 11450.25 and 11450.27 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3322—Kaloogian (Principal coauthor: Figueroa). An act to add Sections 17053.50 and 23650 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3323—Hannigan and Brown (Senators Johannessen and Thompson, coauthors). An act relating to highways, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3324—Richter. An act to add Part 1.5 (commencing with Section 9500) to Division 2 of the Public Contract Code, relating to public purchases.

ASSEMBLY BILL NO. 3325—Bates. An act to add Sections 2924.1 and 2924.2 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3326—Tucker. An act to amend Section 15819.16 to the Government Code, and to add Section 7017 of the Penal Code, relating to correctional facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 3327—Bustamante. An act relating to public resources.

ASSEMBLY BILL NO. 3328—Bustamante. An act to amend Section 14524.16 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 3329—Campbell. An act to amend Section 43211 to the Public Resources Code, relating to hazardous materials.

ASSEMBLY BILL NO. 3330—Gallegos. An act to amend Section 44210 of, and to repeal Sections 44211 and 44212 of, the Education Code, relating to the Commission on Teacher Credentialing.

ASSEMBLY BILL NO. 3331—Bowen and Vasconcellos. An act to amend Sections 25102, 25140, and 25608 of, and to add Section 25620 to, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 3332—Kuehl. An act to add Section 22171.5 to the Education Code and to add Section 20065.5 to, and to add Article 9 (commencing with Section 22867) to Chapter 1 of Part 5 of Division 5 of Title 2 of, the Government Code, relating to public employees.

ASSEMBLY BILL NO. 3333—Campbell. An act to repeal Section 30921 of the Streets and Highways Code, relating to toll bridges.

ASSEMBLY BILL NO. 3334—Brewer. An act to add Section 96.17 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3335—Granlund. An act to amend Section 14653 of the Financial Code, relating to credit unions.

ASSEMBLY BILL NO. 3336—Escutia. An act relating to social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3337—Escutia. An act to amend Section 1206 of the Health and Safety Code, relating to clinics.

ASSEMBLY BILL NO. 3338—Baugh. An act to add Section 999 to the Code of Civil Procedure, relating to insurance.

ASSEMBLY BILL NO. 3339—Knowles. An act to add Section 351 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3340—Knowles. An act to add Section 1371.26 to the Health and Safety Code, to amend Section 1760 of, and to add Sections 10127.20 and 11516.7 to, the Insurance Code, relating to health care.

ASSEMBLY BILL NO. 3341—Knowles. An act to amend Section 290 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 3342—Knowles. An act to add Sections 10238.8 and 10239.36 to, to repeal Sections 10238.3, 10238.4, 10238.45, and 10238.5 of, and to repeal Article 6 (commencing with Section 10237 and Article 6.5 (commencing with Section 10239) of Chapter 3 of Part 1 of Division 4 of, the Business and Professions Code, relating to real property securities dealers.

ASSEMBLY BILL NO. 3343—Brulte. An act to add Section 20010 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3344—Brewer. An act to amend Section 8610.14 of the Fish and Game Code, relating to water.

ASSEMBLY BILL NO. 3345—Bustamante. An act relating to solid waste.

ASSEMBLY BILL NO. 3346—Bates. An act to amend Section 41472 of the Education Code, relating to school funding.

ASSEMBLY BILL NO. 3347—Gallegos. An act to add Section 1367.81 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3348—Friedman. An act to amend Section 17537.3 of, and to add Section 22951.5 to, the Business and Professions Code, and to amend Section 118950 of the Health and Safety Code, relating to tobacco control, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3349—Knox. An act to amend Sections 1170, 3000, 3000.1, and 3041 of the Penal Code, relating to sentencing.

ASSEMBLY BILL NO. 3350—Knox. An act to amend Sections 11350, 11357, 11377, and 11390 of the Health and Safety Code, to amend Sections 461, 489, 496, 666, and 3000 of, and to add Article 2 (commencing with Section 3020) to Chapter 8 of Title 1 of Part 3 of, the Penal Code, and to amend Section 10851 of the Vehicle Code, relating to sentencing.

ASSEMBLY BILL NO. 3351—Weggeland. An act to amend Sections 8035 and 18021 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 3352—Weggeland and Aguiar. An act to add Title 6.8 (commencing with Section 64000) to the Government Code, relating to financing a local infrastructure finance program by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3353—Weggeland. An act to amend Section 71612 of the Water Code, relating to water.

ASSEMBLY BILL NO. 3354—Brown. An act to amend Section 11166 of the Penal Code, relating to child abuse.

ASSEMBLY BILL NO. 3355—Firestone. An act to amend Section 7125 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 3356—Bustamante. An act to amend Section 6060 of, to add Section 6060.6, and to repeal Section 6061 of the Business and Professions Code, relating to attorneys.

ASSEMBLY BILL NO. 3357—Ackerman (Principal coauthor: Cunneen) and McPherson. An act to add Section 831.22 to the Government Code, relating to public liability.

ASSEMBLY BILL NO. 3358—Ackerman. An act to amend Section 22056 of the Financial Code, to amend Section 11126 of the Government Code, to amend Section 12162 of the Public Contract Code, and to amend Sections 40055, 40062, 40122, 40191, 40192, 42164, 42823.5, 43501, 43600, 43602, 43610, 44009, 44106, and 48670 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3359—Ackerman. An act to add Section 11450.014 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 3360—Miller and Granlund. An act to repeal Sections 14105.31, 14105.33, 14105.335, 14105.35, 14105.37, 14105.38, 14105.39, 14105.4, 14105.405, 14105.41, 14105.42, and 14133.22 of, and to repeal and add Section 14105.3 of, the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3361—Bustamante and Napolitano. An act to amend Section 8212 of the Government Code, relating to notary publics.

ASSEMBLY BILL NO. 3362—Bates. An act to add Sections 2924.1 and 2924.2 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3363—Brewer. An act to add Section 1950.6 to the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 3364—Knowles. An act to add Section 6147.1 to the Business and Professions Code, relating to attorneys' fees.

ASSEMBLY BILL NO. 3365—Campbell. An act to amend Section 13826.6 of the Penal Code, relating to gang violence suppression.

ASSEMBLY BILL NO. 3366—Knox. An act to amend Section 13080 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 3367—Knox. An act to amend Section 51.6 of the Civil Code, relating to discrimination.

ASSEMBLY BILL NO. 3368—Campbell. An act to amend Section 30916 of the Streets and Highways Code, relating to bridges.

ASSEMBLY BILL NO. 3369—Bordonaro. An act to amend Section 1731.5 of, and to add Sections 729.12 and 1767.15 to, the Welfare and Institutions Code, relating to youthful offenders, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3370—Baca. An act to add Chapter 2.6 (commencing with Section 1000.6) to Title 6 of Part 2 of the Penal Code, relating to controlled substances, and making an appropriation therefor.

ASSEMBLY BILL NO. 3371—Campbell. An act to add Section 11092.7 to the Government Code, relating to state agencies.

ASSEMBLY BILL NO. 3372—Ducheny. An act to add Section 18934.8 to the Health and Safety Code, relating to building standards.

ASSEMBLY BILL NO. 3373—Villaraigosa. An act to add Section 14103.9 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3374—Katz. An act to add Section 183.2 to the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3375—Olberg. An act to add Section 6411 to, and to add and repeal Section 6385.5 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3376—Margett. An act to repeal Sections 45061 and 87834 of the Education Code, and to amend Sections 3513, 3515, and 3540.1 of, to repeal Sections 3515.8, 3546.3, 3583, and 3585 of, and to repeal and add Sections 3502.5, 3515.7, 3546, and 3582 of, the Government Code, relating to public employees.

ASSEMBLY BILL NO. 3377—Battin. An act to repeal and add Section 190.05 of the Penal Code, relating to murder.

ASSEMBLY BILL NO. 3378—Brown. An act to amend Sections 7570 and 7572 of, and to amend the heading of Title 8.7 (commencing with Section 7570) of Part 3 of, the Penal Code relating to correctional institutions.

ASSEMBLY BILL NO. 3379—Hoge. An act to amend Sections 19606.1 and 19630 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3380—Archie-Hudson, Davis, and Machado. An act to add Section 219.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3381—Baugh. An act to amend Sections 86 and 91 of the Code of Civil Procedure, relating to courts.

ASSEMBLY BILL NO. 3382—Knox. An act to amend Section 23790.5 of, and to add Section 23790.8 to, the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 3383—Knox. An act to add Sections 1516, 1517, 1569.385, and 1569.386 to the Health and Safety Code, relating to residential care facilities.

ASSEMBLY BILL NO. 3384—Knox. An act to amend Section 47616 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 3385—Brulte. An act to amend Section 139.6 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3386—Hannigan. An act to amend Section 1358.4 of the Health and Safety Code, relating to health coverage.

ASSEMBLY BILL NO. 3387—Hannigan. An act to add Chapter 6.5 (commencing with Section 9500) to Division 8.5 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3388—Brewer. An act to amend Section 5307.1 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3389—Hannigan. An act to add Section 1267.4 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3390—Hannigan. An act to add Section 1428.5 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3391—Ducheny. An act to amend Section 1808.4 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3392—Weggeland, Brulte, Battin, and Granlund. An act to add Section 11379.7 to the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 3393—Bowen. An act to add Section 16655 to the Government Code, relating to debt obligations.

ASSEMBLY BILL NO. 3394—Bowen. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3395—Gallegos. An act to amend Section 40100 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3396—Knox. An act to amend Section 14133.22 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3397—Knox. An act to add Section 51881.5 to the Education Code, relating to educational technology.

ASSEMBLY BILL NO. 3398—Knox. An act to add Section 11062 to the Penal Code, relating to crime laboratories.

ASSEMBLY BILL NO. 3399—Knox. An act to add Article 5 (commencing with Section 79160) to Chapter 9 of Part 48 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3400—Baugh. An act to amend Sections 12077 and 12078 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 3401—Archie-Hudson, Davis, and Machado. An act to amend Section 17062 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3402—Burton. An act to add Sections 14669.7, 14669.71, 14669.72, 14669.73, 14669.74, and 14669.75 to the Government Code, relating to public works, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3403—Willard Murray. An act to amend Sections 33349 and 33350 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 3404—Ackerman. An act relating to trial court operations in Los Angeles and Orange Counties, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3405—Ackerman. An act to amend Section 660 of the Harbors and Navigation Code, relating to navigation.

ASSEMBLY BILL NO. 3406—Woods. An act to amend Section 40448.7 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3407—Takasugi. An act to amend Section 7273 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3408—Takasugi. An act to amend Section 23609 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3409—Takasugi. An act to amend Section 23092 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3410—Takasugi. An act to amend Section 6377 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3411—Takasugi. An act to amend Section 75.60 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3412—Ackerman. An act to amend Section 1021.5 of, and to add Section 1021.8 to, the Code of Civil Procedure, relating to attorneys' fees.

ASSEMBLY BILL NO. 3413—Campbell. An act to amend Section 651 of the Business and Professions Code, relating to healing arts.

ASSEMBLY BILL NO. 3414—Knowles. An act to amend Section 250 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3415—Hawkins. An act to amend Sections 17922, 17958.1, 18916, and 18938 of, and to add Section 18928.2 to, the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3416—Caldera. An act to add Section 25504.5 to the Corporations Code, relating to securities.

ASSEMBLY BILL NO. 3417—Friedman. An act to amend Sections 1357.06 and 1357.51 of the Health and Safety Code, and to amend Sections 10198.7 and 10708 of the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 3418—Friedman. An act to add Chapter 4 (commencing with Section 127640) to Part 2 of Division 107 of the Health and Safety Code, relating to health care.

ASSEMBLY BILL NO. 3419—Friedman. An act to amend Section 11960 of the Health and Safety Code, relating to alcohol and drug programs.

ASSEMBLY BILL NO. 3420—Friedman. An act to amend Section 11160 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 3421—Escutia. An act to add Section 14001.5 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3422—Escutia. An act relating to health, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3423—Escutia. An act relating to communicable disease.

ASSEMBLY BILL NO. 3424—Gallegos. An act to amend Sections 1363 and 1368 of, and to add Sections 1342.7, 1373.66, and 1397.7 to, the Health and Safety Code, and to amend Sections 10603 and 10604 of the Insurance Code, relating to health care.

ASSEMBLY BILL NO. 3425—Bowler. An act to amend Section 10752 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3426—Bowler. An act to amend Section 143 of the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 3427—Baugh. An act to amend Sections 18532, 18532.2, 18900, 18901, 18930, 18937, 18950, 18951, 19054, and 19054.1 of, to repeal Sections 18950.1, 18951.5, 19057.1, 19057.2, 19057.3, and 19057.4 of, and to repeal and add Section 19057 of, the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 3428—Katz. An act to add Section 6315 to the Public Resources Code, relating to tidelands and submerged lands.

ASSEMBLY BILL NO. 3429—Bowen. An act to amend Sections 82028, 86203, 87103, 89501, 89503, and 89506 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3430—Alpert. An act to amend Section 840 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 3431—Bowen. An act to add Chapter 4.5 (commencing with Section 8301) to Division 1 of Title 2 of the Government Code, and to amend Section 40182 of the Revenue and Taxation Code, relating to information systems.

ASSEMBLY BILL NO. 3432—House. An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

ASSEMBLY BILL NO. 3433—Bowen. An act to add Sections 114971 and 115001 to the Health and Safety Code, relating to low-level radioactive waste.

ASSEMBLY BILL NO. 3434—House. An act to amend Section 1797.187 of the Health and Safety Code, relating to peace officers.

ASSEMBLY BILL NO. 3435—Bowen. An act to add Chapter 3.2 (commencing with Section 7287.15) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to local taxation.

ASSEMBLY BILL NO. 3436—Campbell. An act to repeal Division 12.7 (commencing with Section 18000) of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3437—Bowen. An act to amend Section 17273 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3438—Sweeney. An act to amend Section 12960 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3439—Sweeney. An act to amend Sections 10089.37 and 10089.38 of the Insurance Code, relating to earthquakes.

ASSEMBLY BILL NO. 3440—Sweeney. An act to amend Section 17000.6 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3441—Sweeney. An act to amend Sections 12461.2 and 53895 of the Government Code, relating to local government finance.

ASSEMBLY BILL NO. 3442—Sweeney. An act to amend Section 1325 of the Code of Civil Procedure, relating to unclaimed property, and making an appropriation therefor.

ASSEMBLY BILL NO. 3443—Sweeney. An act to add Article 6 (commencing with Section 60660) to Chapter 5 of Part 33 of the Education Code, relating to school performance.

ASSEMBLY BILL NO. 3444—Sweeney. An act to amend Section 1347 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3445—Knox. An act to add Section 16649.96 to the Government Code, relating to state funds.

ASSEMBLY BILL NO. 3446—Brewer. An act to amend Sections 2810 and 2840 of the Fish and Game Code, relating to natural community conservation planning.

ASSEMBLY BILL NO. 3447—Ducheny. An act to amend Section 5780.6 of the Public Resources Code, relating to parks and recreation.

ASSEMBLY BILL NO. 3448—Ducheny. An act to add Sections 2124, 3006.5, 12260.6, 12283.5, 12304.5, and 14407 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3449—Hannigan. An act to amend and renumber Section 3381 of the Health and Safety Code, relating to communicable disease.

ASSEMBLY BILL NO. 3450—Kaloogian. An act to amend Section 4636 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3451—Kaloogian. An act to add Chapter 9.4 (commencing with Section 3175) to Division 4 of Title 1 of the Government Code, relating to public employee organizations.

ASSEMBLY BILL NO. 3452—Brown. An act to amend Sections 65583.1 and 65584.5 of, and to repeal and add Section 65584 of, the Government Code, relating to housing.

ASSEMBLY BILL NO. 3453—Kaloogian. An act to amend Section 89601 of the Education Code, relating to public employee retirement.

ASSEMBLY BILL NO. 3454—Friedman. An act to amend Section 1368 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3455—Olberg. An act to add Section 11250.3 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3456—Baugh. An act to amend Section 2025 of the Code of Civil Procedure, relating to discovery.

ASSEMBLY BILL NO. 3457—Alpert. An act to amend Sections 72411 and 87743.3 of, and to add Section 72411.6 to, the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 3458—Speier. An act to amend Section 10335 of the Public Contract Code, relating to state legal services.

ASSEMBLY BILL NO. 3459—Thompson. An act to add Section 14503.1 to the Welfare and Institutions Code, relating to birth control.

ASSEMBLY BILL NO. 3460—Baldwin. An act to amend Section 1777.5 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 3461—Brulte. An act to add Section 15819.17 to the Government Code, relating to correctional facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3462—Knowles. An act to amend Section 41138 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 38—Baldwin. 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, relating to local government finance.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 39—Morrissey. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XIII, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 40—Mazzoni. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 21.5 to Article 13 thereof, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 41—Caldera. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (a) of Section 10 of Article II and Section 4 of Article XVIII thereof, relating to initiatives.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 66—Thompson. Relative to the Ron Packard Expressway.

ASSEMBLY CONCURRENT RESOLUTION NO. 67—Bordonaro, Battin, Morrissey, Olberg, Rainey, Setencich, Tucker, and Vasconcellos (Senator Dills, coauthor). Relative to training in geriatrics and related pharmacology: University of California curricula.

ASSEMBLY CONCURRENT RESOLUTION NO. 68—Brown. Relative to the Parker B. Rice Memorial Bridge.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 26, 1996

ONE HUNDRED SEVENTY-FIFTH SESSION DAY

FOUR HUNDRED FORTY-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, February 26, 1996

The Assembly met at 10:30 a.m.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Brulte 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.

Quorum Present

At 10:50 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—73:

Ackerman	Campbell	Isenberg	Olberg
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knowles	Rogan
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Several days ago, the Roman Catholic Church began its Lenten season with Ash Wednesday and today the Orthodox Christian Church begins Great Lent with Pure Monday. This forty day period for both Churches is a time of quiet reflection and spiritual self-examination marked by fasting and prayer.

On this Pure Monday then let us then pray:

Gracious Father in Heaven, As we begin this holy season, make us shine with the bright radiance of Your holy commandments, with the brightness of love and the splendor of prayer, with the purity of holiness and the strength of good courage. Set us free from everything that troubles us and save our souls, O Loving God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member House then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Baca, 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 legislative business: Assembly Members Escutia, Knox, Kevin Murray, and Villaraigosa.

On personal business, and waiving per diem: Assembly Member Baldwin.

Because of illness: Assembly Member Gallegos.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 7, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker, This letter is to respectfully request your approval to be excused from Session on Monday, February 26, 1996. I have legislative business in my District.

Your favorable consideration of this matter would be greatly appreciated.

Sincerely,

MARTHA ESCUTIA, Assembly Member
Fiftieth District

February 26, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Monday, February 26, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 26, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Monday, February 26, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

February 26, 1996

Speaker Curt Pringle
Chairman, Assembly Rules Committee
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request that I be excused from the Assembly Session on Monday, February 26, 1996. Legislative business in my district will prevent me from returning to Sacramento prior to the close of the session.

Thank you in advance 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:

February 26, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assembly Member Lee is removed from the Joint Committee on Fairs Allocation and is replaced by Assembly Member Hoge.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

February 26, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assembly Member Weggeland is removed from the Health Committee and is replaced by Assembly Member Harvey.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

February 26, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that the following members are appointed to fill the existing vacancies on the Budget Committee: Assembly Members Baugh and Olberg.

Additionally, Assembly Member Speier is removed from the committee and is replaced by Assembly Member Kuehl.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

February 22, 1996

E. Dotson Wilson
Chief Clerk
California State Assembly
Room 3196, State Capitol
Sacramento, California

Dear Dotson: Please be advised that as in the past, I am continuing to waive session per diem.

Thank you for your attention to this matter.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

February 22, 1996

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: As in years past, I would like to formally notify you that, as a general rule, I will not be claiming per diem for session days.

If you have any questions, please contact Alison Harvey, my Chief of Staff.

Thank you for your attention to this matter.

Sincerely,

PHILLIP ISENBERG, Assembly Member
Ninth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 26, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2011
Assembly Bill No. 2013
Assembly Bill No. 2018
Assembly Bill No. 2047

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to the committee.

REPORTS

The following reports were presented by the Chief Clerk:

Accounts Receivable Management Act
(Pursuant to the Accounts Receivable Management Act, (Chapter 1224, Statutes of 1994)

Above transmitted report, together with letter of transmittal from James W. Wells, Director, Department of Pesticide Regulation, Sacramento, dated January 24, 1996, referred by the Speaker to the Committee on Budget.

Quarterly Status Report of Major Capital Outlay Projects

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, referred by the Speaker to the Committee on Budget.

Employment Training Panel, Annual Report 1994–95

Above transmitted report, together with letter of transmittal from Gerald G. Geismar, Executive Director, Employment Training Panel, Sacramento, dated February 5, 1996, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
1983	E.S. & T.M.
2085	Pub. S.
2086	Ins.
2087	Pub. S.
2088	E.S. & T.M.

2089 ----------Rev. & Tax. and L. Gov.
2090 ----------Trans.
2091 ----------G.O.
2092 ----------Health and Rev. & Tax.
2093 ----------Pub. S.
2094 ----------Rev. & Tax.
2095 ----------Pub. S.
2096 ----------G.O.
2097 ----------Pub. S.
2099 ----------Nat. Res.
2100 ----------Rev. & Tax.
2101 ----------Hum. S.
2102 ----------E.S. & T.M.
2103 ----------Rev. & Tax.
2104 ----------Pub. S.
2105 ----------Ed.
2106 ----------Ed.
2107 ----------Ed.
2108 ----------Nat. Res.
2109 ----------L. Gov.
2110 ----------Hum. S.
2111 ----------Pub. S.
2112 ----------Pub. S.
2113 ----------Jud.
2115 ----------L. Gov. and U. & C.
2117 ----------Pub. S.
2119 ----------Jud.
2120 ----------Pub. S.
2122 ----------Pub. S.
2123 ----------Ins.
2124 ----------C.P.,G.E. & E.D.
2125 ----------Pub. S. and Health
2126 ----------G.O.
2128 ----------Pub. S.
2129 ----------Jud.
2130 ----------W.,P. & W.
2131 ----------Pub. S.
2132 ----------Pub. S.
2133 ----------Rev. & Tax.
2134 ----------Ed.
2135 ----------Ed.
2137 ----------Ed.
2138 ----------Health
2139 ----------W.,P. & W.
2140 ----------Pub. S.
2141 ----------Pub. S.
2144 ----------Pub. S.
2145 ----------Pub. S.
2146 ----------Jud.
2147 ----------Pub. S. and Health
2148 ----------L. Gov.
2149 ----------Jud.
2150 ----------Pub. S.
2151 ----------Trans. and L. Gov.

2152 ----------W.,P. & W. and Nat. Res.
2153 ----------Pub. S.
2154 ----------Jud.
2155 ----------Jud.
2156 ----------Hum. S.
2157 ----------G.O.
2158 ----------Rev. & Tax. and L. Gov.
2159 ----------Trans.
2160 ----------C.P.,G. & E.D.
2161 ----------G.O.
2162 ----------Higher Ed.
2163 ----------E.S. & T.M.
2164 ----------Pub. S.
2165 ----------Jud. and Rev. & Tax.
2166 ----------H. & C.D.
2168 ----------Hum. S.
2169 ----------Ed. and Higher Ed.
2170 ----------Pub. S.
2171 ----------C.P.,G.E. & E.D.
2172 ----------Hum. S.
2174 ----------B. & F.
2175 ----------Jud.
2176 ----------Pub. S.
2177 ----------Ins.
2178 ----------Rev. & Tax. and L. Gov.
2179 ----------Budget
2180 ----------Budget
2181 ----------Budget
2182 ----------Budget
2183 ----------C.P.,G.E. & E.D.
2184 ----------Health
2185 ----------Pub. S.
2186 ----------Higher Ed.
2187 ----------G.O.
2188 ----------G.O.
2189 ----------Pub. S.
2190 ----------P.E.,R. & S.S.
2191 ----------Pub. S.
2193 ----------W.,P. & W.
2194 ----------Pub. S.
2195 ----------P.E.,R. & S.S.
2196 ----------L. Gov.
2197 ----------Pub. S.
2198 ----------Pub. S.
2199 ----------Budget
2200 ----------Rev. & Tax.
2201 ----------Trans.
2202 ----------E.S. & T.M.
2203 ----------L. Gov. and U. & C.
2204 ----------Pub. S.
2205 ----------Pub. S.
2206 ----------Pub. S.
2207 ----------Pub. S.
2208 ----------Pub. S.

2209 ----------G.O.
2210 ----------P.E.,R. & S.S.
2211 ----------L. & E.
2212 ----------Health
2213 ----------W.,P. & W.
2214 ----------L. Gov.
2215 ----------W.,P. & W.
2216 ----------Higher Ed.
2217 ----------Pub. S.
2218 ----------G.O.
2219 ----------Nat. Res.
2220 ----------Pub. S.
2221 ----------H. & C.D. and C.P.,G.E. & E.D.
2222 ----------P.E.,R. & S.S.
2223 ----------Jud.
2224 ----------Pub. S.
2225 ----------Ins.
2226 ----------Health
2227 ----------Pub. S.
2228 ----------Rev. & Tax. and L. Gov.
2229 ----------G.O.
2231 ----------Pub. S.
2232 ----------L. Gov.
2233 ----------C.P.,G.E. & E.D.
2234 ----------C.P.,G.E. & E.D.
2235 ----------Ed.
2237 ----------Pub. S.
2238 ----------C.P.,G.E. & E.D.
2239 ----------W.,P. & W.
2240 ----------Pub. S.
2241 ----------Ed.
2242 ----------C.P.,G.E. & E.D.
2243 ----------Nat. Res.
2244 ----------Trans.
2245 ----------Trans.
2246 ----------Trans.
2247 ----------Jud.
2248 ----------Ed.
2249 ----------U. & C.
2250 ----------Pub. S.
2251 ----------Pub. S.
2252 ----------W.,P. & W.
2254 ----------Pub. S.
2255 ----------Ed.
2256 ----------L. & E.
2257 ----------Pub. S.
2258 ----------Pub. S.
2259 ----------Trans.
2260 ----------L. Gov.
2261 ----------L. & E.
2262 ----------Ins.
2263 ----------Jud.
2265 ----------Ed.
2267 ----------G.O.

2268 ----------L. Gov.
2269 ----------C.P.,G.E. & E.D.
2271 ----------E.,R. & C.A.
2272 ----------Jud.
2273 ----------P.E.,R. & S.S.
2274 ----------Ins.
2275 ----------E.,R. & C.A.
2276 ----------Jud.
2277 ----------Rev. & Tax.
2278 ----------G.O.
2279 ----------B. & F.
2281 ----------L. & E.
2282 ----------Trans.
2283 ----------E.,R. & C.A.
2284 ----------Pub. S.
2285 ----------Pub. S.
2286 ----------Trans.
2287 ----------Pub. S.
2288 ----------Pub. S.
2289 ----------Pub. S.
2290 ----------Pub. S.
2291 ----------Jud.
2292 ----------Rev. & Tax.
2293 ----------Ed. and Trans.
2294 ----------Pub. S.
2295 ----------Pub. S.
2296 ----------Jud.
2298 ----------Hum. S.

Assembly Joint Resolution No. *Committee*

48 ----------Pub. S.

AUTHOR'S AMENDMENTS
Committee on Local Government

February 26, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 998
Senate Bill No. 999
Senate Bill No. 1001

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 998—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, 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. 999—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, 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. 1001—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

Bill read second time; author's amendments, 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

February 26, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 196

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TAKASUGI, Chairman

SENATE BILL NO. 196—An act to amend Sections 7351 and 8651 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 Transportation

February 26, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 349

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

SENATE BILL NO. 349—An act to add Sections 14031.11, 14035.8, and 14042 to 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.

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 Marianne Lawless, of Berkeley.

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 Steven M. McLean, of Northridge.

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 Dr. Clarence W. Norris, Sr., of Texas, father of Trussi Norris, Administrator, Los Angeles Unified School District.

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 Virginia Le Beck, of Diamond Springs.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the marriage of Mary Christine Sigismanti and Kenneth George Doty.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bowler was granted unanimous consent that Senate Bill No. 349 be withdrawn from the Committee on Transportation and re-referred to the Committee on Local Government.

Assembly Member Takasugi was granted unanimous consent that Senate Bill No. 196 be withdrawn from the Committee on Revenue and Taxation and re-referred to the Committee on Banking and Finance.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

ASSEMBLY CONCURRENT RESOLUTION NO. 51 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Katz was granted unanimous consent to take up Assembly Concurrent Resolution No. 51, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 51—Relative to proclaiming the Week of the School Administrator.

Resolution read.

Motion to Amend

Assembly Member Katz moved the adoption of amendments, to add the following coauthors:

Alpert, Baca, Baldwin, Bowen, Brown, Campbell, Cortese, Cunneen, Davis, Ducheny, Figueroa, Gallegos, Hannigan, Isenberg, Kuehl, Lee, Martinez, Mazzoni, McDonald, Sher, Sweeney, Willard Murray, and Villaraigosa.

Amendments read and adopted; resolution ordered reprinted.

Members Made Coauthors of Assembly Concurrent Resolution No. 51

Assembly Member Katz was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 51 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Bustamante, Cannella, Firestone, Friedman, Frusetta, Goldsmith, House, Kuykendall, Machado, McPherson, Napolitano, Setencich, Speier, and Woods.

Request for Unanimous Consent

Assembly Member Katz was granted unanimous consent to take up Assembly Concurrent Resolution No. 51, as amended, without reference to file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 51, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 51—Relative to proclaiming the Week of the School Administrator.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 10:56 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Vasconcellos was joined by Speaker pro Tempore Aguiar and Assembly Member Machado in the introduction of His Excellency Alberto Romao Madruga da Costa, President of the Azorian Regional Government of Portugal, who is paying a protocol visit to the Legislature.

Assembly Member Vasconcellos then introduced the President's wife, Verónica da Costa Pereira Madruga da Costa; and the following special delegation: Cabinet Director of Immigration, Duarte Manuel Bettencourt Mendes; Cabinet Director of Protocol, Hermano Soares de Oliveira Cabral; Consul General Jose Ferreira da Fonseca and his wife, Luisa Ferreira da Fonseca; Portuguese Press—Big Island Newspaper, Gustavo Manuel Soares Moura; Portuguese Press—Catholic Newspaper, Álvaro Pereira da Silva Leal Monjardino; Portuguese Press—Newspaper of Horta Island, Francisco António Pimentel Gomes; Portuguese Press—TV reporter, Paulo Martinho Tavares Machado Viveiros; Portuguese Press—TV cameraman, António Manuel Fraga Borges Pacheco; and Portuguese Press—Radio Network, Sidónio Manuel Moniz Bettencourt.

* * *

By unanimous consent, at 11 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Alby and Bowler introduced San Juan Unified School District Superintendent Ray Tolleson and presented a resolution to congratulate him upon being selected by the American Association of School Administrators as the California State Superintendent of the Year.

Assembly Member Alby also introduced Mr. Tolleson's wife Pat Tolleson, and their daughter Jolie Tolleson.

Mr. Tolleson was accompanied today by the following members of the San Juan Board of Education:

Ted Bartell, President; Polly A. Kleinberg, Vice President; Estelle Werve, Clerk; James A. Livingston, Member; and Linda Muskopf, Member; and by Administrators: Jan Boyer, Assistant Superintendent, Special Services; Eleanor Brown, Assistant Superintendent, 7–Adult Schools Division; Paul Disario, Associate Superintendent, Business Services; Pat Kobalter, Assistant Superintendent, Preschool–6 Schools Division; Diana Halpenny, General Counsel; Charley Diggs, Assistant Superintendent of Human Resources; Christine Olsen, Public Information Director; Bill Hooper, President of San Juan Administrators Association; Elaine Bonnington, Administrative Assistant to the Superintendent; and Julie Owens, Chairperson Communications Committee, San Juan Unified School District.

REASSEMBLED

At 11:03 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 292—An act to amend Section 461.46 of the Education Code, relating to school attendance.

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.

SENATE BILL NO. 265—An act to amend Section 1596.78 of, and to add Sections 1596.775 and 1597.465 to, and to repeal and add Section 1597.44 of, the Health and Safety Code, relating to day 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.

SPECIAL RECOGNITION

Assembly Member McDonald extended special recognition and commendation to the Long Beach Effective Parenting Project for their efforts to enhance the social, emotional and educational development and welfare of the children and youth of Long Beach.

RECESS

By unanimous consent, at 11:12 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 11:15 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 611 (Killea)—An act to repeal Chapter 28 (commencing with Section 17870) of Part 10 of Division 1 of Title 1 of, and Chapter 2 (commencing with Section 94100) of Part 59 of Division 10 of Title 3 of, the Education Code, to amend Sections 8855, 8856, 8857, 15430, 15431, 15432, 15433, 15436, 15438, 15438.5, 15439, 15440, 15449, 15451, 15451.5, 15452, 15459, 16310, 16429.3, 16774, 91504, 91531, 91532, and 91533 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, to 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, and Chapter 2 (commencing with Section 91550) to Title 10 of, to repeal Sections 8855.5, 8855.7, 8855.8, 8858, 15438.1, 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 repeal Section 51360 of, and to repeal Division 27 (commencing with Section 44500) of, the Health and Safety Code, and to repeal Division 16 (commencing with Section 26000) of, and Division 22 (commencing with Section 32000) of, the Public Resources Code, relating to state and local finance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—61

Ackerman	Conroy	Kaloogian	Olberg
Aguiar	Cortese	Knight	Poochigian
Alby	Cunneen	Knowles	Rainey
Alpert	Davis	Kuehl	Richter
Archie-Hudson	Ducheny	Kuykendall	Setencich
Bates	Firestone	Lee	Sher
Battin	Frusetta	Machado	Speier
Baugh	Goldsmith	Margett	Sweeney
Boland	Granlund	Mazzoni	Takasugi
Bordonaro	Hannigan	McDonald	Thompson
Bowler	Harvey	McPherson	Tucker
Brewer	Hauser	Miller	Woods
Brown	Hawkins	Morrissey	Mr. Speaker
Brulte	Hoge	Morrow	
Burton	House	Murray, Willard	
Cannella	Isenberg	Napolitano	

NOES—None

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS—STATEMENTS OF ECONOMIC INTEREST

Speaker pro Tempore Aguiar announced that Friday, March 1, 1996 is the deadline to submit Statements of Economic Interest (Form 721) to the Office of the Chief Clerk.

SENATE CONCURRENT RESOLUTION NO. 47 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Pringle was granted unanimous consent that Senate Concurrent Resolution No. 47 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

SENATE CONCURRENT RESOLUTION NO. 47 (Lockyer)—Relative to television and radio broadcasters day.

Resolution read, and presented by Assembly Member Pringle.

Members Made Coauthors of Senate Concurrent Resolution No. 47

Assembly Member Pringle was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 47 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Baugh, Boland, Burton, Cannella, Conroy, Firestone, Frusetta, Goldsmith, Granlund, Harvey, Hoge, Kaloogian, Knight, Machado, Mazzoni, McPherson, Miller, Morrissey, Morrow, Willard Murray, Napolitano, Poochigian, Pringle, Rainey, Rogan, Setencich, and Takasugi.

Request for Unanimous Consent

Assembly Member Pringle was granted unanimous consent to take up Senate Concurrent Resolution No. 47, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 47, as Amended

SENATE CONCURRENT RESOLUTION NO. 47—Relative to television and radio broadcasters day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 58 (Willard Murray)—Relative to Black History Month.

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 Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until Thursday, February 29, 1996.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Committee on Rules would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

MOTION TO ADJOURN

At 11:24 a.m., Assembly Member Burton moved that the Assembly do now adjourn.

Assembly Member Pringle seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Concurrent Resolution No. 51, Coauthors: Brown, Goldsmith, and Speier—Aye.

Senate Bill No. 611: Brown, Speier, and Tucker—Aye.

Senate Concurrent Resolution No. 47: Speier—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:24 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

FIRST READING OF ASSEMBLY BILLS

The following bills were read the first time:

(NOTE: These bills were introduced in the Assembly on February 23, 1996, pursuant to Joint Rule 54(a).)

ASSEMBLY BILL NO. 2931—Vasconcellos. An act to add and repeal Chapter 6 (commencing with Section 11759.30) to Part 1 of Division 10.5 of the Health and Safety Code, relating to drug and alcohol abuse.

ASSEMBLY BILL NO. 2932—Vasconcellos, Cortese, Figueroa, and Sher (Senators Alquist and Mello, coauthors). An act to add Section 11756.7 to the Health and Safety Code, relating to alcohol and drug programs, and making an appropriation therefor.

ASSEMBLY BILL NO. 2933—Vasconcellos. An act to amend Sections 11357 and 11358 of the Health and Safety Code, relating to marijuana.

ASSEMBLY BILL NO. 2934—House. An act to amend Section 2069 of the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 2935—Figueroa. An act to amend Section 2079.12 of the Civil Code, relating to real property transactions.

ASSEMBLY BILL NO. 2936—Cunneen. An act to amend Sections 3411, 6240, 6250, 6251, 6252, and 6253 of, and to add Section 3135 to, the Family Code, and to amend Section 868.5 of, and to repeal and add Chapter 4 (commencing with Section 277) of Title 9 of Part 1 of, the Penal Code, relating to child abduction.

ASSEMBLY BILL NO. 2937—Brulte and Olberg. An act to add Section 1006.5 to the Fish and Game Code, to add Sections 13109.5 and 42400.4 to the Health and Safety Code, to add Section 45200.5 to the Public Resources Code, and to add Section 13308.5 to the Water Code, relating to minor violations of environmental laws.

ASSEMBLY BILL NO. 2938—Bates. An act to amend Section 96.31 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2939—Brulte. An act to add Section 19827.3 to the Government Code, relating to state employees.

ASSEMBLY BILL NO. 2940—Brulte. An act to add Sections 1001.6 and 1001.7 to the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 2941—Bordonaro. An act to amend Section 12320 of the Government Code, relating to the Treasurer.

ASSEMBLY BILL NO. 2942—McPherson and Ducheny (Senator O'Connell, coauthor). An act to amend Section 84207 of, to add Article 12 (commencing with Section 32420) to Chapter 3 of Part 19 of, and to repeal Article 4 (commencing with Section 41760.2) of Chapter 5 of Part 24 of, the Education Code, relating to education.

ASSEMBLY BILL NO. 2943—Escutia. An act to add Section 24507 to the Health and Safety Code, relating to child day care facilities.

ASSEMBLY BILL NO. 2944—Poochigian (Principal Senate coauthor: Costa) and Harvey. An act to amend Section 6358 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2945—Vasconcellos. An act to add Chapter 4.5 (commencing with Section 124240) to Part 2 of Division 106 of the Health and Safety Code, relating to parenting education.

ASSEMBLY BILL NO. 2946—Vasconcellos. An act relating to alcohol and drug treatment for prisoners, and making an appropriation therefor.

ASSEMBLY BILL NO. 2947—Vasconcellos. An act relating to the Department of Corrections, and making an appropriation therefor.

ASSEMBLY BILL NO. 2948—Harvey. An act to add Section 58889.5 to the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2949—Harvey. An act to amend Sections 44010 and 87010 of the Education Code, to amend Section 51032 of the Government Code, to amend Sections 266a, 266e, 647, 647f, 647.1, 653.22, 784, 1001.10, and 1202.6 of the Penal Code, and to amend Section 22659.5 of the Vehicle Code, relating to prostitution.

ASSEMBLY BILL NO. 2950—Speier. An act to add Section 17052.10 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2951—Hannigan and Brown (Senators Johannessen and Thompson, coauthors). An act to add Chapter 2.96 (commencing with Section 7286.57) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2952—Bordonaro. An act to add Section 50896.5 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 2953—Villaraigosa. An act to amend Sections 26820.6 and 72055 of the Government Code, relating to dispute resolution.

ASSEMBLY BILL NO. 2954—Knight. An act to add Section 18935.5 to the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 2955—Knight. An act to amend Sections 18731 and 18734 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2956—Cunneen. An act to amend Section 671.5 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 2957—Speier. An act to add Article 3.5 (commencing with Section 9885) to Chapter 20.3 of Division 3 of the Business and Professions Code, relating to automotive repair.

ASSEMBLY BILL NO. 2958—Harvey. An act to amend Sections 7028 and 7028.9 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 2959—Baugh. An act to add Title 17 (commencing with Section 3269) to Part 4 of Division 3 of the Civil Code, relating to liability.

ASSEMBLY BILL NO. 2960—Firestone. An act to amend Sections 94986 and 94990 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2961—Firestone. An act relating to postsecondary education.

ASSEMBLY BILL NO. 2962—Firestone. An act to amend Sections 11011.5 and 14670 of the Government Code, relating to state property.

ASSEMBLY BILL NO. 2963—Firestone. An act to amend Sections 1601, 1603, and 2090 of the Fish and Game Code, to amend Section 66632.2 of the Government Code, to amend Sections 5024, 5024.5, and 30600 of, and to add Section 21080.33 to, the Public Resources Code, and to amend Section 13260 of the Water Code, relating to environmental quality.

ASSEMBLY BILL NO. 2964—Firestone. An act to amend Section 39005 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2965—Firestone. An act to add Section 25299.51.1 to the Health and Safety Code, relating to underground storage tanks, and making an appropriation therefor.

ASSEMBLY BILL NO. 2966—Brulte. An act to amend Section 1167.2 of the Code of Civil Procedure, relating to unlawful detainer.

ASSEMBLY BILL NO. 2967—Brulte. An act to add Section 1946.1 to the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 2968—Brulte. An act to amend Section 836 of the Penal Code, relating to peace officers.

ASSEMBLY BILL NO. 2969—Olberg. An act to amend Section 831.7 of the Government Code, relating to liability.

ASSEMBLY BILL NO. 2970—Olberg. An act to amend Section 3479 of the Civil Code, and to amend Section 1161 of the Code of Civil Procedure, relating to nuisance.

ASSEMBLY BILL NO. 2971—Olberg. An act to add Section 15.4 to the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), relating to water.

ASSEMBLY BILL NO. 2972—Olberg. An act to add Article 10.5 (commencing with Section 41860) to Chapter 5 of Part 24 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2973—Olberg. An act to amend Sections 1010 and 1011 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 2974—Olberg. An act to add Section 29550.5 to the Government Code, and to add Article 6.6 (commencing with Section 4780) to Chapter 1 of Division 3 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2975—Granlund. An act to add Section 5104 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2976—Gallegos. An act to amend Sections 1420, 1424, 1428, and 1428.1 of the Health and Safety Code, relating to long-term health care facilities.

ASSEMBLY BILL NO. 2977—Escutia. An act to add Chapter 4.6 (commencing with Section 6015) to Title 7 of Part 3 of the Penal Code, relating to correctional personnel.

ASSEMBLY BILL NO. 2978—Escutia. An act to add Chapter 7.9 (commencing with Section 8699) to Division 1 of Title 2 of the Government Code, and to add Sections 17053.47 and 23647 to the Revenue and Taxation Code, relating to community development, and making an appropriation therefor.

ASSEMBLY BILL NO. 2979—Speier. An act to add Section 1118 to the Unemployment Insurance Code, relating to unemployment compensation.

ASSEMBLY BILL NO. 2980—Speier. An act to amend Section 56245 of the Education Code, relating to schools.

ASSEMBLY BILL NO. 2981—Brewer. An act to add Section 40717.2 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2982—Cortese. An act to amend Sections 16367.5 and 16367.6 of, and to repeal Sections 16367.55, 16367.61, 16367.65, 16367.7, and 16367.9 of the Government Code, relating to block grants, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2983—Thompson. An act to add Chapter 3 (commencing with Section 300) to Part 1 of the Education Code, relating to education.

ASSEMBLY BILL NO. 2984—Margett. An act to add Article 2.5 (commencing with Section 123455) to Chapter 2 of Part 2 of Division 106 of the Health and Safety Code, relating to abortion.

ASSEMBLY BILL NO. 2985—Woods. An act to add Section 11462.06 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 2986—Woods. An act to amend Section 3543.2 of the Government Code, relating to school employees.

ASSEMBLY BILL NO. 2987—Katz. An act to repeal Article 4.5 (commencing with Section 49460) of Chapter 9 of Division 4 of Title 2 of the Education Code, to amend Sections 104370, 104375, 104380, 104420, 104450, 104455, 104465, 104485, 104510, and 104515 of, to amend, renumber, and add Section 104530 of, to add Section 104530.2 to, and to repeal Section 104460 of, the Health and Safety Code, to amend Section 43 of Chapter 278 of the Statutes of 1991, and to repeal Section 58 of Chapter 195 of the Statutes of 1994, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2988—Bowen. An act to amend Section 12100.5, 12101, and 12120 of the Public Contract Code, relating to information technology.

ASSEMBLY BILL NO. 2989—Bowen. An act to amend Sections 10242.5, 11125, and 14755 of, to add Sections 6256.5 and 54963 to, and to add Chapter 1.5 (commencing with Section 8005) to Division 1 of Title 2 of, the Government Code, relating to records.

ASSEMBLY BILL NO. 2990—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 Alternative Protest Bid Pilot Project.

ASSEMBLY BILL NO. 2991—Bowen. An act relating to aid to families with dependent children.

ASSEMBLY BILL NO. 2992—Napolitano. An act relating to taxation.

ASSEMBLY BILL NO. 2993—Kuykendall. An act to amend Section 830 of the Government Code, relating to liability.

ASSEMBLY BILL NO. 2994—Kuykendall. An act to amend Section 798.17 of the Civil Code, relating to mobilehomes.

ASSEMBLY BILL NO. 2995—Kuykendall. An act to repeal and add Sections 130052 and 130052.3 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 2996—Hannigan. An act to amend Sections 202, 725.5, 727, 727.1, and 730 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2997—Bustamante (Senator Costa, coauthor). An act to amend and supplement the Budget Act of 1995 (Chapter 303 of the Statutes of 1995) by adding Item 3790-102-722 to Section 2.00 thereof, relating to recreational facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 2998—Richter. An act to add Section 21339 to the Government Code, relating to public employees.

ASSEMBLY BILL NO. 2999—Napolitano. An act relating to energy resources, and making an appropriation therefor.

ASSEMBLY BILL NO. 3000—Granlund. An act to amend Section 4528 of the Revenue and Taxation code, relating to taxation.

ASSEMBLY BILL NO. 3001—Napolitano. An act to amend Sections 1561 and 1562 of the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 3002—Granlund. An act to amend Sections 7110, 7113.5, and 7114 of the Government Code, and to amend Sections 17053.46 and 23646 of the Revenue and Taxation Code, relating to local government planning.

ASSEMBLY BILL NO. 3003—Pringle. An act to amend Sections 11110 and 12507.1 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3004—Hoge. An act relating to redevelopment, and making an appropriation therefor.

ASSEMBLY BILL NO. 3005—Speier. An act to add Section 1367.64 to the Health and Safety Code, and to add Sections 10123.175 and 11512.153 to the Insurance Code, relating to health care.

ASSEMBLY BILL NO. 3006—Machado. An act to amend Section 21100 of the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3007—Brewer. An act to amend Sections 1502, 1566.3, 1568.0831, and 1569.85 of, and to add Section 1520.6 to, the Health and Safety Code, and to amend Section 5116 of the Welfare and Institutions Code, relating to care facilities.

ASSEMBLY BILL NO. 3008—Kaloogian. An act to amend and renumber Section 24425 of the Health and Safety Code, relating to industrial containers, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3009—Kaloogian. An act to amend Section 1298.7 of the Code of Civil Procedure, relating to arbitration.

ASSEMBLY BILL NO. 3010—Kaloogian. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3011—Kaloogian. An act to amend Sections 9351, 9356.15, 9357, 9357.01, and 9357.05 of the Government Code, relating to the Legislators' Retirement System.

ASSEMBLY BILL NO. 3012—Kuykendall. An act to amend Sections 400 and 1336 of, to add Chapter 9 (commencing with Section 1000) to Division 1 of, to repeal Sections 601, 1352, 1353, 1354, 1355, 1355.1, 1356, 1357, 1358, 1359, 1360, 1360.1, 1361, 1362, 1363, 1363.1, 1364, 1365, 1366, 1369, 1371, 1372, 1903, 1904, and 1905 of, and to repeal and add Section 1902 of, the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 3013—Alby. An act to add Section 2056.1 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3014—Caldera and Cunneen. An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, expansion, development, restoration, and increased utilization of parks and recreational facilities in urban areas, 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.

ASSEMBLY BILL NO. 3015—Hawkins. An act to amend Section 1365.5 of the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 3016—Baca. An act to amend Section 19630 of the Welfare and Institutions Code, relating to state employees.

ASSEMBLY BILL NO. 3017—Hoge. An act to add Division 3.3 (commencing with Section 700) to Title 1 of the Government Code, relating to English as the common language of the state.

ASSEMBLY BILL NO. 3018—Hawkins. An act to amend Section 1950.5 of the Civil Code, relating to security deposits.

ASSEMBLY BILL NO. 3019—Bowler. An act to amend Section 14529 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 3020—Bowler. An act to amend Section 1793.23 of the Civil Code, to amend Section 11474 of the Health and Safety Code, to amend Section 20291 of the Public Contract Code, to amend Section 92.3 of the Streets and Highways Code, and to amend Sections 22, 23, 24, 9953, 11713.6, 21058, and 35550 of, and to add Section 21655.11 to, the Vehicle Code, relating to transportation.

ASSEMBLY BILL NO. 3021—Napolitano. An act to amend Section 538d of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 3022—Sher. An act to add Section 41904 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3023—Sher. An act to amend Section 71000 of, and to add Part 4 (commencing with Section 71100) to Division 34 of, the Public Resources Code, relating to environmental protection.

ASSEMBLY BILL NO. 3024—Sher. An act to repeal Chapter 1.5 (commencing with Section 65025) of Division 1 of Title 7 of the Government Code, relating to the Office of Planning and Research.

ASSEMBLY BILL NO. 3025—Hawkins. An act to amend and repeal Section 33413 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 3026—Bates. An act to add Chapter 13 (commencing with Section 19894) to Part 3 of Division 13 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3027—Rogan and McPherson. An act to amend Sections 85102, 85301, 85302, 85303, and 85304 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3028—Baca. An act to add Section 14053.3 to the Government Code, relating to highways.

ASSEMBLY BILL NO. 3029—Harvey. An act to amend Section 61373 of the Food and Agricultural Code, relating to dairy products.

ASSEMBLY BILL NO. 3030—Speier. An act to add Article 15 (commencing with Section 18860) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3031—Baca. An act to amend Section 76300 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3032—Burton. An act to amend Sections 22111 and 24600 of, to add Section 22119.2 to, and to repeal Sections 22114, 23807, and 24008 of, the Education Code, relating to school employees.

ASSEMBLY BILL NO. 3033—Baca. An act to amend Section 1808 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3034—Thompson. An act to add Part 9 (commencing with Section 560) to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to water, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3035—Thompson. An act to amend Section 125105 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 3036—Mazzoni. An act to amend Sections 1394, 2819, 2820, 13323, 13330, and 13331 of, to add Chapter 4 (commencing with Section 1120) to Part 1 of Division 2 of, to repeal Sections 1055.1, 1411, 1412, 1413, 1414, 1415, 1676, 1677, 1705.5, 1730, 13324, and 13325 of, and to repeal Article 2.5 (commencing with Section 1357) of, and Article 3 (commencing with Section 1360) of, Chapter 5 of, and Article 4 (commencing with Section 1615) of Chapter 9 of, and Article 3 (commencing with Section 1840) of Chapter 12 of, Part 2 of Division 2 of, the Water Code, relating to water.

ASSEMBLY BILL NO. 3037—Cannella. An act to amend Section 6404.5 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 3038—Cannella. An act to add Section 63903 to the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 3039—Pringle. An act to repeal and add Section 45023 of, and to repeal Section 45028 of, the Education Code, and to amend Section 3543.2 of the Government Code, relating to certificated employees.

ASSEMBLY BILL NO. 3040—Gallegos. An act to add Section 14450.1 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3041—Takasugi. An act to amend Section 12325 of the Government Code, relating to the Treasurer.

ASSEMBLY BILL NO. 3042—Takasugi. An act to add Section 11165 to the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 3043—Takasugi. An act to add Section 1530.85 to the Health and Safety Code, and to amend Sections 11462, 11462.01, and 11467 of, and to add Section 11466.8 to, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3044—Olberg. An act relating to environmental protection.

ASSEMBLY BILL NO. 3045—Olberg. An act to add Section 21080.31 to the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3046—Olberg. An act to amend Section 40714.5 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3047—Olberg. An act to add Section 42301.13 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3048—Olberg. An act to amend Sections 40716, 40717.5, 40914, 40916, 40918, 40919, 40920, 40924, 40925, 40925.5., and 44241 of, and to repeal Sections 40457, 40717.1, and 44246 of, the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3049—Olberg. An act to amend Sections 21002.1, 21060.5, 21064.5, 21080, 21080.1, 21082.2, 21083.5, 21100, 21150, 21151, 21154, 21157, 21167, 21167.1, and 21168 of, to amend the heading of Chapter 3 (commencing with Section 21100) of, and to amend and renumber the heading of Chapter 4.5 (commencing with section 21156) of, Division 13 of, to add Sections 21070 and 21178 to, and to repeal Sections 21092.5 and 21168.5 of, and to repeal the heading of Chapter 4 (commencing with Section 21150) of Division 13 of, the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3050—Hawkins. An act to amend Section 730.7 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 3051—Boland. An act to amend Section 208 of the Penal Code, relating to kidnapping.

ASSEMBLY BILL NO. 3052—Brulte. An act to amend Section 19183 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3053—Brulte. An act to add Sections 66007.1 and 66007.2 to the Government Code, relating to development.

ASSEMBLY BILL NO. 3054—House. An act relating to employment.

ASSEMBLY BILL NO. 3055—Baugh. An act to add Section 3333.5 to the Civil Code, relating to employees.

ASSEMBLY BILL NO. 3056—Hawkins. An act to add Section 1361.5 to the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 3057—Hauser. An act to amend Section 6702 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3058—Hauser. An act to amend Section 8399 of, to add Section 8399.3 to, and to add and repeal Article 9.7 (commencing with Section 8420) of Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3059—Gallegos. An act to add Section 124115 to the Health and Safety Code, relating to child health.

ASSEMBLY BILL NO. 3060—Lee, Bates, Brown, and Conroy (Senators Ayala and Mello, coauthors). An act to add Chapter 5.7 (commencing with Section 8400) to Division 1 of Title 2 of the Government Code, relating to financing a loan program for military base reuse 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.

ASSEMBLY BILL NO. 3061—Weggeland. An act to amend Sections 403, 25116, 25117, and 31125 of, and to add Sections 31105, 31106, and 31107 to, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 3062—Friedman. An act to amend Sections 1506 and 1529.2 of the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 3063—Knight. An act to add Section 67601 to, and to repeal and add Section 67600 of, the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3064—Hawkins. An act to amend Sections 13510 and 13525 of the Penal Code, relating to peace officers, and making an appropriation therefor.

ASSEMBLY BILL NO. 3065—Richter. An act to amend Section 2105 of the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 3066—Frusetta. An act to amend Section 17537.2 of, to repeal Section 17538.8 of, and to repeal Article 2.6 (commencing with Section 17550) and Article 2.7 (commencing with Section 17550.35) of Chapter 1 of Part 3 of Division 7 of, the Business and Professions Code, and to repeal Sections 3.5, 4, and 4.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

ASSEMBLY BILL NO. 3067—Frusetta. An act to add Section 706.6 to the Welfare and Institutions Code, relating to juvenile court proceedings.

ASSEMBLY BILL NO. 3068—Frusetta. An act to amend Section 1720 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3069—Hawkins. An act to add Section 10003 to the Welfare and Institution Code, relating to social services.

ASSEMBLY BILL NO. 3070—Granlund. An act to amend Section 25210.3 of the Government Code, relating to county service areas.

ASSEMBLY BILL NO. 3071—Granlund. An act to amend Section 1281.6 of the Code of Civil Procedure, and to amend Section 1363.1 of the Health and Safety Code, relating to arbitration.

ASSEMBLY BILL NO. 3072—Granlund. An act to add Section 1793.27 to the Civil Code, and to add Section 11713.7 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3073—Granlund. An act to amend Sections 4980.43 and 4980.80 of the Business and Professions Code, relating to marriage, family, and child counselors, and making an appropriation therefor.

ASSEMBLY BILL NO. 3074—Boland. An act to add Section 727.6 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3075—Baldwin. An act to amend Section 44259 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 3076—Baldwin. An act to add Sections 17052.26 and 23626 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3077—Baldwin. An act to amend Section 1983.5 of the Education Code, relating to county community schools.

ASSEMBLY BILL NO. 3078—Baldwin. An act to add Section 1726 to the Civil Code, relating to crime.

ASSEMBLY BILL NO. 3079—Baldwin. An act to add Section 610 to the Code of Civil Procedure, relating to jury instructions.

ASSEMBLY BILL NO. 3080—Hoge. An act to amend Section 12804 of the Government Code, to amend Sections 13073, 13100, 13101, 13102, 13103, 13104.5, 13105, 13107, 13108, 13109, 13110, 13113, 13114, 13115, 13120, 13121, 13122, 13124, 13127, 13128, 13129, 13140, 13142.6, 13143, 13143.8, 13144.1, 13146.3, 13158, and 25197.2 of, and to repeal Section 13111.2 of, the Health and Safety Code, to amend Section 13510.5 of the Penal Code, and to add Section 702 to the Public Resources Code, relating to fire protection.

ASSEMBLY BILL NO. 3081—Olberg. An act to add Part 11.1 (commencing with Section 15870) to Division 3 of Title 2 of the Government Code, relating to real property.

ASSEMBLY BILL NO. 3082—Olberg. An act to amend Section 4526 of the Public Resources Code, relating to forest practices.

ASSEMBLY BILL NO. 3083—Olberg. An act to amend Section 2773.1 of the Public Resources Code, relating to surface mining.

ASSEMBLY BILL NO. 3084—Olberg. An act to amend Section 1606 of the Fish and Game Code, relating to forest resources.

ASSEMBLY BILL NO. 3085—Olberg. An act to amend Sections 4572, 4573, and 4574 of, and to add Section 4576.1 to, the Public Resources Code, relating to forest resources.

ASSEMBLY BILL NO. 3086—Olberg. An act to add Section 51230 to the Education Code, relating to education.

ASSEMBLY BILL NO. 3087—House. An act to add Section 2753 to the Labor Code, relating to independent contractors.

ASSEMBLY BILL NO. 3088—Machado. An act to amend Section 366.21 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3089—House. An act to add Article 7 (commencing with Section 4920) to Chapter 11 of Division 2 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

ASSEMBLY BILL NO. 3090—Machado. An act to amend Sections 19549 and 19549.1 of the Business and Professions Code, and to amend Section 4058 of the Food and Agricultural Code, relating to horseracing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3091—House. An act to amend Section 19356.6 of the Welfare and Institutions Code, relating to the developmentally disabled, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3092—Gallegos. An act to amend Sections 13109 and 13117 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3093—Villaraigosa. An act to amend Section 1170 of the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 3094—Kuehl. An act to add Section 14500.7 to the Welfare and Institutions Code, relating to family planning.

ASSEMBLY BILL NO. 3095—Villaraigosa. An act to add Section 42008.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3096—Campbell. An act to amend Section 104420 of the Health and Safety Code, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3097—Campbell. An act to add Section 6516.4 to the Government Code, relating to public health.

ASSEMBLY BILL NO. 3098—Campbell. An act to amend Sections 1000.5, 1001.9, 1001.33, 1001.55, 1001.75, 13203, and 13300, relating to diversion.

ASSEMBLY BILL NO. 3099—Campbell. An act to add Article 9 (commencing with Section 87860) to Chapter 3 of Part 51 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 3100—Machado. An act to add Section 10102.5 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 3101—Isenberg (Principal coauthor: Knowles) (Principal Senate coauthors: Killea and Kopp) Davis, Ducheny, Goldsmith, and Morrow. An act to amend Section 5913 of, and to add a heading of Article 1 (commencing with Section 5910) to, and to add Article 2 (commencing with Section 5914) to, Chapter 9 of Part 2 of Division 2 of, the Corporations Code, relating to public benefit corporations.

ASSEMBLY BILL NO. 3102—Campbell. An act to add Article 7 (commencing with Section 52780) to Chapter 11 of Part 28 of the Education Code, relating to school districts, and making an appropriation therefor.

ASSEMBLY BILL NO. 3103—Bowler. An act to amend Sections 21665 and 25755 of the Business and Professions Code, to amend Section 90520 of the Education Code, to amend Section 6240 of the Family Code, to amend Section 3332 of the Food and Agricultural Code, to amend Sections 8549.11, 8574.21, 8597, 8598, 9110, 12304, 14600, 14613.5, 14613.7, 14615, 14617, 14685, 20045, 20390, 20401, 22013.2, 68097, 68097.1, 68097.5, 68097.6, 68097.7, 68097.9, and 68097.10 of, to repeal and add and repeal Section 14613 of, and to repeal Sections 14613.05, 14613.06, 14613.1, 14613.2, 14613.3, 14613.4, and 16404.5 of, the Government Code, to amend Section 3212.3 of the Labor Code, to amend Sections 76, 409.5, 409.6, 626.8, 626.85, 653g, 830.2, 830.4, 12028.5, 12280, 12361, 12368, 12369, 13510.5, 13518, and 13700 of the Penal Code, to amend Sections 6776, 6777, 19232, and 19233 of the Revenue and Taxation Code, to amend Sections 1785 and 1786 of the Unemployment Insurance Code, and to amend Sections 2268, 2400, 21113, 22659, 22855, 40200.3, 40200.4, and 40200.5 of, and to add Sections 2250.1 and 2428 to, the Vehicle Code, relating to law enforcement.

ASSEMBLY BILL NO. 3104—Bowler. An act to amend Sections 20045, 20390, and 20401 of, and to add and repeal Section 11015.5 of, the Government Code, to amend Section 4800.5 of the Labor Code, to amend Section 830.2 of the Penal Code, and to amend Section 2268 of the Vehicle Code, relating to peace officers.

ASSEMBLY BILL NO. 3105—Hoge. An act to amend Sections 19605, 19605.1, 19605.2, 19605.4, and 19605.6 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3106—Hoge. An act to amend Section 19613 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3107—Hoge. An act to amend Section 19668 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3108—Cortese. An act to amend Section 488 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3109—Margett. An act to amend Section 1209 of the Business and Professions Code, relating to clinical laboratories.

ASSEMBLY BILL NO. 3110—Margett. An act to amend Section 12020 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 3111—Margett. An act to amend Section 3509 of the Business and Professions Code, relating to physician assistants.

ASSEMBLY BILL NO. 3112—Goldsmith. An act to amend Section 1502 of, and to add Article 2.6 (commencing with Section 1528) to Chapter 3 of Division 2 of, the Health and Safety Code, to amend Section 11402 of, and to add Section 725.6 to, the Welfare and Institutions Code, relating to structured programs for youths, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3113—Goldsmith. An act to amend Section 437c of the Code of Civil Procedure, relating to summary judgment.

ASSEMBLY BILL NO. 3114—Goldsmith. An act to add Section 731.1 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3115—Gallegos. An act to amend Section 22340 of the Financial Code, relating to loans.

ASSEMBLY BILL NO. 3116—Brulte. An act to add Title 4.95 (commencing with Section 4498) to, and to add Chapter 19 (commencing with Section 7480) to Title 7 of, Part 3 of the Penal Code, relating to financing the construction of state and local correctional facilities by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3117—Brulte. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3118—Kuykendall. An act to amend Sections 16583 and 16585 of, and to amend, renumber, and add Section 16584 of, the Government Code, relating to state funds.

ASSEMBLY BILL NO. 3119—Kuykendall. An act to amend Section 48209.1 of the Education Code, relating to school districts.

ASSEMBLY BILL NO. 3120—Ducheny. An act to add Section 50710.05 to the Health and Safety Code, relating to farmworker housing.

ASSEMBLY BILL NO. 3121—Hawkins. An act to amend Section 1954.53 of the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3122—Ducheny. An act to add Chapter 3.7 (commencing with Section 50540) to Part 2 of Division 31 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

ASSEMBLY BILL NO. 3123—McDonald. An act to add Article 15.5 (commencing with Section 51885) to Chapter 5 of Part 28 of the Education Code, relating to education technology.

ASSEMBLY BILL NO. 3124—McDonald. An act to add Article 9 (commencing with Section 52490) to Chapter 9 of Part 28 of the Education Code, relating to vocational education.

ASSEMBLY BILL NO. 3125—Hawkins. An act to add Section 50461 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3126—McDonald. An act to add Part 29.5 (commencing with Section 55000) to the Education Code, relating to urban school districts.

ASSEMBLY BILL NO. 3127—Brewer. An act to add Part 18.7 (commencing with Section 39000) to Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3128—Boland. An act to add Section 1714.35 to the Civil Code, relating to civil liability.

ASSEMBLY BILL NO. 3129—Lee. An act to add Article 7 (commencing with Section 33493.1) to Chapter 4.5 of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 3130—Boland. An act to amend Sections 6600, 6601, and 6602 of the Welfare and Institutions Code, relating to sexually violent predators.

ASSEMBLY BILL NO. 3131—Lee and Bates. An act to add Sections 17958.10 and 17958.12 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3132—Firestone and Figueroa. An act to add Section 66606.2 to the Education Code, to amend Section 11000 of the Government Code, and to amend Sections 10701, 10702, and 10705 of the Public Contract Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3133—Firestone. An act to amend Section 69761.5 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3134—Firestone. An act to amend Sections 6309 and 6614 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 3135—Baugh. An act to amend Section 998 of the Code of Civil Procedure, relating to civil actions.

ASSEMBLY BILL NO. 3136—Miller. An act to amend Section 12072 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 3137—Miller. An act to amend Section 705 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3138—Miller and Aguiar. An act to amend Section 14301 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3139—Brown, Gallegos, Mazzoni, and McDonald. An act to add Sections 1371.9 and 1371.95 to the Health and Safety Code, and to add Sections 10133.9, 10133.95, 11512.197, and 11512.198 to the Insurance Code, relating to health coverage.

ASSEMBLY BILL NO. 3140—Bordonaro. An act to add Section 11000.1 to the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3141—Gallegos. An act to amend Section 1316.5 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3142—Granlund. An act to amend Section 10198.6 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3143—Granlund. An act to amend Section 742.31 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3144—Granlund. An act to amend Section 25611.2 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 3145—Granlund. An act to add Section 27515 to the Government Code, relating to coroner's inquests.

ASSEMBLY BILL NO. 3146—Brewer. An act to amend Section 11346.2 of the Government Code, relating to administrative regulations.

ASSEMBLY BILL NO. 3147—Margett. An act to add Section 19596.3 to the Business and Professions Code, relating to horseracing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3148—Ducheny. An act to amend Section 26857.5 of the Government Code, relating to fees.

ASSEMBLY BILL NO. 3149—Bordonaro. An act to repeal Section 17562 of the Government Code, relating to state-mandated local programs.

ASSEMBLY BILL NO. 3150—Olberg. An act to add Sections 2081.1 and 2081.2 to the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

ASSEMBLY BILL NO. 3151—Olberg. An act to amend Sections 2081, 2084, and 2085 of the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

ASSEMBLY BILL NO. 3152—Martinez. An act to repeal and add Section 2881.2 of the Public Utilities Code, relating to telecommunications.

ASSEMBLY BILL NO. 3153—Martinez. An act to amend Section 1758 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3154—Martinez. An act to amend Section 709 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3155—Martinez. An act to add Chapter 4.5 (commencing with Section 900) to Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3156—Martinez. An act to add Section 130051.20 to the Public Utilities Code, relating to law enforcement, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3157—Martinez. An act to amend Sections 1808.4, 22507.5, 22651, 22651.7, 22850.5, 40202, 40207, and 40209 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3158—Olberg. An act to add Section 57005.5 to the Health and Safety Code, relating to environmental protection.

ASSEMBLY BILL NO. 3159—Olberg. An act to amend Section 21167 of the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3160—Olberg. An act to amend Sections 25249.7 and 25249.13 of the Health and Safety Code, relating to toxic chemicals.

ASSEMBLY BILL NO. 3161—Hannigan. An act to add Chapter 2.93 (commencing with Section 7286.52) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3162—Burton (Principal Senate coauthor: Leonard) Alpert, Brewer, and McPherson. An act to add and repeal Sections 6356.5, 17053.29, 17053.30, 23629, and 23630 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3163—Campbell. An act to add Section 51220.3 to, and to add Article 8 (commencing with Section 66085) to Chapter 2 of Part 40 of, the Education Code, relating to the Direct Democracy Act.

ASSEMBLY BILL NO. 3164—Campbell. An act to repeal Chapter 3 (commencing with Section 5500) and Chapter 3.5 (commencing with Section 5615) of, and to add Chapter 3 (commencing with Section 5600) to, Division 3 of the Business and Professions Code, relating to professions and vocations.

ASSEMBLY BILL NO. 3165—Martinez. An act to amend Sections 15032.5, 15043, and 15046 of the Unemployment Insurance Code, relating to job training.

ASSEMBLY BILL NO. 3166—Martinez. An act to add Chapter 2.3 (commencing with Section 6130) to Division 7 of Title 1 of the Government Code, relating to private residences.

ASSEMBLY BILL NO. 3167—Martinez. An act to amend Section 598b of the Penal Code, relating to animals.

ASSEMBLY BILL NO. 3168—Martinez. An act relating to Los Angeles County.

ASSEMBLY BILL NO. 3169—Martinez. An act to amend Section 50081 of the Government Code, relating to local agencies.

ASSEMBLY BILL NO. 3170—Martinez. An act to repeal Section 499b of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 3171—Martinez. An act to amend Section 2191 of the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3172—Martinez. An act to amend Sections 4512 and 4710.8 of the Welfare and Institutions Code, relating to developmental disabilities.

ASSEMBLY BILL NO. 3173—Katz. An act to add Part 5.6 (commencing with Section 14980) to Division 3 of Title 2 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 3174—Brulte. An act to amend Sections 65995 and 65996 of the Government Code, relating to development.

ASSEMBLY BILL NO. 3175—Brulte. An act to amend Sections 15102 and 15106 of the Education Code, and to amend Section 53080 of the Government Code, relating to school facilities.

ASSEMBLY BILL NO. 3176—Brulte. An act to add Section 17701.5 to the Education Code, relating to schools.

ASSEMBLY BILL NO. 3177—Tucker (Senators Beverly, Calderon, and Dills, coauthors). An act to amend Sections 17052.15, 17053.10, 17053.17, 23612.6, 23623.5 and 23625 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3178—Brown. An act to add Section 4006 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3179—Brown. An act to amend Section 19605.7 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3180—Pringle. An act to add Part 26.5 (commencing with Section 47000) to the Education Code, relating to opportunity scholarships.

ASSEMBLY BILL NO. 3181—Isenberg (Principal Senate coauthor: Kopp) Bates, Cortese, Cunneen, Davis, Friedman, Hawkins, Mazzoni, Rainey, Sher, Speier, and Thompson (Senators Leonard and Watson, coauthors). An act to repeal Section 19445 of, and to repeal and add Chapter 5 (commencing with Section 19800) of Division 8 of, the Business and Professions Code, to add Section 1822.60 to the Code of Civil Procedure, to amend Sections 12012 and 15001 of, and to add Sections 15001.1 and 15001.2 to, the Government Code, and to amend Sections 186.9 and 14161 of, and to add Section 337j to, the Penal Code, relating to gambling.

ASSEMBLY BILL NO. 3182—Isenberg (Principal Senate coauthor: Kopp) Bates, Cortese, Friedman, Rainey, and Speier (Senator Ayala, coauthor). An act to add Chapter 5.3 (commencing with Section 18950) to Division 8 of the Business and Professions Code, relating to gambling.

ASSEMBLY BILL NO. 3183—Isenberg (Principal Senate coauthor: Kopp) Bates, Cortese, Cunneen, Davis, Friedman, Rainey, Speier, and Thompson (Senators Ayala, Leonard, and Solis, coauthors). An act to amend Section 14161 of the Penal Code, relating to gaming.

ASSEMBLY BILL NO. 3184—Cortese. An act to add Section 1277.5 and 16001.5 to the Health and Safety Code, relating to public safety.

ASSEMBLY BILL NO. 3185—Martinez. An act to amend Section 1253.3 of the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

ASSEMBLY BILL NO. 3186—Martinez. An act relating to AIDS.

ASSEMBLY BILL NO. 3187—Martinez. An act to add Section 6363.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3188—House. An act to amend Section 2910 of the Business and Professions Code, and to amend Sections 49422 and 56320 of the Education Code, relating to psychology, and making an appropriation therefor.

ASSEMBLY BILL NO. 3189—Baugh. An act to add Section 53853.5 to the Government Code, relating to local government finance.

ASSEMBLY BILL NO. 3190—Friedman. An act to amend Sections 30111 and 30462 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3191—Knox. An act relating to employment.

ASSEMBLY BILL NO. 3192—Escutia. An act to add Section 86210 to the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3193—Vasconcellos. An act to add Section 6148.5 to the Business and Professions Code, relating to attorney's fees.

ASSEMBLY BILL NO. 3194—Vasconcellos. An act to add Section 17502 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3195—Vasconcellos. An act to amend Section 5913 of the Corporations Code, and to add Section 12588.1 to the Government Code, relating to hospitals.

ASSEMBLY BILL NO. 3196—Vasconcellos. An act to add Section 5605 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3197—Vasconcellos. An act to add Section 19507 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 3198—Rainey. An act to amend Sections 25110.10 and 25121.3 of, and to add Section 25163.5 to, the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 3199—Harvey. An act to amend Section 14087.31 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3200—Granlund. An act to amend Section 11165.13 of the Penal Code, and to amend Section 300 of the Welfare and Institutions Code, relating to children.

ASSEMBLY BILL NO. 3201—Escutia. An act to amend Section 181 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 3202—Escutia. An act to add Section 2192 to the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 3203—Knox. An act to add Sections 45118 and 88017.5 to the Education Code, relating to classified employees.

ASSEMBLY BILL NO. 3204—Knox. An act to amend Section 2892 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3205—Hoge. An act to amend Sections 19611, 19612, and 19614 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3206—Escutia. An act to amend Section 25200 of the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 3207—Escutia. An act to amend Sections 8650 and 8651 of the Education Code, relating to bilingual education.

ASSEMBLY BILL NO. 3208—Escutia. An act to amend Sections 1189.5, 1189.90, 123560, and 124425 of, and to add Section 123615 to, the Health and Safety Code, relating to perinatal care, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3209—Escutia. An act to add Section 15001.5 to the Unemployment Insurance Code, relating to job training and placement services.

ASSEMBLY BILL NO. 3210—House. An act relating to school facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 3211—Morrow. An act to add Section 29550.4 to the Government Code, relating to booking fees.

ASSEMBLY BILL NO. 3212—Caldera. An act to amend Sections 19604, 23182, and 23186 of, and to add Section 19606 to, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3213—Baugh. An act to add Section 11654.5 to the Insurance Code, relating to workers' compensation insurance.

ASSEMBLY BILL NO. 3214—Machado. An act to amend Section 12419.10 of the Government Code, relating to records.

ASSEMBLY BILL NO. 3215—Hawkins. An act to amend Sections 273a and 273d of, and to add Section 1203.068 to, the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 3216—Brulte. An act to add Section 3333.15 to the Civil Code, relating to negligence.

ASSEMBLY BILL NO. 3217—Brown. An act to amend Section 51225.3 of the Education Code, relating to pupils.

ASSEMBLY BILL NO. 3218—Brown. An act to add Part 2.5 (commencing with Section 11850) to Division 10.5 of the Health and Safety Code, relating to alcohol and drug treatment.

ASSEMBLY BILL NO. 3219—Brown. An act to add Sections 17096, 17141.5, 17148, 17267, and 17267.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3220—Archie-Hudson. An act to amend Section 4101 of the Food and Agricultural Code, relating to agricultural districts.

ASSEMBLY BILL NO. 3221—Gallegos. An act to amend Section 22135 of, and to repeal and add Sections 22508 and 22509 of, the Education Code, relating to school employees.

ASSEMBLY BILL NO. 3222—Brown. An act to amend Section 653g of the Penal Code, relating to loitering.

ASSEMBLY BILL NO. 3223—Brown. An act to amend Section 48209.11 of the Education Code, relating to education.

ASSEMBLY BILL NO. 3224—Poochigian. An act to amend Sections 781, 826, and 827.5 of, to add Section 827.1 to, and to repeal Section 204.5 of, the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 3225—Poochigian. An act to amend Sections 14131 and 19130 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 3226—Gallegos. An act to add Article 8.5 (commencing with Section 695) to Chapter 1 of Division 2 of the Business and Professions Code, relating to health care.

ASSEMBLY BILL NO. 3227—Knight. An act to add Section 300.5 to the Family Code, relating to family law.

ASSEMBLY BILL NO. 3228—Campbell. An act relating to education.

ASSEMBLY BILL NO. 3229—Brulte. An act to add and repeal Article 14 (commencing with Section 18890) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3230—Gallegos. An act to add Section 1347.05 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3231—Knowles. An act to amend Section 12401.5 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3232—Knowles. An act to amend Section 10089 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3233—Knowles. An act to amend Section 12978 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3234—Knowles. An act to add Chapter 5.5 (commencing with Section 10509.950) and 5.6 (commencing with Section 10509.970) to Part 2 of Division 2 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3235—Campbell. An act to add Section 42269 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 3236—Knowles. An act to amend Section 3600 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3237—Knowles. An act to amend Section 10086 of, and to repeal Section 10086.1 of, the Insurance Code, relating to earthquake insurance.

ASSEMBLY BILL NO. 3238—Gallegos. An act to amend Section 1562.3 of, and to add Section 1562.6 to, the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 3239—Sher. An act to amend Section 7285.8 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3240—Conroy. An act to add Sections 17053.68 and 23668 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3241—Conroy. An act to amend Sections 8706, 8817, and 8909 of the Family Code, relating to family law.

ASSEMBLY BILL NO. 3242—Alby. An act to amend Section 686 of, and to add Section 868.9 to, the Penal Code, relating to criminal procedure, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3243—Archie-Hudson. An act to amend Section 116.220 of the Code of Civil Procedure, relating to small claims court.

ASSEMBLY BILL NO. 3244—Hawkins. An act to amend Section 1954.53 of the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3245—Bordonaro. An act to amend Sections 355, 1052, 3031, 6596, 7120, 7652, 7852, 7881, 7921, 8100, 8231, 8233, 8254, 8275, 8280.1, 8280.2, 8300.1, 8394, 8396, 8397, 8500, 8561, 8567, 8597, 8598, 8598.3, 8842, 9001, 9001.5, 9001.6, 9006, and 9054 of, to add Sections 316.5, 7601, 7857, and 7858 to, and to repeal Section 8300.1 of, the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

ASSEMBLY BILL NO. 3246—Speier. An act to amend Section 166 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 3247—Escutia. An act to add Section 30609 to the Government Code, relating to county finance.

ASSEMBLY BILL NO. 3248—Napolitano. An act to add Section 10334.5 to the Public Contract Code, relating to state procurement.

ASSEMBLY BILL NO. 3249—Cunneen and McPherson. 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.

ASSEMBLY BILL NO. 3250—Cunneen. An act to add Section 1873.25 to the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3251—Gallegos. An act to amend Section 1374.64 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3252—Kaloogian. An act to add Chapter 21.6 (commencing with Section 7522) to Division 7 of Title 1 of the Government Code, relating to public employees, and making an appropriation therefor.

ASSEMBLY BILL NO. 3253—Napolitano. An act relating to ports.

ASSEMBLY BILL NO. 3254—Kaloogian. An act to add Sections 21432.5, 31725.51, 31725.61, and 31727.45 to the Government Code, relating to public employees.

ASSEMBLY BILL NO. 3255—Caldera. An act relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3256—Mazzoni. An act to add Section 2191.5 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3257—Baugh. An act to amend Section 12652 of the Government Code, relating to state actions.

ASSEMBLY BILL NO. 3258—Napolitano. An act to add Section 15364.73 to the Government Code, relating to international trade.

ASSEMBLY BILL NO. 3259—Ackerman. An act to add Section 1433 to the Civil Code, relating to liability.

ASSEMBLY BILL NO. 3260—Richter. An act to add Chapter 9 (commencing with Section 1100) to Division 1 of the Financial Code, relating to banking.

ASSEMBLY BILL NO. 3261—Ackerman. An act to amend Section 625.5 of, and to add Sections 729.51, 729.52, and 729.53 to, the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3262—Ackerman. An act to amend Section 741 of the Public Resources Code, relating to forest resources.

ASSEMBLY BILL NO. 3263—Ackerman. An act to repeal Section 113225 of the Health and Safety Code, and to add Chapter 5.6 (commencing with Section 42350) to Part 3 of Division 30 of the Public Resources Code, relating to plastic waste.

ASSEMBLY BILL NO. 3264—Ackerman and Aguiar. An act to amend Section 743.1 of the Public Utilities Code, relating to public utilities.

ASSEMBLY BILL NO. 3265—Gallegos. An act to amend Sections 2365 and 2369 of the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 3266—Brown and Granlund. An act to repeal Section 14133.22 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3267—Brulte. An act to amend Sections 12202, 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3268—Ducheny. An act to amend Section 82048 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3269—Ducheny. An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to public resources.

ASSEMBLY BILL NO. 3270—Ducheny. An act to add Chapter 3.8 (commencing with Section 8670) to Part 6 of the Education Code, relating to education.

ASSEMBLY BILL NO. 3271—Ducheny. An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3272—Poochigian. An act to amend Section 6364 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3273—Machado. An act to add Section 51850.1 to the Education Code, and to add Section 12807.2 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3274—Gallegos. An act to amend Sections 14407 and 14409 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3275—Setencich and McPherson. An act to amend Section 44259 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 3276—Setencich (Principal Senate coauthor: Costa) and Granlund. An act to add Section 17789.1 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 3277—Setencich. An act to repeal Section 12 of Chapter 585 of the Statutes of 1993, relating to prisons.

ASSEMBLY BILL NO. 3278—Kaloogian. An act to amend Section 84108 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3279—Kaloogian. An act to amend Sections 83116, 91007, and 91013.5 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3280—Cunneen. An act to add Section 14669.16 to the Government Code, relating to state property, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3281—Cunneen. An act to amend Section 2016 of the Code of Civil Procedure, relating to discovery.

ASSEMBLY BILL NO. 3282—Cunneen. An act to amend Section 19576.1 of, to add Sections 19175.1 and 19572.1 to, and to repeal Section 19583.51 of, the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 3283—Morrow. An act to amend Section 6147 of, and to add Section 6146.1 to, the Business and Professions Code, to add Sections 3333.15 and 3333.3 to the Civil Code, to add Section 667.75 to the Code of Civil Procedure, and to amend Sections 984 and 985 of the Government Code, relating to tort liability.

ASSEMBLY BILL NO. 3284—Davis. An act to amend Section 17001.5 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3285—Davis. An act to add Section 40196.3 and Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3286—Miller. An act to amend Section 8538 of the Business and Professions Code, relating to pest control.

ASSEMBLY BILL NO. 3287—Miller. An act to amend Sections 116.220, 116.231, and 116.420 of the Code of Civil Procedure, relating to courts.

ASSEMBLY BILL NO. 3288—Miller. An act to amend Section 7505 of, and to add Section 7512.6 to, the Penal Code, relating to prisons.

ASSEMBLY BILL NO. 3289—Miller. An act to add Section 6146.5 to the Business and Professions Code, relating to attorney's fees.

ASSEMBLY BILL NO. 3290—Friedman. An act to amend Section 1363 of the Health and Safety code, relating to health care service plans.

ASSEMBLY BILL NO. 3291—Escutia. An act to amend Section 52132 of the Education Code, relating to bilingual education.

ASSEMBLY BILL NO. 3292—Sher. An act to add Chapter 4.1 (commencing with Section 15388) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to regulatory programs.

ASSEMBLY BILL NO. 3293—Brewer. An act to amend Section 6394 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 3294—Bordonaro. An act to amend Section 781 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3295—Campbell. An act to amend Section 33128 of the Education Code, relating to local educational agencies budgets.

ASSEMBLY BILL NO. 3296—Brewer. An act to add Article 2.8 (commencing with Section 65880) to Chapter 4 of Division 1 of Title 7 of the Government Code, relating to planning and zoning.

ASSEMBLY BILL NO. 3297—Gallegos. An act to amend Section 1368.1 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3298—Davis, Archie-Hudson, and Machado. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3299—Davis. An act to amend Section 11460 of the Penal Code, relating to paramilitary organizations.

ASSEMBLY BILL NO. 3300—Campbell. An act relating to arts education.

ASSEMBLY BILL NO. 3301—Boland. An act to add and repeal Chapter 11 (commencing with Section 30500) to Division 3 of Title 3 of the Government Code, relating to counties, and making an appropriation therefor.

ASSEMBLY BILL NO. 3302—Brown. An act to amend Section 1012 of, and to add Section 1012.4 to, the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 3303—House. An act to add Section 1538.6 to the Penal Code, relating to searches.

ASSEMBLY BILL NO. 3304—Napolitano. An act to amend Section 1188 of the Civil Code, and to amend Section 8213 of, and to add Section 8210 to, the Government Code, relating to notaries.

ASSEMBLY BILL NO. 3305—Setencich and Speier. An act to amend Section 1102.6 of the Civil Code, and to add Article 4 (commencing with Section 116021) to Chapter 5 of Part 10 of Division 104 of the Health and Safety Code, relating to swimming pools.

ASSEMBLY BILL NO. 3306—Brulte. An act to add Section 201.5 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3307—Brewer. An act to amend Sections 4429 and 4848 of the Business and Professions Code, to amend Sections 17793 and 89045 of, and to repeal Section 71028 of, the Education Code, to amend Sections 210, 1501.5, and 3704.5 of the Fish and Game Code, to amend Section 239 of, and to repeal Section 58578 of, the Food and Agricultural Code, to amend Sections 4533, 5703, 6522, 7095, 8450, 8670.56.6, 8670.62, 8850.3, 12990, 14132, 14136, 14453, 14524.15, 14600, 14616, 14838, 14839, 14860, 14920, 14921, 14952, 15335.15, 15335.17, 15373.71, 15813.4, 19131, and 19132 of, to amend and repeal Section 13332.17 of, to add Sections 1099, 14612, 14612.1, 14612.2, 14626, and 14930 to, to repeal Sections 8670.53.95, 8790.42, 11010.5, 13332.09, 14130.3, 14533.6, 14562.11, 14568, 14839.1, 14955, and 15729 of, to repeal Article 5 (commencing with Section 8790.70) and Article 6 (commencing with Section 8790.80) of Chapter 9.7 of Division 1 of Title 2 of, to repeal Chapter 4 (commencing with Section 4300), Chapter 8 (commencing with Section 4475), and Chapter 11 (commencing with Section 4550) of Division 5 of Title 1 of, to repeal Chapter 5.5 (commencing with Section 8350) of Division 1 of Title 2 of, to repeal Chapter 6 (commencing with Section 14825) of Part 5.5 of Division 3 of Title 2 of, to repeal Chapter 6 (commencing with Section 16850) of Part 3 of Division 4 of Title 2 of, the Government Code, to amend Sections 1380, 1397.6, 1399.73, 11758.45, 25149.3, 25187.5, 25244.6, 25244.10, 25299.36, 38012, 38074, 44081.6, 44242, 44244.1, 101300, 116485, 120805, 120840, 121215, and 129330 of, and to repeal Sections 38013, 38078, 38078.5, 38081, and 38081.1 of, the Health and Safety Code, to

amend Sections 10089.7 and 10731 of the Insurance Code, to amend Section 188 of, and to repeal Article 6 (commencing with Section 999) of Chapter 6 of Division 4 of, the Military and Veterans Code, to amend Sections 12078 and 13826.1 of, to amend, repeal, and add Section 2807 of, and to repeal Sections 99, 100, and 2051 of, the Penal Code, to amend Sections 2050, 2052, 2054, 6100, 6101, 6107, 10106, 10107, 10108, 10108.5, 10108.7, 10110, 10285.1, 10500.5, 10501, 10701, 10707, 12155, 12161, 12162, 12163, 12164, 12168, 12183, 12185, 12225, 20229.1, 20231.5, 20323, and 20916.3 of, to amend the heading of Chapter 7 (commencing with Section 7100) of Part 1 of Division 2 of, to amend and renumber Section 2001 of, to add Sections 7200, 7201, 7202, 7203, 7210, 7211, 12162.5, 12175, 12175.1, 12175.2, 12175.3, 12175.4, 12175.5, 12175.6, 12175.7, 12175.8, 12190, 12191, 12192, 12193, 12194, 12195, 12196, 12197, 12230, 12231, 12232, 12233, 12234, 12235, 12236, 12237, 12238, 12239, 12240, 12241, 12242, 12243, 12244, 12245, 12246, and 12247 to, to add Chapter 8 (commencing with Section 8000) to Part 1 of Division 2 of, and to add Division 3 (commencing with Section 25000) to, to add and repeal Article 3 (commencing with Section 25100) of Chapter 5 of Part 1 of Division 3 of, to repeal Sections 2000, 10263, 10702, and 20229 of, to repeal Article 1.5 (commencing with Section 10115) of Chapter 1 of, to repeal Chapter 2 (commencing with Section 10290), Chapter 3 (commencing with Section 12100), and Chapter 3.5 (commencing with Section 12120) of Part 2 of Division 2 of, the Public Contract Code, to amend Sections 2717, 14530.5, 25648, 25684, 26600, 42846, and 45000 of, to repeal Sections 12159, 42411, 42412, 42413, 42414, 42415, 42442, 42443, 42701, and 48024 of, to repeal Article 2 (commencing with Section 42240) of Chapter 5 of, Article 2 (commencing with Section 42370) of Chapter 6 of, and Article 6 (commencing with Section 42890) of Chapter 17 of, Part 3 of Division 30 of, to repeal Chapter 4 (commencing with Section 42200) of Part 3 of Division 30 of, the Public Resources Code, to amend Sections 8281, 8282, 8283, 8284, 8285, 8286, 120224.4, 130051.19, and 130238 of, and to repeal Section 130239 of, the Public Utilities Code, to amend Sections 94.4, 180.1, and 180.6 of the Streets and Highways Code, to amend Section 10205 of the Unemployment Insurance Code, to amend Section 40200.5 of the Vehicle Code, to amend Section 13304 of the Water Code, to amend Sections 4360, 4380, 14087.35, 14087.36, 14087.4, 14087.46, 14087.55, 14087.971, 14089, 14105.3, 14133.10, 14138, 14139.13, 14204, and 14499.5 of, and to repeal Sections 14088.6 and 14089.8 of, the Welfare and Institutions Code, relating to public acquisitions.

ASSEMBLY BILL NO. 3308—Gallegos. An act to amend Sections 4603.2 and 5814 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3309—Burton. An act to add Section 1278.5 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3310—Boland. An act to add Section 2257.5 to the Business and Professions Code, and to add Sections 1281.5 and 123149.5 to the Health and Safety Code, relating to medical records.

ASSEMBLY BILL NO. 3311—Takasugi. An act to amend Sections 17053.8 and 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3312—Takasugi. An act to amend Sections 6377, 17053.49, 17276, 23649, and 24416 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3313—Brewer. An act to amend Section 11622.5 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3314—Baldwin. An act to amend Section 653k of the Penal Code, relating to weapons.

ASSEMBLY BILL NO. 3315—House. An act to amend Section 5007.5 of, and to add Section 5007.6 to, the Penal Code, relating to prisoners.

ASSEMBLY BILL NO. 3316—Tucker. An act to amend Section 11837 of the Health and Safety Code, relating to alcohol and drug programs.

ASSEMBLY BILL NO. 3317—Margett. An act relating to school district reorganization, and making an appropriation therefor.

ASSEMBLY BILL NO. 3318—Ducheny. An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3319—Ducheny. An act to amend Sections 40918 and 40919 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3320—Speier. An act to add Section 1730 to the Civil Code, relating to communications information access.

ASSEMBLY BILL NO. 3321—Tucker. An act to add Sections 11450.24, 11450.25 and 11450.27 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3322—Kaloogian (Principal coauthor: Figueroa). An act to add Sections 17053.50 and 23650 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3323—Hannigan and Brown (Senators Johannessen and Thompson, coauthors). An act relating to highways, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3324—Richter. An act to add Part 1.5 (commencing with Section 9500) to Division 2 of the Public Contract Code, relating to public purchases.

ASSEMBLY BILL NO. 3325—Bates. An act to add Sections 2924.1 and 2924.2 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3326—Tucker. An act to amend Section 15819.16 to the Government Code, and to add Section 7017 of the Penal Code, relating to correctional facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 3327—Bustamante. An act relating to public resources.

ASSEMBLY BILL NO. 3328—Bustamante. An act to amend Section 14524.16 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 3329—Campbell. An act to amend Section 43211 to the Public Resources Code, relating to hazardous materials.

ASSEMBLY BILL NO. 3330—Gallegos. An act to amend Section 44210 of, and to repeal Sections 44211 and 44212 of, the Education Code, relating to the Commission on Teacher Credentialing.

ASSEMBLY BILL NO. 3331—Bowen and Vasconcellos. An act to amend Sections 25102, 25140, and 25608 of, and to add Section 25620 to, the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 3332—Kuehl. An act to add Section 22171.5 to the Education Code and to add Section 20065.5 to, and to add Article 9 (commencing with Section 22867) to Chapter 1 of Part 5 of Division 5 of Title 2 of, the Government Code, relating to public employees.

ASSEMBLY BILL NO. 3333—Campbell. An act to repeal Section 30921 of the Streets and Highways Code, relating to toll bridges.

ASSEMBLY BILL NO. 3334—Brewer. An act to add Section 96.17 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3335—Granlund. An act to amend Section 14653 of the Financial Code, relating to credit unions.

ASSEMBLY BILL NO. 3336—Escutia. An act relating to social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3337—Escutia. An act to amend Section 1206 of the Health and Safety Code, relating to clinics.

ASSEMBLY BILL NO. 3338—Baugh. An act to add Section 999 to the Code of Civil Procedure, relating to insurance.

ASSEMBLY BILL NO. 3339—Knowles. An act to add Section 351 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 3340—Knowles. An act to add Section 1371.26 to the Health and Safety Code, to amend Section 1760 of, and to add Sections 10127.20 and 11516.7 to, the Insurance Code, relating to health care.

ASSEMBLY BILL NO. 3341—Knowles. An act to amend Section 290 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 3342—Knowles. An act to add Sections 10238.8 and 10239.36 to, to repeal Sections 10238.3, 10238.4, 10238.45, and 10238.5 of, and to repeal Article 6 (commencing with Section 10237 and Article 6.5 (commencing with Section 10239) of Chapter 3 of Part 1 of Division 4 of, the Business and Professions Code, relating to real property securities dealers.

ASSEMBLY BILL NO. 3343—Brulte. An act to add Section 20010 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3344—Brewer. An act to amend Section 8610.14 of the Fish and Game Code, relating to water.

ASSEMBLY BILL NO. 3345—Bustamante. An act relating to solid waste.

ASSEMBLY BILL NO. 3346—Bates. An act to amend Section 41472 of the Education Code, relating to school funding.

ASSEMBLY BILL NO. 3347—Gallegos. An act to add Section 1367.81 to the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3348—Friedman. An act to amend Section 17537.3 of, and to add Section 22951.5 to, the Business and Professions Code, and to amend Section 118950 of the Health and Safety Code, relating to tobacco control, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3349—Knox. An act to amend Sections 1170, 3000, 3000.1, and 3041 of the Penal Code, relating to sentencing.

ASSEMBLY BILL NO. 3350—Knox. An act to amend Sections 11350, 11357, 11377, and 11390 of the Health and Safety Code, to amend Sections 461, 489, 496, 666, and 3000 of, and to add Article 2 (commencing with Section 3020) to Chapter 8 of Title 1 of Part 3 of, the Penal Code, and to amend Section 10851 of the Vehicle Code, relating to sentencing.

ASSEMBLY BILL NO. 3351—Weggeland. An act to amend Sections 8035 and 18021 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 3352—Weggeland and Aguiar. An act to add Title 6.8 (commencing with Section 64000) to the Government Code, relating to financing a local infrastructure finance program by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3353—Weggeland. An act to amend Section 71612 of the Water Code, relating to water.

ASSEMBLY BILL NO. 3354—Brown. An act to amend Section 11166 of the Penal Code, relating to child abuse.

ASSEMBLY BILL NO. 3355—Firestone. An act to amend Section 7125 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 3356—Bustamante. An act to amend Section 6060 of, to add Section 6060.6, and to repeal Section 6061 of the Business and Professions Code, relating to attorneys.

ASSEMBLY BILL NO. 3357—Ackerman (Principal coauthor: Cunneen) and McPherson. An act to add Section 831.22 to the Government Code, relating to public liability.

ASSEMBLY BILL NO. 3358—Ackerman. An act to amend Section 22056 of the Financial Code, to amend Section 11126 of the Government Code, to amend Section 12162 of the Public Contract Code, and to amend Sections 40055, 40062, 40122, 40191, 40192, 42164, 42823.5, 43501, 43600, 43602, 43610, 44009, 44106, and 48670 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3359—Ackerman. An act to add Section 11450.014 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 3360—Miller and Granlund. An act to repeal Sections 14105.31, 14105.33, 14105.335, 14105.35, 14105.37, 14105.38, 14105.39, 14105.4, 14105.405, 14105.41, 14105.42, and 14133.22 of, and to repeal and add Section 14105.3 of, the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3361—Bustamante and Napolitano. An act to amend Section 8212 of the Government Code, relating to notary publics.

ASSEMBLY BILL NO. 3362—Bates. An act to add Sections 2924.1 and 2924.2 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 3363—Brewer. An act to add Section 1950.6 to the Civil Code, relating to landlord-tenant.

ASSEMBLY BILL NO. 3364—Knowles. An act to add Section 6147.1 to the Business and Professions Code, relating to attorneys' fees.

ASSEMBLY BILL NO. 3365—Campbell. An act to amend Section 13826.6 of the Penal Code, relating to gang violence suppression.

ASSEMBLY BILL NO. 3366—Knox. An act to amend Section 13080 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 3367—Knox. An act to amend Section 51.6 of the Civil Code, relating to discrimination.

ASSEMBLY BILL NO. 3368—Campbell. An act to amend Section 30916 of the Streets and Highways Code, relating to bridges.

ASSEMBLY BILL NO. 3369—Bordonaro. An act to amend Section 1731.5 of, and to add Sections 729.12 and 1767.15 to, the Welfare and Institutions Code, relating to youthful offenders, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3370—Baca. An act to add Chapter 2.6 (commencing with Section 1000.6) to Title 6 of Part 2 of the Penal Code, relating to controlled substances, and making an appropriation therefor.

ASSEMBLY BILL NO. 3371—Campbell. An act to add Section 11092.7 to the Government Code, relating to state agencies.

ASSEMBLY BILL NO. 3372—Ducheny. An act to add Section 18934.8 to the Health and Safety Code, relating to building standards.

ASSEMBLY BILL NO. 3373—Villaraigosa. An act to add Section 14103.9 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3374—Katz. An act to add Section 183.2 to the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

ASSEMBLY BILL NO. 3375—Olberg. An act to add Section 6411 to, and to add and repeal Section 6385.5 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3376—Margett. An act to repeal Sections 45061 and 87834 of the Education Code, and to amend Sections 3513, 3515, and 3540.1 of, to repeal Sections 3515.8, 3546.3, 3583, and 3585 of, and to repeal and add Sections 3502.5, 3515.7, 3546, and 3582 of, the Government Code, relating to public employees.

ASSEMBLY BILL NO. 3377—Battin. An act to repeal and add Section 190.05 of the Penal Code, relating to murder.

ASSEMBLY BILL NO. 3378—Brown. An act to amend Sections 7570 and 7572 of, and to amend the heading of Title 8.7 (commencing with Section 7570) of Part 3 of, the Penal Code relating to correctional institutions.

ASSEMBLY BILL NO. 3379—Hoge. An act to amend Sections 19606.1 and 19630 of the Business and Professions Code, relating to horseracing.

ASSEMBLY BILL NO. 3380—Archie-Hudson, Davis, and Machado. An act to add Section 219.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3381—Baugh. An act to amend Sections 86 and 91 of the Code of Civil Procedure, relating to courts.

ASSEMBLY BILL NO. 3382—Knox. An act to amend Section 23790.5 of, and to add Section 23790.8 to, the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 3383—Knox. An act to add Sections 1516, 1517, 1569.385, and 1569.386 to the Health and Safety Code, relating to residential care facilities.

ASSEMBLY BILL NO. 3384—Knox. An act to amend Section 47616 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 3385—Brulte. An act to amend Section 139.6 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3386—Hannigan. An act to amend Section 1358.4 of the Health and Safety Code, relating to health coverage.

ASSEMBLY BILL NO. 3387—Hannigan. An act to add Chapter 6.5 (commencing with Section 9500) to Division 8.5 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3388—Brewer. An act to amend Section 5307.1 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3389—Hannigan. An act to add Section 1267.4 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3390—Hannigan. An act to add Section 1428.5 to the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 3391—Ducheny. An act to amend Section 1808.4 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3392—Weggeland, Brulte, Battin, and Granlund. An act to add Section 11379.7 to the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 3393—Bowen. An act to add Section 16655 to the Government Code, relating to debt obligations.

ASSEMBLY BILL NO. 3394—Bowen. An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3395—Gallegos. An act to amend Section 40100 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3396—Knox. An act to amend Section 14133.22 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 3397—Knox. An act to add Section 51881.5 to the Education Code, relating to educational technology.

ASSEMBLY BILL NO. 3398—Knox. An act to add Section 11062 to the Penal Code, relating to crime laboratories.

ASSEMBLY BILL NO. 3399—Knox. An act to add Article 5 (commencing with Section 79160) to Chapter 9 of Part 48 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 3400—Baugh. An act to amend Sections 12077 and 12078 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 3401—Archie-Hudson, Davis, and Machado. An act to amend Section 17062 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3402—Burton. An act to add Sections 14669.7, 14669.71, 14669.72, 14669.73, 14669.74, and 14669.75 to the Government Code, relating to public works, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3403—Willard Murray. An act to amend Sections 33349 and 33350 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 3404—Ackerman. An act relating to trial court operations in Los Angeles and Orange Counties, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3405—Ackerman. An act to amend Section 660 of the Harbors and Navigation Code, relating to navigation.

ASSEMBLY BILL NO. 3406—Woods. An act to amend Section 40448.7 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3407—Takasugi. An act to amend Section 7273 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3408—Takasugi. An act to amend Section 23609 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3409—Takasugi. An act to amend Section 23092 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3410—Takasugi. An act to amend Section 6377 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3411—Takasugi. An act to amend Section 75.60 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 3412—Ackerman. An act to amend Section 1021.5 of, and to add Section 1021.8 to, the Code of Civil Procedure, relating to attorneys' fees.

ASSEMBLY BILL NO. 3413—Campbell. An act to amend Section 651 of the Business and Professions Code, relating to healing arts.

ASSEMBLY BILL NO. 3414—Knowles. An act to amend Section 250 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3415—Hawkins. An act to amend Sections 17922, 17958.1, 18916, and 18938 of, and to add Section 18928.2 to, the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 3416—Caldera. An act to add Section 25504.5 to the Corporations Code, relating to securities.

ASSEMBLY BILL NO. 3417—Friedman. An act to amend Sections 1357.06 and 1357.51 of the Health and Safety Code, and to amend Sections 10198.7 and 10708 of the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 3418—Friedman. An act to add Chapter 4 (commencing with Section 127640) to Part 2 of Division 107 of the Health and Safety Code, relating to health care.

ASSEMBLY BILL NO. 3419—Friedman. An act to amend Section 11960 of the Health and Safety Code, relating to alcohol and drug programs.

ASSEMBLY BILL NO. 3420—Friedman. An act to amend Section 11160 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 3421—Escutia. An act to add Section 14001.5 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3422—Escutia. An act relating to health, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3423—Escutia. An act relating to communicable disease.

ASSEMBLY BILL NO. 3424—Gallegos. An act to amend Sections 1363 and 1368 of, and to add Sections 1342.7, 1373.66, and 1397.7 to, the Health and Safety Code, and to amend Sections 10603 and 10604 of the Insurance Code, relating to health care.

ASSEMBLY BILL NO. 3425—Bowler. An act to amend Section 10752 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 3426—Bowler. An act to amend Section 143 of the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 3427—Baugh. An act to amend Sections 18532, 18532.2, 18900, 18901, 18930, 18937, 18950, 18951, 19054, and 19054.1 of, to repeal Sections 18950.1, 18951.5, 19057.1, 19057.2, 19057.3, and 19057.4 of, and to repeal and add Section 19057 of, the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 3428—Katz. An act to add Section 6315 to the Public Resources Code, relating to tidelands and submerged lands.

ASSEMBLY BILL NO. 3429—Bowen. An act to amend Sections 82028, 86203, 87103, 89501, 89503, and 89506 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 3430—Alpert. An act to amend Section 840 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 3431—Bowen. An act to add Chapter 4.5 (commencing with Section 8301) to Division 1 of Title 2 of the Government Code, and to amend Section 40182 of the Revenue and Taxation Code, relating to information systems.

ASSEMBLY BILL NO. 3432—House. An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

ASSEMBLY BILL NO. 3433—Bowen. An act to add Sections 114971 and 115001 to the Health and Safety Code, relating to low-level radioactive waste.

ASSEMBLY BILL NO. 3434—House. An act to amend Section 1797.187 of the Health and Safety Code, relating to peace officers.

ASSEMBLY BILL NO. 3435—Bowen. An act to add Chapter 3.2 (commencing with Section 7287.15) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to local taxation.

ASSEMBLY BILL NO. 3436—Campbell. An act to repeal Division 12.7 (commencing with Section 18000) of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3437—Bowen. An act to amend Section 17273 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 3438—Sweeney. An act to amend Section 12960 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 3439—Sweeney. An act to amend Sections 10089.37 and 10089.38 of the Insurance Code, relating to earthquakes.

ASSEMBLY BILL NO. 3440—Sweeney. An act to amend Section 17000.6 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3441—Sweeney. An act to amend Sections 12461.2 and 53895 of the Government Code, relating to local government finance.

ASSEMBLY BILL NO. 3442—Sweeney. An act to amend Section 1325 of the Code of Civil Procedure, relating to unclaimed property, and making an appropriation therefor.

ASSEMBLY BILL NO. 3443—Sweeney. An act to add Article 6 (commencing with Section 60660) to Chapter 5 of Part 33 of the Education Code, relating to school performance.

ASSEMBLY BILL NO. 3444—Sweeney. An act to amend Section 1347 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3445—Knox. An act to add Section 16649.96 to the Government Code, relating to state funds.

ASSEMBLY BILL NO. 3446—Brewer. An act to amend Sections 2810 and 2840 of the Fish and Game Code, relating to natural community conservation planning.

ASSEMBLY BILL NO. 3447—Ducheny. An act to amend Section 5780.6 of the Public Resources Code, relating to parks and recreation.

ASSEMBLY BILL NO. 3448—Ducheny. An act to add Sections 2124, 3006.5, 12260.6, 12283.5, 12304.5, and 14407 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 3449—Hannigan. An act to amend and renumber Section 3381 of the Health and Safety Code, relating to communicable disease.

ASSEMBLY BILL NO. 3450—Kaloogian. An act to amend Section 4636 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3451—Kaloogian. An act to add Chapter 9.4 (commencing with Section 3175) to Division 4 of Title 1 of the Government Code, relating to public employee organizations.

ASSEMBLY BILL NO. 3452—Brown. An act to amend Sections 65583.1 and 65584.5 of, and to repeal and add Section 65584 of, the Government Code, relating to housing.

ASSEMBLY BILL NO. 3453—Kaloogian. An act to amend Section 89601 of the Education Code, relating to public employee retirement.

ASSEMBLY BILL NO. 3454—Friedman. An act to amend Section 1368 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 3455—Olberg. An act to add Section 11250.3 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 3456—Baugh. An act to amend Section 2025 of the Code of Civil Procedure, relating to discovery.

ASSEMBLY BILL NO. 3457—Alpert. An act to amend Sections 72411 and 87743.3 of, and to add Section 72411.6 to, the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 3458—Speier. An act to amend Section 10335 of the Public Contract Code, relating to state legal services.

ASSEMBLY BILL NO. 3459—Thompson. An act to add Section 14503.1 to the Welfare and Institutions Code, relating to birth control.

ASSEMBLY BILL NO. 3460—Baldwin. An act to amend Section 1777.5 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 3461—Brulte. An act to add Section 15819.17 to the Government Code, relating to correctional facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3462—Knowles. An act to amend Section 41138 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 38—Baldwin. 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, relating to local government finance.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 39—Morrissey. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XIII, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 40—Mazzoni. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 21.5 to Article 13 thereof, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 41—Caldera. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (a) of Section 10 of Article II and Section 4 of Article XVIII thereof, relating to initiatives.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 26, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised of the membership of the following Budget Subcommittees:

Subcommittee #1—Health and Human Services (Assembly Member Alby, Chair)

Assembly Members Knowles, Baugh, Escutia, and Sher are appointed to fill existing vacancies.

Subcommittee #2—Education Finance (Assembly Member Richter, Chair)

Assembly Members Hawkins and Ducheny are appointed to fill existing vacancies.

Subcommittee #3—Resources (Assembly Member Kaloogian, Chair)

Assembly Members Morrow, Olberg, Bustamante and Kuehl are appointed to existing vacancies.

Subcommittee #4—State Administration (Assembly Member Kuykendall, Chair)

Assembly Members Baugh, Harvey, Brown, and McDonald are appointed to existing vacancies.

Subcommittee #5—Information Technology/Transportation (Assembly Member Cunneen, Chair)

Assembly Members Margett and Figueroa are appointed to existing vacancies.

Additionally, Chairman Miller serves as a member of all Budget Subcommittees.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

COMMITTEE ROOM ASSIGNMENT CHANGES

Earlier this day the following committee room assignment changes were made by the Committee on Rules:

Committee	*Room*
Natural Resources	437
Utilities and Commerce	444
Banking and Finance	437
Elections	447
Human Services	126
Public Safety	437
Environmental Safety and Toxic Materials	437
Judiciary	437
Agriculture	4202
Local Government	126

INTRODUCTION OF GUESTS

Assembly Member Firestone, of the 35th Assembly District, introduced his parents Leonard K. Firestone and Caroline Firestone of Rancho Mirage.

Assembly Member Brulte introduced Patti Aguiar, wife of Speaker pro Tempore Aguiar, and 150 guests seated in the gallery from the 61st Assembly district.

Assembly Member Brown, of the 7th Assembly District, introduced her father Dick Vaught of Columbia, Missouri.

Assembly Member Brulte, of the 63rd Assembly District, introduced his mother Fergie Brulte of Ontario.

ADJOURNMENT

At 3:45 p.m., pursuant to the motion by Assembly Member Burton, the Assembly adjourned until 7 a.m., Tuesday, February 27, 1996, out of respect to the memory of Marianne Lawless, on motion of Assembly Member Bates; out of respect to the memory of Steven M. McLean, on motion of Assembly Member Boland; out of respect to the memory of Dr. Clarence W. Norris, Sr., on motion of Assembly Member McDonald; out of respect to the memory of Virginia Le Beck, on motion of Assembly Member Rogan; and in honor of the marriage of Mary Christine Sigismanti and Kenneth George Doty, on motion of Assembly Member Rogan.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 26, 1996

The following measures were amended in the Assembly on this day:

ACR	RN
51	9606270

SB	RN
196	9606327
265	9606708
292	9606075
349	9606478
998	9606788
999	9606787
1001	9606784

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 27, 1996

ONE HUNDRED SEVENTY-SIXTH SESSION DAY

FOUR HUNDRED FIFTIETH 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, February 27, 1996

The Assembly met at 7 a.m.
Hon. Dick Ackerman, Assembly Member, 72nd 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:

Ackerman	Campbell	House	Poochigian
Aguiar	Cannella	Kaloogian	Rainey
Alby	Conroy	Katz	Richter
Archie-Hudson	Cortese	Knight	Rogan
Baca	Cunneen	Knowles	Setencich
Baldwin	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Battin	Escutia	Kuykendall	Sweeney
Baugh	Figueroa	Machado	Takasugi
Boland	Firestone	Margett	Thompson
Bordonaro	Friedman	Martinez	Tucker
Bowen	Frusetta	Mazzoni	Vasconcellos
Bowler	Goldsmith	McDonald	Villaraigosa
Brewer	Granlund	Miller	Weggeland
Brown	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mr. Speaker
Burton	Hauser	Murray, Kevin	
Bustamante	Hawkins	Napolitano	
Caldera	Hoge	Olberg	

Quorum present.

At 1:22 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 Members Alpert, Isenberg, and Willard Murray.

On personal business, and waiving per diem: Assembly Members Lee and McPherson.

Because of illness: Assembly Member Gallegos.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 27, 1996

The Honorable Curt Pringle
Speaker of the Assembly
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from session on Tuesday, February 27. I will be traveling to Los Angeles to speak to the Public Education Network Fund Conference.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

February 26, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Curt: I will be traveling to Los Angeles, on legislative business, on Tuesday, February 27, and returning late afternoon on February 28.

Please excuse me from session and any committee meetings that may be held during this time.

Per my usual practice, I will not be requesting per diem; however, as this is related to legislative business, I am respectfully requesting reimbursement for lodging and travel expenses associated with this trip.

Anita, my secretary, will be contacting the travel office to make flight arrangements.

Thank you for your consideration.

Sincerely,

PHIL ISENBERG, Assembly Member
Ninth District

February 27, 1996

Honorable Curt Pringle
Speaker of the Assembly

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Tuesday, February 27, 1996. I will be attending to legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 27, 1996

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California

Dear Dotson: Please be advised that the Environmental Safety and Toxic Materials Committee has been rescheduled to meet on the 2nd and 4th Tuesday of each month at 1:30 p.m. in Rm. 444.

Additionally, please be advised that the Human Services Committee has been rescheduled to meet on the 2nd and 4th Tuesday of each month at 1:30 p.m. in Rm. 437.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

California State Council on Developmental Disabilities, Annual Program Performance Report 1995 (Pursuant to Welfare and Institutions Code Section 4540(f))

Above transmitted report, together with letter of transmittal from Rosario Marin, Chairperson, State Council on Developmental Disabilities, Sacramento, dated February 22, 1996, referred by the Speaker to the Committee on Health.

Veterans Farm and Home Building Fund of 1943 (Pursuant to Military and Veterans Code Section 998.082)

Above transmitted report, together with letter of transmittal from Jay R. Vargas, Secretary, California Department of Veterans Affairs, Sacramento, dated February 23, 1996, referred by the Speaker to the Committee on Governmental Organization.

Redevelopment Housing Activities in California, Fiscal Year 1993–94 (Pursuant to Health and Safety Code Section 33080)

Above transmitted report, together with letter of transmittal from Lita G. Flores, Acting Director, Department of Housing and Community Development, Sacramento, dated February 22, 1996, referred by the Speaker to the Committee on Housing and Community Development.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 42—Poochigian. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 4.5 to Article VII of the California Constitution, relating to state functions.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 34—Firestone. Relative to the Citizen Advisory Task Force on California State University Vendor Payment.

AUTHOR'S AMENDMENTS
Committee on Public Safety

February 27, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2058

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2058—An act to amend Sections 667.5, 1170.1, and 1170.95 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 Appropriations

February 27, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 207

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 207—An act to amend Section 739.3 of 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.

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. 265, ordered to third reading.

ADJOURNMENT

At 3:45 p.m., the Assembly adjourned until 7 a.m., Wednesday, February 28, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 27, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2058	9602922

SB	RN
207	9606656

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 28, 1996

ONE HUNDRED SEVENTY-SEVENTH SESSION DAY

FOUR HUNDRED FIFTY-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
Wednesday, February 28, 1996

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 Parker reading.

ROLL CALL

The following were placed upon the morning roll call—74:

Ackerman	Campbell	Hoge	Olberg
Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Alpert	Cortese	Katz	Richter
Archie-Hudson	Cunneen	Knight	Rogan
Baca	Davis	Knowles	Setencich
Baldwin	Ducheny	Kuehl	Sher
Bates	Escutia	Kuykendall	Speier
Battin	Figueroa	Machado	Sweeney
Baugh	Firestone	Margett	Takasugi
Boland	Friedman	Martinez	Thompson
Bordonaro	Frusetta	Mazzoni	Tucker
Bowler	Gallegos	McDonald	Vasconcellos
Brewer	Goldsmith	McPherson	Villaraigosa
Brown	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	Mr. Speaker
Bustamante	Hauser	Murray, Willard	
Caldera	Hawkins	Napolitano	

Quorum present.

At 2:05 p.m., Hon. Curtis R. Tucker, Jr., 51st 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 Bowen, Isenberg, Knox, and Kevin Murray.

On personal business, and waiving per diem: Assembly Member Lee.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 27, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Pringle: I am writing to request that I be excused from session on Wednesday, February 28th and Thursday, February 29th. I will be in Denver, Colorado serving on a Government Technology panel discussing the role of technology in government.

Please feel free to call me should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

February 27, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Wednesday, February 28, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 26, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Wednesday and Thursday, February 28–29, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

(NOTE: For letter explaining the absence of Assembly Member Isenberg on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, February 27, 1996.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 28, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised that Assemblyman Knowles is appointed to the Appropriations Committee to fill the existing vacancy for the purpose of today's hearing.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

95001
February 28, 1996

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 Independent Auditors' Report on the State of California's general purpose financial statements for the year ended June 30, 1995. These financial statements are presented on a basis in conformity with generally accepted accounting principles (GAAP). The financial statements show that the State's General Fund generated approximately $600 million more in revenues than it spent for fiscal year ended June 30, 1995. However, the General Fund ended the fiscal year with a fund deficit of $1.1 billion. The GAAP basis statements include all liabilities owed by the State while the budgetary basis statements that are used to report on the State's budget do not reflect all liabilities.

We conducted the audit to comply with the California Government Code, Section 8546.4.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Budget.

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:

Health Care. Regulation. Consumer Protection. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Medical Care. Regulation. Consumer Protection. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Medical Services. Regulation. Consumer Protection. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Health Care Businesses. Regulation. Consumer Protection. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Health Care Businesses. Consumer Protection. Regulation. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Health Care Services. Regulation. Consumer Protection. Initiative Statute.

Referred by the Speaker to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 28, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2058

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

February 28, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 979

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 979—An act to amend Sections 18042, 24306, 24611, and 24954 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 Human Services

February 28, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 2036

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 2036—An act to amend Section 11320.3 of, and to add Section 11451.5 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 Natural Resources

February 28, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1155

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OLBERG, Chairman

SENATE BILL NO. 1155—An act to amend Section 42322 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 Banking and Finance

February 28, 1996

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 362

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDSMITH, Chairman

SENATE BILL NO. 362—An act to add Chapter 14 (commencing with Section 5970) to Division 6 of Title 1 of the Government Code, relating to public financing.

Bill read 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

February 28, 1996

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 490
Senate Bill No. 1104

OLBERG, Chairman

Above bills ordered filed with the Chief Clerk.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Governmental Organization on Wednesday, March 20, 1996, at 3 p.m.;

Public Employees, Retirement and Social Security on Wednesday, March 13, 1996, at 9 a.m. at City Hall in San Diego.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 28, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 58

And reports the same correctly enrolled, and presented to the Secretary of State on the 28th day of February, 1996, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3:45 p.m., the Assembly adjourned until 8:30 a.m., Thursday, February 29, 1996.

CURT PRINGLE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 28, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2036	9605927

SB	RN
362	9605564
979	9606639
1155	9606277

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 29, 1996

ONE HUNDRED SEVENTY-EIGHTH SESSION DAY

FOUR HUNDRED FIFTY-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
Thursday, February 29, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 Ackerman moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:40 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—72:

Ackerman	Caldera	Hauser	Murray, Willard
Aguiar	Campbell	Hawkins	Napolitano
Alby	Cannella	Hoge	Olberg
Alpert	Conroy	House	Poochigian
Archie-Hudson	Cortese	Kaloogian	Rainey
Baca	Cunneen	Katz	Richter
Baldwin	Davis	Knight	Setencich
Bates	Ducheny	Knowles	Sher
Battin	Escutia	Kuehl	Speier
Baugh	Figueroa	Kuykendall	Sweeney
Boland	Firestone	Lee	Takasugi
Bordonaro	Friedman	Machado	Thompson
Bowler	Frusetta	Margett	Tucker
Brewer	Gallegos	Martinez	Vasconcellos
Brown	Goldsmith	Mazzoni	Villaraigosa
Brulte	Granlund	McPherson	Weggeland
Burton	Hannigan	Morrissey	Woods
Bustamante	Harvey	Morrow	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Great God, It is fitting at all times to raise a song of praise in measured melody to You, O Giver of Life. Behold, the universe sings Your glory. Having arrived at the dawn of a new day, we give You thanks, we praise You, we glorify You and we ask that Your mighty hand guide us this day and always.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Napolitano 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 Takasugi, seconded by Assembly Member Baca.

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 Bowen, Isenberg, Knox, McDonald, Miller, Kevin Murray, and Rogan.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 22, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Curt: I will be traveling to the Bay Area on legislative business on Thursday, February 29, and returning late afternoon Friday, March 1.

Please excuse me from session and any committee meetings that may be held during this time.

Per my usual practice, I will not be requesting per diem; however, as this is related to legislative business, I am respectfully requesting reimbursement for one night's lodging and travel expenses associated with this trip.

Thank you for your consideration.

Sincerely,

PHIL ISENBERG, Assembly Member
Ninth District

February 29, 1996

Assembly Speaker Curt Pringle
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused from session on Thursday, February 29, 1996. I will be in my district conducting legislative business.

Thank you for your consideration.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 28, 1996

Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request that I be excused from session on Thursday, February 29, 1996 to handle legislative business in my district. I also request per diem.

Thank you in advance for your consideration.

Sincerely,

JUANITA M. McDONALD, Assembly Member
Fifty-fifth District

February 26, 1996

The Honorable Curt Pringle
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: Please excuse me from session on Thursday, February 29, 1996. 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

February 28, 1996

Speaker Curt Pringle
California State Assembly
State Capitol
Sacramento, California

Dear Speaker Pringle: Please excuse me from session on Thursday, February 29, 1996. I will be on legislative business.

Thank you. With best personal regards, I remain

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-third District

(NOTE: For letters explaining the absences of Assembly Members Bowen and Kevin Murray on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, February 28, 1996.)

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

95014
February 29, 1996

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 16, Statutes of 1990, the Bureau of State Audits presents its audit report concerning the State's allocations and expenditures of transportation funds generated by the 1989 Transportation Blueprint Legislation. This report concludes that the State allocated and expended transportation funds in accordance with statutory requirements. It also concludes that revenues anticipated by the legislation from increased taxes, weight fees, and bond proceeds will be approximately $3.4 billion less than the $18.5 billion anticipated by the legislation.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

REPORTS

The following report was presented by the Chief Clerk:

Olympic Training Center Plates,
Biennial Report to the Legislature of the State of California
(Pursuant to Assembly Bill 3911, Chapter 706, Statutes of 1990)

Above transmitted report, together with letter of transmittal from Anne Bersinger, Acting Director, Department of Motor Vehicles, Sacramento, dated February 23, 1996, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2036

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 Bill No.	*Committee*
2299	G.O.
2300	L. Gov.
2301	Pub. S.
2302	Rev. & Tax.
2303	Jud.
2305	Higher Ed.
2306	Higher Ed.
2307	Higher Ed.
2308	C.P.,G.E. & E.D.
2309	Health
2310	Ed.
2311	U. & C.
2312	Pub. S.
2313	B. & F.
2314	Ed. and Higher Ed.
2315	W.,P. & W.
2316	L. Gov. and Rev. & Tax.
2317	Ed.
2318	Jud.
2319	Rev. & Tax.
2320	W.,P. & W.
2321	Trans. and Rev. & Tax.
2322	Hum. S.
2323	Nat. Res.
2324	C.P.,G.E. & E.D. and Higher Ed.
2325	E.,R. & C.A.
2327	Pub. S.
2328	Pub. S.
2329	Hum. S.
2331	Pub. S.
2333	Higher Ed.
2334	W.,P. & W.
2335	Pub. S.
2336	Higher Ed.
2337	Nat. Res.
2338	Health
2339	Agri.
2340	C.P.,G.E. & E.D.
2341	Health
2342	Jud.
2343	Health

2344 ----------Jud.
2345 ----------Trans.
2347 ----------G.O.
2348 ----------Jud.
2350 ----------Pub. S.
2351 ----------Budget
2352 ----------Trans.
2353 ----------Pub. S.
2354 ----------L. Gov.
2355 ----------Trans.
2356 ----------Pub. S.
2357 ----------Jud.
2358 ----------Hum. S.
2359 ----------Jud.
2360 ----------Trans.
2361 ----------Rev. & Tax.
2362 ----------U. & C.
2363 ----------C.P.,G.E. & E.D. and L. Gov.
2364 ----------Pub. S.
2365 ----------Hum. S.
2366 ----------Nat. Res.
2367 ----------Trans.
2368 ----------L. Gov. and Jud.
2369 ----------Nat. Res.
2370 ----------Trans.
2371 ----------Ed.
2372 ----------C.P.,G.E. & E.D. and Rev. & Tax.
2373 ----------Rev. & Tax.
2375 ----------Hum. S.
2376 ----------Pub. S.
2378 ----------Rev. & Tax.
2379 ----------L. Gov.
2381 ----------E.,R. & C.A.
2382 ----------Pub. S.
2384 ----------C.P.,G.E. & E.D.
2385 ----------Jud.
2386 ----------Jud.
2387 ----------Jud.
2388 ----------W.,P. & W.
2389 ----------Health
2390 ----------Ins. and Health
2391 ----------Ed.
2392 ----------C.P.,G.E. & E.D.
2393 ----------Higher Ed.
2394 ----------Hum. S.
2395 ----------Jud.
2396 ----------C.P.,G.E. & E.D. and Jud.
2397 ----------Higher Ed.
2398 ----------W.,P. & W.
2399 ----------Ins.
2400 ----------P.E.,R. & S.S.
2401 ----------C.P.,G.E. & E.D.
2402 ----------C.P.,G.E. & E.D.
2403 ----------L. Gov.

2404 ----------L. Gov.
2405 ----------Rev. & Tax.
2406 ----------L. Gov. and Rev. & Tax.
2407 ----------Pub. S.
2408 ----------Pub. S.
2409 ----------W.,P. & W.
2410 ----------Trans.
2411 ----------Agri.
2412 ----------Hum. S.
2413 ----------C.P.,G.E. & E.D.
2414 ----------B. & F. and Rev. & Tax.
2415 ----------Ed.
2417 ----------Trans.
2418 ----------Pub. S.
2419 ----------Trans. and L. Gov.
2420 ----------Trans.
2421 ----------Higher Ed.
2422 ----------Higher Ed.
2423 ----------Jud.
2424 ----------Health
2425 ----------Jud.
2426 ----------Trans.
2427 ----------Ed.
2429 ----------Ed.
2430 ----------U. & C.
2431 ----------Ed.
2432 ----------Ed.
2433 ----------Pub. S.
2434 ----------Health
2435 ----------Ed.
2436 ----------Jud.
2438 ----------G.O.
2439 ----------B. & F.
2441 ----------L. & E.
2443 ----------Health
2444 ----------U. & C.
2445 ----------Nat. Res.
2446 ----------Ed.
2447 ----------Pub. S.
2448 ----------Hum. S.
2449 ----------Ed.
2451 ----------W.,P. & W.
2452 ----------W.,P. & W.
2453 ----------Ed.
2454 ----------Health
2455 ----------L. Gov.
2456 ----------U. & C.
2457 ----------C.P.,G.E. & E.D.
2458 ----------Rls.
2460 ----------Ed.
2461 ----------L. Gov.
2462 ----------Jud.
2463 ----------Ed. and Higher Ed.
2466 ----------C.P.,G.E. & E.D.

2467 ----------L. Gov.
2469 ----------L. Gov.
2470 ----------Ed.
2471 ----------Pub. S.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar reminded Members of the Assembly of the policy adopted on February 1, 1996 relative to motions to adjourn in memory, whereby names of individuals to be memorialized in the Assembly Journal be submitted to the Desk on the forms provided.

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 Dr. Haing S. Ngor, of Los Angeles.

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 Evelyn Gratts, of Los Angeles.

Assembly Member Escutia was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Councilman Ruben Batres, of City of Commerce.

Assembly Member Willard Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Ross M. Miller Jr., of Compton.

ASSEMBLY CONCURRENT RESOLUTION NO. 55 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Baca was granted unanimous consent to take up Assembly Concurrent Resolution No. 55, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 55—Relative to Jewish veterans.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 55

Assembly Member Baca was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 55 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alpert, Archie-Hudson, Baldwin, Bates, Battin, Baugh, Boland, Bowler, Brewer, Brown, Brulte, Caldera, Campbell, Conroy, Cunneen, Davis, Ducheny, Escutia, Figueroa, Frusetta, Gallegos, Goldsmith, Granlund, Harvey, Hauser, Hawkins, Hoge, House, Kaloogian, Katz, Knight, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, Mazzoni, McPherson, Morrissey, Napolitano, Olberg, Poochigian, Rainey, Setencich, Sher, Speier, Sweeney, Takasugi, Thompson, Tucker, Vasconcellos, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Baca was granted unanimous consent to take up Assembly Concurrent Resolution No. 55, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 55, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 55—Relative to Jewish veterans.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate immediately.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Sher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack Sutorius and Stan Norton, former Mayors of Palo Alto.

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. 1855, on request of Assembly Member Sher.

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 Rainey announced his intention to request that Senate Bill No. 671 be removed from the inactive file.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1317 WAIVED

Assembly Member Speier waived her motion to reconsider the vote whereby Senate amendments to Assembly Bill No. 1317 were refused concurrence.

ACTION RESCINDED ON SENATE BILL NO. 76 AND BILL RE-REFERRED

Assembly Member Baldwin was granted unanimous consent to rescind the action whereby the Assembly, on September 15, 1995 (Assembly Journal, page 4005), passed Senate Bill No. 76, and whereby the bill was ordered transmitted to the Senate; and that the bill be re-referred to the Committee on Education.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 691 (Hayden)—An act to amend Section 44014 of the Education Code, relating to school employees.

Bill read third time, and presented by Assembly Member Martinez.

Bill passed by the following vote:

AYES—63

Ackerman	Bustamante	Harvey	Morrissey
Aguiar	Campbell	Hauser	Morrow
Alby	Cannella	Hawkins	Napolitano
Alpert	Conroy	House	Olberg
Archie-Hudson	Cortese	Kaloogian	Poochigian
Baca	Cunneen	Katz	Rainey
Baldwin	Davis	Knight	Setencich
Bates	Ducheny	Knowles	Sher
Battin	Escutia	Kuehl	Speier
Baugh	Figueroa	Kuykendall	Sweeney
Boland	Firestone	Lee	Takasugi
Bowler	Frusetta	Machado	Tucker
Brewer	Gallegos	Margett	Vasconcellos
Brown	Goldsmith	Martinez	Villaraigosa
Brulte	Granlund	Mazzoni	Woods
Burton	Hannigan	McPherson	

NOES—2

Caldera Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 691: Assembly Member Brewer, from "No" to "Aye".

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER
URGENCY CLAUSE TO SENATE BILL NO. 394 WAIVED

Assembly Member Gallegos waived his motion to reconsider the vote whereby the urgency clause to Senate Bill No. 394 was refused adoption.

RECESS

By unanimous consent, at 8:53 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 8:54 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENTS—STATEMENTS OF ECONOMIC INTEREST

Speaker pro Tempore Aguiar announced that tomorrow, March 1, 1996, is the deadline for Members to submit their Statements of Economic Interest (Form 721) to the Office of the Chief Clerk.

COMMITTEE MEETING CANCELED

Assembly Member Alby announced that the meeting of the Committee on Rules scheduled to meet upon adjournment today has been canceled; and that the committee would reconvene on Monday, March 4, 1996.

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. 458, 976, 574, and 378; and Senate Bill No. 1332 were continued until the next legislative day.

MOTION TO ADJOURN

At 8:56 a.m., Assembly Member Hauser moved that the Assembly do now adjourn.

Assembly Member Setencich seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Concurrent Resolution No. 55, Coauthors: Boland, Ducheny, Goldsmith, Granlund, Machado, McPherson, Olberg, Setencich, and Tucker—Aye.

Senate Bill No. 691: Baldwin, Goldsmith, Harvey, Kaloogian, Machado, Olberg, Poochigian, and Tucker—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:56 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 3463—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to amend Section 2073 of the Fish and Game Code, relating to endangered species.

ASSEMBLY BILL NO. 3464—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to amend Section 4584 of the Public Resources Code, relating to forest practices.

ASSEMBLY BILL NO. 3465—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to amend Section 2714 of the Public Resources Code, relating to surface mining.

ASSEMBLY BILL NO. 3466—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to amend Sections 41001 and 41301 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 3467—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to add Section 21080.30 to the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 3468—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to amend Section 40452 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 3469—The Committee on Natural Resources (Olberg (Chairman), Ackerman, Baldwin, Boland, Miller, Poochigian, Richter, Rogan, Thompson, and Woods.) An act to amend Section 30333.1 of the Public Resources Code, relating to coastal resources.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

February 29, 1996

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 798

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HAWKINS, Chairman

SENATE BILL NO. 798—An act to amend Section 19881 of the Health and Safety Code, relating to 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.

AUTHOR'S AMENDMENTS

Committee on Natural Resources

February 29, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 2108

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OLBERG, Chairman

ASSEMBLY BILL NO. 2108—An act to amend Section 42885 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 Revenue and Taxation

February 29, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 875

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TAKASUGI, Chairman

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.

Bill read second time; author's amendments, 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

February 29, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 286

Senate Bill No. 617

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 286—An act to amend 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. 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.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

February 29, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 24

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

SENATE BILL NO. 24—An act to amend Section 91013 of, and to add Section 91013.1 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read 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: February 28, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 411

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: February 28, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Joint Resolution No. 38

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Committee on Rules

Date of Hearing: February 26, 1996

Mr. Speaker: Your Committee on Rules reports:

Assembly Constitutional Amendment No. 32

With the recommendation: That the resolution be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

PRINGLE, Chairman

Above resolution re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

MESSAGES FROM THE SENATE

Senate Chamber, February 29, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1489
Assembly Bill No. 1770

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered to unfinished business file.

Senate Chamber, February 29, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 56

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered to unfinished business file.

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, introduced Dr. Shultz, a professor at Fullerton College, accompanied by students Colleen Lamp, Harriet Shultz, Edwin Tamara, John Shultz, Murphy Copping, and Betty Limon.

Assembly Member Baca, of the 62nd Assembly District, introduced the Bloomington Christian School Choir, who are performing at the Capitol later this day.

Assembly Member Alby, of the 5th Assembly District, introduced Retired Arizona State Representative and former Speaker pro Tempore of the Arizona State House of Representatives Lela Steffey and her husband Warren, Fenton and Joanne Williams, and Jerry and Sherre Roundy.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Hauser, the Assembly adjourned until 11 a.m., Monday, March 4, 1996, out of respect to the memory of Evelyn Gratts, on motion of Assembly Member Caldera; out of respect to the memory of Dr. Haing S. Ngor, on motion of Assembly Member Villaraigosa; out of respect to the memory of Councilman Ruben Batres, on motion of Assembly Member Escutia; out of respect to the memory of former Mayors Jack Sutorius and Stan Norton, on motion of Assembly Member Sher; and out of respect to the memory of Dr. Ross M. Miller Jr., on motion of Assembly Member Willard Murray.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 29, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2108	9606276

SB	RN
24	9606943
286	9604045
617	9534685
798	9606849
875	9606541

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 4, 1996

ONE HUNDRED SEVENTY-NINTH SESSION DAY

FOUR HUNDRED FIFTY-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
Monday, March 4, 1996

The Assembly met at 11:09 a.m.

Hon. Fred Aguiar, 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 Hawkins moved a quorum call of the Assembly.

Motion carried. Time, 11:10 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 11:22 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Caldera	Hoge	Murray, Kevin
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knowles	Rogan
Bates	Ducheny	Knox	Setencich
Battin	Figueroa	Kuehl	Sher
Baugh	Firestone	Kuykendall	Speier
Boland	Friedman	Lee	Sweeney
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	Margett	Thompson
Bowler	Goldsmith	Martinez	Tucker
Brewer	Granlund	Mazzoni	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Assembly Member Susan Davis, of the 76th Assembly District:

Father, We live in a world of great confusion, despair, and problems. We need, therefore, the strength to recognize our weaknesses and the vision to identify what needs to be done. Give us, Lord, the wisdom to do that which is right, the will and the determination to stand for truth even though it may be at times unpopular. But above all, Father, help us serve with dignity and honor the good people of this great state.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, 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 Villaraigosa, 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: Assembly Member Willard Murray.

On personal business, and waiving per diem: Assembly Member McDonald.

Because of illness in her family: Assembly Member Escutia.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

March 4, 1996

Honorable Curt Pringle
Speaker of the Assembly

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Monday, March 4, 1996. I will be attending to legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 4, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised of the composition of the following Select Committees of the Assembly for the remainder of the 1995–1996 Session:

Select Committee on the Arts, the Entertainment Industry, Software and Technology

Rogan (Chair), Battin, Bordonaro, Davis, Escutia, K. Murray, Poochigian, Villaraigosa and Weggeland

Select Committee on the Americas and the **Select Committee on California-Africa Affairs** are renamed the "Select Committee on International Trade"

Kuykendall (Chair), Napolitano (Vice-Chair), Baldwin, Bustamante, Cunneen, Ducheny, Firestone, Gallegos, Hawkins, Lee, W. Murray, Rainey, Setencich, Thompson

Select Committee on California's Children

Knowles (Chair), Baldwin, Escutia, Friedman, Olberg, Thompson, Villaraigosa

Select Committee on California-Mexico Affairs

Battin (Co-Chair), Ducheny (Co-Chair), Aguiar, Alpert, Battin, Brown, Bustamante, Campbell, Escutia, Firestone, Goldsmith, Hawkins, Kaloogian, Morrissey, Morrow, W. Murray and Takasugi

Select Committee on California Wine Production and Economy

Cortese (Chair), Bordonaro, Brown, Bustamante, Firestone, Hauser, Hoge, House, Mazzoni, McPherson and Thompson

Select Committee on Defense Conversion

Alby (Chair), Conroy (Vice-Chair), Archie-Hudson, Baca, Bates, Bordonaro, Brown, Campbell, Hannigan, Hawkins, Knight, Kuykendall, Lee, McDonald, McPherson, Morrissey, Rainey and Weggeland

Additionally, please be advised that the following Select Committees are to be subsumed into Standing Committees as noted:

Select Committee on California's Health Care Safety Net (Health Committee)

Select Committee on Common Sense in Government (Consumer Protection, Governmental Efficiency and Economic Development Committee)

Select Committee on DMV Confidentiality (Public Safety Committee)

Select Committee on House Reorganization Post Term Limits (Rules Committee)

Select Committee on High Technology (Budget Sub-Committee on Information Technology and Transportation)

Select Committee on the Insolvency of Orange County (Local Government Committee)

Select Committee on Marine Resources (Joint Committee on Fisheries and Aquaculture)

Select Committee on Statewide Immigration Impact (various Standing Committees as applicable)

Select Committee on Urban Education Quality (Education Committee)

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 4, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised of the following appointments to the Committee on Governmental Organization Subcommittee on Veterans' Affairs (Knight, Chair): Assembly Members Tom Bordonaro, Sal Cannella.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 4, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised that Assemblyman Hawkins is removed from Budget Subcommittee No. 2, and is appointed to Subcommittee No. 4.

Additionally, Assemblyman Baugh is removed from Budget Subcommittee No. 4, and is appointed to Subcommittee No. 2.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 4, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Public Resources Code, Sec. 31100, I have appointed Assemblyman Tom Bordonaro to the State Coastal Conservancy to fill an existing vacancy.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 4, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Government Code, Sec. 8855, I have appointed Assemblyman Jan Goldsmith to the Debt Advisory Commission, replacing Assemblyman Wally Knox who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 4, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Penal Code 13810, I have appointed Assemblywoman Paula Boland to the Council on Criminal Justice. This appointment reflects Ms. Boland's appointment as the Chairman of the Public Safety Committee.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 4, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Government Code, Sec. 8260, I have appointed James Rogan to the Commission on Uniform State Laws, replacing Assemblyman Byron Sher who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

February 29, 1996

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the following payment has been received by the Assembly Rules Committee in connection with the **58th Assembly District Youth Summit:**

Source	Montebello United School District
Amount	Nonmonetary donation of $400.00
Purpose	58th Assembly District Youth Summit
Person/Class for Whom Payment Used	Assembly Member Grace Napolitano and Staff

Please cause this information to be printed in the Assembly Journal in accordance with HR 37 and Regulation 18944.2 of the Fair Political Practices Commission, Title 2, Division 6 of the California Code of Regulations.

Very truly yours,

JIM RICHARDSON
Chief Administrative Officer
Assembly Rules Committee

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 4, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2108
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

LAST DAY TO CONSIDER GOVERNOR'S VETOES

Pursuant to Joint Rule 58.5, March 2, 1996 was the last day to consider the Governor's vetoes of Assembly Bills Nos. 1336, 1013, 1337, and 1343.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
2472	G.O.
2473	Jud.
2474	Jud.
2475	Hum. S.
2476	C.P.,G.E. & E.D.
2477	Higher Ed.
2478	Ed. and C.P.,G.E. & E.D.
2479	G.O.
2480	Rev. & Tax.

2482 ----------Jud.
2483 ----------Jud.
2484 ----------Health
2486 ----------Pub. S.
2487 ----------Trans.
2488 ----------Health
2489 ----------Trans. and Rev. & Tax.
2490 ----------Health
2491 ----------Jud.
2492 ----------Jud.
2493 ----------Health and Ins.
2494 ----------C.P.,G.E. & Ed.
2495 ----------Trans.
2496 ----------L. Gov.
2497 ----------Pub. S.
2498 ----------L. & E.
2499 ----------B. & F. and Rev. & Tax.
2500 ----------B. & F.
2501 ----------U. & C.
2502 ----------C.P.,G.E. & E.D.
2503 ----------P.E.,R. & S.S.
2504 ----------L. & E.
2505 ----------Ins.
2506 ----------Ed.
2507 ----------E.S. & T.M.
2508 ----------Nat. Res.
2509 ----------L. & E.
2510 ----------Pub. S.
2512 ----------Jud. and Higher Ed.
2513 ----------Health
2514 ----------Jud.
2515 ----------Trans.
2516 ----------Trans.
2517 ----------Trans.
2519 ----------P.E.,R. & S.S.
2523 ----------L. Gov. and Rev. & Tax.
2524 ----------Ed.
2526 ----------L. Gov.
2527 ----------Pub. S.
2528 ----------Jud.
2529 ----------Hum. S.
2531 ----------L. Gov. and Pub. S.
2532 ----------Trans.
2533 ----------B. & F.
2534 ----------Pub. S.
2535 ----------Ins.
2536 ----------C.P.,G.E. & E.D.
2538 ----------Ins.
2540 ----------Ins.
2542 ----------Pub. S.
2544 ----------Higher Ed.
2545 ----------Pub. S.
2546 ----------E.,R. & C.A.
2547 ----------Agri.

2548 ----------Pub. S.
2549 ----------U. & C.
2550 ----------P.E.,R. & S.S.
2551 ----------Rev. & Tax.
2554 ----------Ed.
2555 ----------Jud.
2556 ----------Hum. S. and Ed.
2557 ----------Jud.
2558 ----------Nat. Res.
2559 ----------E.S. & T.M.
2560 ----------G.O.
2561 ----------C.P.,G.E. & E.D.
2562 ----------Agri.
2563 ----------Jud.
2564 ----------Pub. S.
2565 ----------Pub. S.
2567 ----------Jud.
2568 ----------Health
2569 ----------H. & C.D.
2570 ----------P.E.,R. & S.S.
2573 ----------Nat. Res.
2574 ----------C.P.,G.E. & E.D.
2575 ----------L. Gov.
2576 ----------U. & C.
2577 ----------Health
2578 ----------Pub. S.
2579 ----------Pub. S.
2580 ----------Higher Ed.
2581 ----------B. & F.
2582 ----------P.E.,R. & S.S.
2583 ----------Rev. & Tax.
2584 ----------P.E.,R. & S.S.
2586 ----------L. Gov.
2587 ----------Rev. & Tax.
2588 ----------Health
2589 ----------U. & C.
2590 ----------L. Gov.
2591 ----------Higher Ed.
2592 ----------Rev. & Tax.
2593 ----------L. Gov.
2594 ----------Ins.
2595 ----------Pub. S.
2596 ----------Ed.
2597 ----------U. & C.
2598 ----------Nat. Res.
2599 ----------C.P.,G.E. & E.D.
2600 ----------L. & E.
2601 ----------W.,P. & W.
2602 ----------Jud.
2603 ----------Pub. S.
2604 ----------Trans.
2605 ----------Agri.
2606 ----------Pub. S.
2607 ----------E.S. & T.M.

2608 ----------Jud.
2610 ----------U. & C.
2612 ----------Hum. S.
2613 ----------Higher Ed.
2614 ----------Pub. S.
2615 ----------G.O.
2616 ----------Health
2619 ----------Pub. S.
2620 ----------W.,P. & W.
2621 ----------Jud.
2622 ----------C.P.,G.E. & E.D.
2623 ----------Trans.
2624 ----------Pub. S.
2625 ----------Pub. S.
2626 ----------Agri.
2627 ----------Higher Ed.
2628 ----------W.,P. & W.
2629 ----------Higher Ed. and Rev. & Tax.
2630 ----------Ed.
2631 ----------Ed. and Higher Ed.
2632 ----------Hum. S.
2633 ----------P.E.,R. & S.S.
2634 ----------Ins.
2635 ----------Nat. Res.
2636 ----------Trans.
2637 ----------Pub. S.
2639 ----------Trans.
2640 ----------Rev. & Tax.
2641 ----------Trans.
2642 ----------Pub. S.
2643 ----------Jud.
2645 ----------Pub. S.
2646 ----------H. & C.D.
2647 ----------Jud.
2649 ----------Ins. and Health
2650 ----------Rev. & Tax.
2651 ----------Pub. S.
2652 ----------Trans.
2654 ----------Health
2655 ----------P.E.,R. & S.S.
2656 ----------Pub. S.
2657 ----------U. & C.
2658 ----------Pub. S.
2659 ----------Nat. Res.
2661 ----------Rev. & Tax.
2663 ----------G.O.
2664 ----------H. & C.D. and Rev. & Tax.
2665 ----------Health
2666 ----------L. Gov.
2667 ----------Jud.
2669 ----------Health
2670 ----------Pub. S.
2671 ----------Rev. & Tax.
2672 ----------Ed. and Higher Ed.

2673 ---------- P.E.,R. & S.S.
2674 ---------- C.P.,G.E. & E.D.
2676 ---------- C.P.,G.E. & E.D.
2677 ---------- Pub. S.
2678 ---------- Jud.
2679 ---------- Hum. S.
2680 ---------- G.O.
2681 ---------- Agri.
2682 ---------- Jud.
2683 ---------- Nat. Res.
2684 ---------- C.P.,G.E. & E.D.
2685 ---------- Trans.
2686 ---------- Pub. S.
2687 ---------- E.,R. & C.A.
2688 ---------- Rev. & Tax.
2689 ---------- P.E.,R. & S.S.
2690 ---------- Pub. S.
2691 ---------- Pub. S.
2692 ---------- Ins.
2693 ---------- Pub. S. and Higher Ed.
2694 ---------- E.,R. & C.A.
2695 ---------- Ins.
2696 ---------- C.P.,G.E. & E.D.
2697 ---------- Ins.
2699 ---------- Ed.
2700 ---------- Ed.
2703 ---------- Trans.
2705 ---------- P.E.,R. & S.S.
2706 ---------- Nat. Res.
2707 ---------- Ed.
2708 ---------- Ed.
2709 ---------- P.E.,R. & S.S.
2710 ---------- Pub. S.
2712 ---------- U. & C.
2713 ---------- Pub. S.
2714 ---------- Agri.
2715 ---------- H. & C.D.
2716 ---------- C.P.,G.E. & E.D.
2717 ---------- L. & E.
2718 ---------- Ed.
2719 ---------- Ed.
2720 ---------- Ed.
2721 ---------- Jud.
2722 ---------- L. Gov.

Senate Concurrent Resolution No. — *Committee*

45 ---------- Rls.

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 Fred Crabtree, of Livermore.

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 Gregorio E. Moreno, III, 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 Carl Anderson, of Palm Springs.

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 Scott David Gadway, of Morgan Hill.

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 Dr. Russell L. Hulme, of Saratoga; and Ellis Harvey, of Cupertino.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Friedman announced her intention to request that Senate Bill No. 714 be removed from the inactive file.

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 Evan Jeremiah Hildebrand, son of Eric and Elizabeth Hildebrand, of Glendale; Maegan Bethany Bitts, daughter of Randy and Julie Bitts, of Anaheim, and granddaughter of Ted and Pat Kampenga; and Christopher Brandon Van Dam, son of David and Dawn Van Dam and grandson of Art and Judy Van Dam, of Burbank.

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. 671, on request of Assembly Member Rainey.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bordonaro was granted unanimous consent that Senate Bill No. 1125 be withdrawn from the Committee on Human Services and re-referred to the Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Napolitano was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 11:27 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Ducheny and Napolitano introduced former Member of the Assembly Phil Soto, one of the first two Hispanics in California history to be elected to the State Assembly. Assembly Member Napolitano also introduced Mrs. Nell Soto, Vice Mayor of Pomona, and Mr. and Mrs. Soto's daughter, Ana Soto.

Assembly Member Ducheny then presented a resolution congratulating Mr. Soto on the occasion of his 70th birthday, on March 3, 1996, whereupon Phil Soto addressed the assemblage.

REASSEMBLED

At 11:29 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 56—Brulte, Mazzoni, and McPherson, (Senator Lockyer, coauthor). Relative to the Israeli-Palestinian Interim Agreement.

ASSEMBLY JOINT RESOLUTION NO. 56 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent to take up Assembly Joint Resolution No. 56, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 56—Relative to the Israeli-Palestinian Interim Agreement.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 56

Assembly Member Brulte was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 56 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alpert, Archie-Hudson, Baca, Baldwin, Bates, Battin, Baugh, Boland, Bordonaro, Bowen, Bowler, Brewer, Brown, Bustamante, Caldera, Campbell, Cannella, Conroy, Cortese, Cunneen, Davis, Firestone, Friedman, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hauser, Hawkins, Hoge, House, Isenberg, Katz, Knight, Knowles, Knox, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, Miller, Morrissey, Morrow, Kevin Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Rogan, Setencich, Sher, Speier, Sweeney, Takasugi, Thompson, Tucker, Vasconcellos, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Brulte was granted unanimous consent to take up Assembly Joint Resolution No. 56, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 56, as Amended

ASSEMBLY JOINT RESOLUTION NO. 56—Relative to the Israeli-Palestinian Interim Agreement.

Resolution read, as amended, and adopted by the following vote:

AYES—71

Ackerman	Bustamante	House	Murray, Kevin
Aguiar	Caldera	Isenberg	Napolitano
Alby	Campbell	Kaloogian	Olberg
Alpert	Cannella	Katz	Poochigian
Archie-Hudson	Conroy	Knight	Rainey
Baca	Cortese	Knowles	Rogan
Baldwin	Cunneen	Knox	Setencich
Bates	Davis	Kuehl	Sher
Battin	Firestone	Kuykendall	Speier
Baugh	Friedman	Lee	Sweeney
Boland	Frusetta	Machado	Takasugi
Bordonaro	Gallegos	Margett	Thompson
Bowen	Goldsmith	Martinez	Tucker
Bowler	Granlund	Mazzoni	Villaraigosa
Brewer	Harvey	McPherson	Weggeland
Brown	Hauser	Miller	Woods
Brulte	Hawkins	Morrissey	Mr. Speaker
Burton	Hoge	Morrow	

NOES—None

Resolution ordered transmitted to the Senate.

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 those who were killed in the recent bombings in Tel Aviv.

ASSEMBLY CONCURRENT RESOLUTION NO. 60 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent to take up Assembly Concurrent Resolution No. 60, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Relative to proclaiming Southeast Asia Genocide Remembrance Week.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 60

Assembly Member Morrissey was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 60 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alpert, Archie-Hudson, Baca, Baldwin, Bates, Battin, Baugh, Boland, Bordonaro, Bowen, Bowler, Brewer, Brown, Brulte, Burton, Bustamante, Caldera, Conroy, Cortese, Cunneen, Davis, Ducheny, Firestone, Friedman, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hauser, Hawkins, Hoge, House, Isenberg, Kaloogian, Katz, Knight, Knowles, Knox, Kuehl, Kuykendall, Machado, Margett, Martinez, Mazzoni, McPherson, Miller, Morrow, Kevin Murray, Napolitano, Olberg, Poochigian, Pringle, Rainey, Rogan, Setencich, Sher, Speier, Sweeney, Takasugi, Thompson, Tucker, Vasconcellos, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Morrissey was granted unanimous consent to take up Assembly Concurrent Resolution No. 60, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 60, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Relative to proclaiming Southeast Asia Genocide Remembrance Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1147 BY UNANIMOUS CONSENT

Assembly Member Tucker was granted unanimous consent to take up Senate Bill No. 1147, out of order.

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, and presented by Assembly Member Tucker.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Baldwin	Firestone	Kuykendall	Speier
Bates	Friedman	Lee	Sweeney
Battin	Frusetta	Machado	Takasugi
Baugh	Calleges	Margett	Thompson
Boland	Goldsmith	Martinez	Tucker
Bordonaro	Granlund	Mazzoni	Vasconcellos
Bowen	Hannigan	McPherson	Villaraigosa
Bowler	Harvey	Miller	Weggeland
Brown	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Ackerman	Cannella	Kaloogian	Poochigian
Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Baldwin	Firestone	Kuykendall	Speier
Bates	Friedman	Lee	Sweeney
Battin	Frusetta	Machado	Takasugi
Baugh	Calleges	Margett	Thompson
Boland	Goldsmith	Martinez	Tucker
Bordonaro	Granlund	Mazzoni	Vasconcellos
Bowen	Hannigan	McPherson	Villaraigosa
Bowler	Harvey	Miller	Weggeland
Brown	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	
Caldera	House	Napolitano	
Campbell	Isenberg	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On May 9, 1996, the action was rescinded whereby the urgency clause to Senate Bill No. 1147 was adopted and whereby the bill was passed and ordered transmitted to the Senate. See page 6209.)

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Hawkins was granted unanimous consent to take up Assembly Bill No. 1489, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1489 (Hawkins)—An act to add and repeal Section 48916.2 of the Education Code, relating to pupil expulsion, 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—73

Ackerman	Caldera	Isenberg	Poochigian
Aguiar	Campbell	Kaloogian	Rainey
Alby	Conroy	Katz	Richter
Alpert	Cortese	Knight	Rogan
Archie-Hudson	Cunneen	Knox	Setencich
Baca	Davis	Kuehl	Sher
Baldwin	Ducheny	Kuykendall	Speier
Bates	Firestone	Lee	Sweeney
Battin	Friedman	Machado	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Gallegos	Martinez	Tucker
Bordonaro	Goldsmith	Mazzoni	Vasconcellos
Bowen	Granlund	McPherson	Villaraigosa
Bowler	Hannigan	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods
Brown	Hauser	Morrow	Mr. Speaker
Brulte	Hawkins	Murray, Kevin	
Burton	Hoge	Napolitano	
Bustamante	House	Olberg	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Caldera	Isenberg	Poochigian
Aguiar	Campbell	Kaloogian	Rainey
Alby	Conroy	Katz	Richter
Alpert	Cortese	Knight	Rogan
Archie-Hudson	Cunneen	Knox	Setencich
Baca	Davis	Kuehl	Sher
Baldwin	Ducheny	Kuykendall	Speier
Bates	Firestone	Lee	Sweeney
Battin	Friedman	Machado	Takasugi
Baugh	Frusetta	Margett	Thompson
Boland	Gallegos	Martinez	Tucker
Bordonaro	Goldsmith	Mazzoni	Vasconcellos
Bowen	Granlund	McPherson	Villaraigosa
Bowler	Hannigan	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods
Brown	Hauser	Morrow	Mr. Speaker
Brulte	Hawkins	Murray, Kevin	
Burton	Hoge	Napolitano	
Bustamante	House	Olberg	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Assembly Concurrent Resolution No. 56, out of order for purpose of consideration of Senate amendments.

ASSEMBLY CONCURRENT RESOLUTION NO. 56 (Goldsmith)—Relative to Mediation 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 Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTION TO RECONSIDER URGENCY CLAUSE TO SENATE BILL NO. 1332 WAIVED

Assembly Member Goldsmith waived his motion to reconsider the vote whereby the urgency clause to Senate Bill No. 1332 was refused adoption.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Brewer was granted unanimous consent to take up Assembly Bill No. 1770, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1770 (Brewer)—An act to amend Sections 10009.6, 10016, 12811.1, 12811.5, and 12822.6 of the Public Utilities Code, relating to public utilities, 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 Weggeland moved a call of the Assembly.

Motion carried. Time, 11:47 a.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 Brown was granted unanimous consent to take up Assembly Bill No. 1859, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1859 (Brown)—An act to amend Section 11351 of the Government Code, relating to administrative regulations.

The question being: Shall 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

Ackerman	Campbell	Isenberg	Napolitano
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	Firestone	Kuykendall	Sher
Battin	Friedman	Lee	Speier
Baugh	Frusetta	Machado	Sweeney
Boland	Gallegos	Margett	Takasugi
Bordonaro	Goldsmith	Martinez	Thompson
Bowen	Granlund	Mazzoni	Tucker
Bowler	Harvey	McPherson	Vasconcellos
Brown	Hauser	Miller	Villaraigosa
Brulte	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	Murray, Kevin	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1855 RETURNED TO SENATE

Assembly Member Sher was granted unanimous consent that Assembly Bill No. 1855 be returned to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 574

In compliance with a motion given on a previous day, Assembly Member Villaraigosa moved that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 574 were refused concurrence.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Villaraigosa moved a call of the Assembly.

Motion carried. Time, 11:54 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 MOTION TO RECONSIDER ASSEMBLY BILL NO. 574

At 11:57 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to reconsider the vote whereby Senate amendments to Assembly Bill No. 574 were refused concurrence lost by the following vote:

AYES—34

Alpert	Campbell	Katz	Setencich
Archie-Hudson	Cannella	Knox	Sher
Baca	Davis	Kuehl	Speier
Bates	Ducheny	Lee	Sweeney
Bowen	Friedman	Machado	Tucker
Brown	Gallegos	Martinez	Vasconcellos
Burton	Hannigan	Mazzoni	Villaraigosa
Bustamante	Hauser	Murray, Kevin	
Caldera	Isenberg	Napolitano	

NOES—32

Ackerman	Conroy	Knight	Poochigian
Aguiar	Firestone	Knowles	Rainey
Alby	Goldsmith	Kuykendall	Richter
Baldwin	Granlund	Margett	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mr. Speaker

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 458 WAIVED

Assembly Member Ducheny waived her motion to reconsider the vote whereby Senate amendments to Assembly Bill No. 458 were refused concurrence.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1770

At 12:08 p.m., on motion to Assembly Member Weggeland, 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. 1770

Assembly Member Brewer 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. 1770, and that the bill be passed on file, to retain its place on file.

CAUCUS ANNOUNCEMENTS

At 12:13 p.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:14 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 12:54 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

SENATE BILL NO. 411—An act to amend Section 50401 of, and to add Chapter 9 (commencing with Section 50700) to Division 20 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.

UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until Thursday, March 7, 1996.

MOTION TO ADJOURN

At 12:56 p.m., Assembly Member Brewer moved that the Assembly do now adjourn.

Assembly Member Gallegos seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 56, Coauthors: Archie-Hudson, Cortese, and Knox—Aye.

Assembly Joint Resolution No. 56: Archie-Hudson, Cortese, and Knox—Aye.

Assembly Concurrent Resolution No. 60, Coauthors: Archie-Hudson, Cortese, and Knox—Aye.

Senate Bill No. 1147 and Urgency: Cortese and Knox—Aye.

Assembly Bill No. 1489, Urgency and Concurrence: Cortese, Knox, and Olberg—Aye.

Assembly Bill No. 1859, Concurrence: Cortese, Knox, and Machado—Aye.

Assembly Bill No. 574, Motion to Reconsider: Knox—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:56 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 3470—The Committee on Judiciary (Morrow (Chairman), Alby, Battin, Baugh, Bowen, Goldsmith, House, Kaloogian, Knight, Knowles, Machado, and Mazzoni.) An act to amend Sections 650.4, 2725, 12240, 23057, 23104.1, and 25662 of the Business and Professions Code, to amend Sections 2079.12, 2945.11, 2983.2, 3319, 3320, and 3321 of the Civil Code, to amend Section 1991.1 of, to amend and renumber Sections 107.65 and 708.750 of, and to repeal the heading of Part 3.5 (commencing with former Section 1823) of, the Code of Civil Procedure, to amend Section 9501 of the Commercial Code, to amend Sections 15320, 19336, 48664, 58552, 58751, 60242, and 84751 of, and to repeal the heading of Chapter 15 (commencing with Section 11400) of Part 7 of, the Education Code, to amend Sections 8051.2 and 8280.5 of the Fish and Game Code, to amend Section 24014 of the Food and Agricultural Code, to amend Sections 6518, 8546, 8879.13, 8880.68, 11354.1, 11504, 12805, 15399.22, 19853.1, 19854, 29530.5, 50022.5, 53069.8, 69911, and 73665.5 of, to amend and renumber Sections 6599, 6599.1, and 12173 of, and to amend and renumber the heading of Title 7.91 (commencing with Section 67910), Title 7.92 (commencing with Section 67920), and Title 7.93 (commencing with Section 67930) of, the Government Code, to amend Sections 1597.15, 1771, 1779, 1779.4, 11837.9, 18062.8, 18080.9, 25158.4, 25198, 25201.1, 25218.11, 41503.6, 44017, 44085, and 44220 of, to amend and renumber Sections 1250.9, 18965, 18966, 18967, 18968, 18969, 18970, 18971, 27622.5, and 27623 of, to add the heading of Chapter 7 (commencing with Section 18949.25) to Part 2.5 of Division 13 of, and to repeal the heading of Chapter 7 (commencing with Section 18965) of Part 2.5 of Division 13 of, the Health and Safety Code, to amend Sections 10082, 10083, 10089.40, 10089.7, 10603, 10604, and 12376 of, and to amend and renumber Section 10089.7 of, the Insurance Code, to amend Section 626.10 of, and to amend and renumber Section 11113 of, the Penal Code, to amend Sections 4551.3 and 30514 of, and to repeal Section 21083.8 of, the Public Resources Code, to amend Section 2889.5 of, and to amend and renumber Sections 739.3 and 5387.5 of, the Public Utilities Code, to amend Section 75.60, 214, 2503.2, 2611.6, 3698.5, 3698.7, 6202.5, 6359, 17233, 17266, 23051.5, 23622, 24356.4, 24385, 60706.1, and 60707.1 of, and to amend the heading of Chapter 2.92 (commencing with Section 7286.50) of Part 1.7 of Division 2 of, the Revenue and Taxation Code, to amend Sections 10218.5 and 15037.1 of the Unemployment Insurance Code, to amend Sections 415, 672, 1656.2, 1675, 1810, 4655, 5011.5, 5070, 8200, 9252, 11216.2, 13378, 17302, 21114.5, 21663, 22507.9, 22512, 22851.1, 23197, 23203, 25110, 25802, 27207, 32050, 33002, 35782, 35790, 36505, 38010, 38080, 40000.7, 40513, 40802, 40802.5, 40803, 40901, 42003, and 42230 of the Vehicle Code, to amend Sections 10610.2, 10635, 10913, 13274, 35281, and 35282 of, and to amend and renumber Section 21267 of, the Water Code, to amend and renumber the heading of Article 4.05 (commencing with Section 14139.05) of Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, and to amend Section 5 of Chapter 52 of the Statutes of 1941 and Section 3 of Chapter 981 of the Statutes of 1995, relating to maintenance of the codes.

ASSEMBLY BILL NO. 3471—The Committee on Judiciary (Morrow (Chairman), Alby, Battin, Baugh, Bowen, Davis, Goldsmith, House, Kaloogian, Knight, Knowles, Machado, and Mazzoni.) An act to amend Sections 284 and 285 of the Code of Civil Procedure, relating to attorneys.

AUTHOR'S AMENDMENTS

Committee on Public Safety

March 4, 1996

Mr. 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 Natural Resources

March 4, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 836

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OLBERG, Chairman

SENATE BILL NO. 836—An act to add Section 39613 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 Governmental Organization

March 4, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 632

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HOGE, Chairman

SENATE BILL NO. 632—An act to amend Sections 23951, 23953, and 24071 of, and to add Sections 23405.3 and 24071.2 to, the Business and Professions Code, relating to alcoholic beverages, 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

March 4, 1996

Mr. 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 amend Section 17525 of 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 Higher Education

March 4, 1996

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 1301

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIRESTONE, Chairman

SENATE BILL NO. 1301—An act to add Chapter 1.7 (commencing with Section 66004) to Part 40 of the Education Code, relating to postsecondary education, 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: February 28, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 703

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Budget.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: February 28, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 848

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, March 4, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 56

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered to unfinished business file.

Senate Chamber, March 4, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 691

JOHN W. ROVANE, Acting Secretary of the Senate

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Budget Subcommittee No. 2 on Education Finance and Higher Education on Wednesday, March 6, 1996, at 3:30 p.m. in Room 4202; and on Wednesday, March 13, 1996, at 3:30 p.m. in Room 127.

INTRODUCTION OF GUESTS

Assembly Member Lee, of the 16th Assembly District, introduced the California Association of Black Social Workers for the 1996 Legislative Lobby Day.

Assembly Member Baca, of the 62nd Assembly District, introduced the following individuals from the California School Board Administrators: Jerry Sturmer, Rialto Unified School District; Linda Fabre, Colton Joint Unified School District; Dave Ackley, San Bernardino Unified School District; Janey Kozlowski, San Bernardino County Schools; and Charles Terrell, Jr., Educational Consulting, San Bernardino.

Assembly Member Morrissey, of the 69th Assembly District, introduced his wife Margret Morrissey and the Best Man at their wedding, Ben Arnty and his wife Dorrie Arnty.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Brewer, the Assembly adjourned until 7 a.m., Tuesday, March 5, 1996, out of respect to the memory of Fred Crabtree, on motion of Assembly Member Sweeney; out of respect to the memory of Gregorio E. Moreno, III, on motion of Assembly Member Villaraigosa; out of respect to the memory of Scott David Gadway, on motion of Assembly Member Frusetta; out of respect to the memory of Dr. Russell L. Hulme and Ellis Harvey, on motion of Assembly Member Cunneen; out of respect to the memory of those who were killed in the recent bombings in Tel Aviv, on motion of Assembly Member Knowles; out of respect to the memory of Carl Anderson, on motion of Assembly Member Rogan; and in honor of the birth of Evan Jeremiah Hildebrand, Maegan Bethany Bitts, and Christopher Brandon Van Dam, on motion of Assembly Member Rogan.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 4, 1996

The following measures were amended in the Assembly on this day:

SB	RN
411	9605773
632	9606665
805	9606979
836	9605803
1301	9606995

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 5, 1996

ONE HUNDRED EIGHTIETH SESSION DAY

FOUR HUNDRED FIFTY-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)

Vol. 3 48—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, March 5, 1996

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—68:

Ackerman	Bustamante	Harvey	Morrow
Aguiar	Campbell	Hauser	Napolitano
Alby	Cannella	Hawkins	Olberg
Alpert	Conroy	Hoge	Poochigian
Archie-Hudson	Cortese	House	Rainey
Baca	Cunneen	Kaloogian	Richter
Baldwin	Davis	Katz	Rogan
Bates	Ducheny	Knight	Setencich
Battin	Escutia	Knowles	Sher
Baugh	Figueroa	Kuykendall	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Thompson
Bowler	Frusetta	Martinez	Tucker
Brewer	Gallegos	Mazzoni	Vasconcellos
Brown	Goldsmith	McPherson	Villaraigosa
Brulte	Granlund	Miller	Weggeland
Burton	Hannigan	Morrissey	Woods

Quorum present.

At 1:10 p.m., Hon. Marilyn C. Brewer, 70th 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 Caldera, Knox, Kevin Murray, Pringle, and Speier.

On personal business, and waiving per diem: Assembly Members Lee, McDonald, and Willard Murray.

Because of jury duty and legislative business: Assembly Member Bowen.

Because of illness in her family: Assembly Member Kuehl.

The following Assembly Member was excused for the day: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 4, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Pringle: I am writing to request that I be excused from session on Tuesday, March 5, Wednesday, March 6, and Thursday, March 7. I will be in Los Angeles continuing my jury duty service that I began in December over the Assembly Holiday Recess.

Additionally, I will be conducting legislative business while I am in Los Angeles as I do not have to report to the jury room until 10:00 a.m. and expect to be done by late afternoon each day.

Please feel free to call me should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

March 4, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to legislative business in my district this Tuesday, March 5, I would like to be excused from attending check in session.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

March 5, 1996

Assembly Speaker Curt Pringle
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session on Tuesday, March 5, 1996. I will be in Los Angeles on legislative business. Thank you.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

March 4, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session from Tuesday, March 5, 1996 to Thursday, March 9, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

January 30, 1996

Mr. Dotson Wilson
Chief Clerk of the Assembly
Room 3196, State Capitol
Sacramento, California

Dear Mr. Wilson: Please be advised that on Tuesday, March 5, 1996 I will be in my district office on legislative business.

Thank you for your consideration.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 5, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, Tuesday, March 5, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

COMMUNICATIONS

The following communication was presented by the Chief Clerk from:

Bill Jones, Secretary of State, Office of the Secretary of State, dated February 26, 1996, transmitting a copy of the qualified initiative entitled "Campaign Contributions and Spending Limits. Disclosure. Initiative Statute." Referred pursuant to Elections Code, Section 9034, to the Committee on Elections, Reapportionment and Constitutional Amendments.

REPORTS

The following reports were presented by the Chief Clerk:

Private Industry Council of Southeast Los Angeles County, Two Year Plan Summary, 1996–98 (Pursuant to JTPA, FESA, Title II Job Training Plan, and Title III Substate Plan Instructions)

Above transmitted report, together with letter of transmittal from Bill Plaster, Executive Director, Private Industry Council of Southeast Los Angeles County, Cerritos, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Oakland Private Industry Council, 1996–98 Job Training Plan, Summary (Pursuant to Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Gay Plair Cobb, Oakland Private Industry Council, Oakland, dated February 28, 1996, referred by the Speaker to the Committee on Labor and Employment.

Foothill Private Industry Council, Job Training Plan Summary, First Publication—March 1, 1996 (Pursuant to Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Phillip L. Dunn, Executive Director, Foothill Private Industry Council, Pasadena, dated February 29, 1996, referred by the Speaker to the Committee on Labor and Employment.

County of Ventura, Job Training Plan 1996–98, Summary of Systems and Activities, March 1, 1996 (Pursuant to Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Bruce Stenslie, Planning Manager, Workforce Development Division County of Ventura, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

City of San Bernardino, Employment and Training Agency, Program Years 1996 and 1997, Job Training Plan Summary (Pursuant to Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Ernest B. Dowdy, Executive Director, City of San Bernardino Employment and Training Agency, San Bernardino, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Employers' Training Resource, Summary of Proposed Job Training Plan for Program Years 1996–1998, July 1, 1996–June 30, 1998 (Pursuant to Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Peter Parra, Director, Employers' Training Resource, Bakersfield, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Report on the Status of Utility Research and Marketing Activities (Pursuant to Public Utilities Code Section 701.6)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated February 29, 1996, referred by the Speaker to the Committee on Natural Resources.

California Department of Forestry and Fire Protection Report on the Impacts of Designating High Fire Hazard Severity Zones (Pursuant to Public Resources Code Section 4205)

Above transmitted report, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated February 23, 1996, referred by the Speaker to the Committee on Natural Resources.

CDF Report Regarding Minority, Women, and Disabled Veteran Enterprises (Pursuant to Budget Item #95 3540-001-001, 1995)

Above transmitted report, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated February 27, 1996, referred by the Speaker to the Committee on Budget.

1996 Annual Report of the California DUI Management Information System (Pursuant to Assembly Bill 757, Chapter 450, 1989)

Above transmitted report, together with letter of transmittal from Anne Bersinger, Acting Director, Department of Motor Vehicles, Sacramento, dated February 27, 1996, referred by the Speaker to the Committee on Transportation.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 3472—The Committee on Local Government (Rainey (Chairman), Ackerman, Granlund, Hannigan, Kuykendall, Margett, Kevin Murray, Napolitano, Setencich, and Sweeney. An act to amend Sections 8762 and 8771 of the Business and Professions Code, to amend Section 17850 of the Education Code, to amend Sections 26907, 27279, 65361, 66416.5, and 66417 of, to amend and renumber Sections 12035 and 12036 of, and to repeal Sections 12037, 12038, and 66452.7 of, the Government Code, to amend Sections 40275, 41210, and 41220 of the Health and Safety Code, to amend Sections 8813, 8813.1, 8813.2, 8815.2, and 8815.3 of the Public Resources Code, and to amend Section 50752 of the Water Code, relating to local government.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 43—Conroy (Senator Peace, coauthor). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 23 to Article IV thereof, amending Section 8 of Article VII thereof, and repealing Article XII thereof, relating to public utilities.

AUTHOR'S AMENDMENTS

Committee on Insurance

March 5, 1996

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 2052

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

ASSEMBLY BILL NO. 2052—An act to amend Sections 1065.2 and 1065.4 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

March 5, 1996

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 464

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 464—An act to add Section 675.1 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 Health

March 5, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 563

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

SENATE BILL NO. 563—An act to amend Section 3327.5 of the Business and Professions Code, relating to hearing aid dispensers.

Bill read 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: March 4, 1996

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1106

With the recommendation: Do pass.

GOLDSMITH, 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 bill was this day on the second reading file:

Senate Bill No. 411, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 703—An act to augment Item 6870-101-001 of Section 2.00 of the Budget Act of 1995, relating to the California Community Colleges, 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 Appropriations read and adopted, bill ordered reprinted and to be re-referred to the Committee on Budget.

SENATE BILL NO. 848—An act to amend Section 22349 of, and to add and repeal Section 22349.5 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 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. 714, on request of Assembly Member Friedman.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, March 6, 1996.

FRED AGUIAR, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 5, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2052	9606348

SB	RN
464	9606968
563	9606554
703	9607048
848	9607045

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 6, 1996

ONE HUNDRED EIGHTY-FIRST SESSION DAY

FOUR HUNDRED FIFTY-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
Wednesday, March 6, 1996

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—72:

Ackerman	Campbell	Hawkins	Morrow
Aguiar	Cannella	Hoge	Napolitano
Alby	Conroy	House	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Rainey
Baca	Davis	Knight	Richter
Baldwin	Ducheny	Knowles	Setencich
Bates	Escutia	Knox	Sher
Battin	Figueroa	Kuehl	Speier
Baugh	Firestone	Kuykendall	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowler	Gallegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Vasconcellos
Brown	Granlund	McDonald	Villaraigosa
Burton	Hannigan	McPherson	Weggeland
Bustamante	Harvey	Miller	Woods
Caldera	Hauser	Morrissey	Mr. Speaker

Quorum present.

At 1:47 p.m., Hon. Cruz M. Bustamante, 31st 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 Brulte and Kevin Murray.

On personal business, and waiving per diem: Assembly Members Lee, Willard Murray, and Rogan.

Because of jury duty: Assembly Member Bowen.

The following Assembly Member was excused for the day: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

March 6, 1996

Assembly Speaker Curt Pringle
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in session on March 6, 1996, as I will be in my district on legislative business.

Thank you.

Sincerely,

JAMES L. BRULTE, Assembly Member
Sixty-third 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, March 5, 1996; for letter explaining the absence of Assembly Member Bowen on this day on jury duty and legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, March 5, 1996.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 5, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to SCR 22 (1985), I have appointed Assemblyman Steve Kuykendall to the Pacific Fisheries Legislative Task Force to fill an existing vacancy.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 5, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: I have appointed Assemblyman Bruce Thompson, Assemblyman Keith Olberg and Mr. Tony Gonzales to the California Policy Seminar, replacing Assemblyman John Vasconcellos and Mr. Jimmy Lewis who are removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

**Yolo County Private Industry Council,
Yolo County Community Partnership Agency,
Plan Summary for 1996–98 Two Year Plan
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Alexander M. Laiewski, Director, Community Partnership Agency, Woodland, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Santa Ana Private Industry Council, PY 1996–98 Job Training Plan Summary
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Patricia Nunn, Executive Director, Private Industry Council of Santa Ana, Santa Ana, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

**NoRTEC Job Training Plan Summary, PY 1996–98
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Terrianne Brown, Program Operations Director, NoRTEC, Paradise, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

**NOVA Private Industry Council,
Draft Summary of NOVA's FYs 1997 & 1998 Job Training Plan
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Michael J. Curran, Director, NOVA Private Industry Council, Sunnyvale, dated March 3, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Ratios of California Public School Administrative Employees
to Teachers as of October 1994
(Pursuant to Education Code Section 41407)**

Above transmitted report, together with letter of transmittal from Paula Mishima, Director, Governmental Affairs Office, Department of Education, Sacramento, dated March 1, 1996, referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 6, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2052

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

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. 848, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1106—An act to add Section 2954.11 to the Civil Code, relating to mortgages.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 6, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1859

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., March 6, 1996.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, March 6, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 56

And reports the same correctly enrolled, and presented to the Secretary of State on the 6th day of March, 1996, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 3473—The Committee on Consumer Protection, Governmental Efficiency and Economic Development (Morrissey (Chairman), Baldwin, Firestone, Knight, Thompson, and Woods.) An act to amend Sections 110, 2467, 2601, 2602, 2603, 2604, 2604.5, 2605, 2606, 2607, 2607.5, 2608.5, 2609, 2611, 2612, 2613, 2614, 2615, 2620.3, 2620.5, 2630, 2632, 2633, 2634, 2636, 2636.1, 2636.5, 2637, 2638, 2639, 2650, 2650.1, 2651, 2652, 2653, 2655, 2655.1, 2655.2, 2655.3, 2655.4, 2655.5, 2655.6, 2655.7, 2655.71, 2655.8, 2655.9, 2655.91, 2655.92, 2660, 2661, 2661.5, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2672, 2680, 2682, 2684, 2685, 2687, 2688, 2688.5, 2689, 2690, 2696, 2987.5, 3356, 3360, 3401, 3427.5, 3901, 3902, 3924, 3930.5, 4980.03, 4980.40, 4984.5, 4984.6, 4987.5, 4990.1, 4990.2, 4990.15, 4994, 4996.3, 4996.6, 4998, 8516, 8522, 8550, 8564.5, 8614, 8617, 8622, and 8675 of, to add Section 8656 to, and to repeal Sections 3924.5, 3930.1, 4940.1, 4940.2, 4940.3, and 4990.17 of, the Business and Professions Code, relating to businesses and professions.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

March 6, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 33

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 33—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.

AUTHOR'S AMENDMENTS
Committee on Public Safety

March 6, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2017
Assembly Bill No. 2085
Assembly Bill No. 2112
Assembly Bill No. 2125

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2017—An act to amend Sections 4582.01, 4582.03, 4582.05, 4582.06, and 4852.13, relating to criminal offenders.

Bill read 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. 2085—An act to amend Sections 11160, 11161.9, and 11162.5 of 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.

ASSEMBLY BILL NO. 2112—An act to amend Section 6025 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.

ASSEMBLY BILL NO. 2125—An act to add Article 8 (commencing with Section 124170) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 273.4 to the Penal Code, relating to female genital mutilation.

Bill read second time; author's amendments, 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

March 6, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 354
Senate Bill No. 909

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

SENATE BILL NO. 354—An act to amend Sections 1749.1 and 1749.3 of, and to repeal Section 1749.8 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. 909—An act to amend Section 84040 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 Health

March 6, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 2092

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

ASSEMBLY BILL NO. 2092—An act to amend Sections 7150.1, 7151, 7151.5, 7152, 7153, 7154, and 7184 of, and to add Section 7165 to, the Health and Safety Code, to add Article 14 (commencing with Section 18850) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, and to amend Section 1672 of the Vehicle Code, relating to organ donation.

Bill read second time; author's amendments, 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

March 6, 1996

Mr. 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.

BOWLER, Chairman

SENATE BILL NO. 956—An act relating to energy resources.

Bill read second time; author's amendments, 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

March 6, 1996

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 500

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HOUSE, Chairman

SENATE BILL NO. 500—An act to amend Section 1182 of the Labor Code, relating to minimum wage.

Bill read second time; author's amendments, 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

March 6, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 2055

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TAKASUGI, Chairman

ASSEMBLY BILL NO. 2055—An act to amend Section 17039 of, and to add Section 17052.1 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 Consumer Protection, Governmental Efficiency and Economic Development

March 6, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 435

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORRISSEY, Chairman

SENATE BILL NO. 435—An act 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

March 6, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 2124

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORRISSEY, Chairman

ASSEMBLY BILL NO. 2124—An act to amend Section 7048 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.

ADJOURNMENT

At 3:45 p.m., the Assembly adjourned until 9:30 a.m., Thursday, March 7, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 6, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2017	9605380
2055	9607197
2085	9607236
2092	9607053
2112	9607140
2124	9607052
2125	9607182

ACA	RN
33	9606949

SB	RN
354	9606575
435	9607223
500	9607155
909	9606651
956	9606179

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 7, 1996

ONE HUNDRED EIGHTY-SECOND SESSION DAY

FOUR HUNDRED FIFTY-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
Thursday, March 7, 1996

The Assembly met at 9:30 a.m.

Hon. Fred Aguiar, 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 Conroy moved a quorum call of the Assembly. Motion carried. Time, 9:31 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:48 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—72:

Ackerman	Caldera	Hawkins	Morrow
Aguiar	Campbell	Hoge	Napolitano
Alby	Cannella	House	Olberg
Alpert	Conroy	Isenberg	Poochigian
Archie-Hudson	Cortese	Kaloogian	Rainey
Baca	Cunneen	Katz	Richter
Baldwin	Davis	Knight	Rogan
Bates	Ducheny	Knox	Setencich
Battin	Escutia	Kuykendall	Speier
Baugh	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowler	Gallegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Vasconcellos
Brown	Granlund	McDonald	Villaraigosa
Brulte	Hannigan	McPherson	Weggeland
Burton	Harvey	Miller	Woods
Bustamante	Hauser	Morrissey	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord Who Loves Us All, You know our created nature; You know our infirmity. Though we have sinned, we have not forsaken You, O God, nor have we stretched out our hands to a strange god. Free us then, O Heavenly Master, from every bond of iniquity and spare us in Your love.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Rainey 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 Sweeney, seconded by Assembly Member Burton.

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 Friedman, Knowles, Kevin Murray, and Willard Murray.

On personal business, and waiving per diem: Assembly Member Sher.

Because of jury duty and legislative business: Assembly Member Bowen.

Because of illness in her family: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 5, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to respectfully request to be excused from Session on Thursday, March 7, 1996, due to legislative business in Southern California.

Thank you for your consideration of this request.

Sincerely,

BARBARA FRIEDMAN, Assembly Member
Fortieth District

March 5, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from Floor Session activities on Thursday, March 7, 1996 as I will be traveling on legislative business.

If there are any questions regarding this request, please contact Kevin Brown in my Capitol Office at 445-8343.

Sincerely,

DAVID KNOWLES, Assembly Member
Fourth District

March 7, 1996

Honorable Curt Pringle
Speaker of the Assembly

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Thursday, March 7, 1996. I will be attending to legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second 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, March 5, 1996; for letter explaining the absence of Assembly Member Bowen on this day on jury duty and legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, March 5, 1996.)

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Boland was granted unanimous consent that Senate Bill No. 989 be withdrawn from the Committee on Public Safety and re-referred to the Committee on Education.

Assembly Member Bowler was granted unanimous consent that Senate Bill No. 956 be withdrawn from the Committee on Transportation and re-referred to the Committee on Utilities and Commerce.

Assembly Member Bordonaro was granted unanimous consent that Assembly Bill No. 2298 be withdrawn from the Committee on Human Services and re-referred to the Committee on Health; and that Assembly Bill No. 2020 be withdrawn from the Committee on Human Services and re-referred to the Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Speaker Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judy Nelson, of San Jose.

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 Sunnie Y. Montoya, of San Jose.

Assembly Member Rainey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gerald Awes of Walnut Creek; and Ellen Amen, of Orinda.

CONSIDERATION OF SENATE BILL NO. 671 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 671, out of order.

SENATE BILL NO. 671 (Lewis)—An act to amend Sections 12001, 12071, 12072, 12073, 12074, 12077, 12078, and 12082 of, and to repeal Section 12083 of, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

Amendments read, and adopted by the following vote:

AYES—38

Ackerman	Conroy	Kaloogian	Richter
Aguiar	Cortese	Knight	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Weggeland
Boland	Harvey	Morrow	Woods
Bordonaro	Hawkins	Olberg	Mr. Speaker
Brewer	Hoge	Poochigian	
Brulte	House	Rainey	

NOES—24

Alpert	Cunneen	Katz	McPherson
Archie-Hudson	Davis	Knox	Napolitano
Bates	Escutia	Lee	Speier
Brown	Gallegos	Machado	Sweeney
Burton	Hannigan	Mazzoni	Tucker
Cannella	Isenberg	McDonald	Villaraigosa

Bill ordered reprinted, and to be returned to the third reading file.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Olberg was granted unanimous consent that Assembly Bill No. 2573 be withdrawn from the Committee on Natural Resources and re-referred to the Committee on Transportation.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Caldera announced his intention to request that Senate Bill No. 96 be removed from the inactive file.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2466 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Banking and Finance.

RECESS

By unanimous consent, at 10:07 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 10:26 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CAUCUS ANNOUNCEMENTS

At 10:27 a.m., Speaker pro Tempore Aguiar was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:27 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 11:40 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, March 7, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 47

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, March 7, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 242
Assembly Bill No. 835

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered to unfinished business file.

Senate Chamber, March 7, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 51

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered enrolled.

Senate Chamber, March 7, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 55

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above resolution ordered to unfinished business file.

CONSIDERATION OF SENATE BILL NO. 714 BY UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent to take up Senate Bill No. 714, out of order.

SENATE BILL NO. 714 (Watson)—An act to add Chapter 12 (commencing with Section 30600) to Division 3 of Title 3 of the Government Code, to amend Sections 4703 and 4703.2 of, to add Section 95.31 to, and to add Article 1.5 (commencing with Section 30115) to Chapter 2 of Part 13 of Division 2 of, the Revenue and Taxation Code, to amend Section 2105 of the Streets and Highways Code, and to amend Sections 17000.6 and 17001.5 of the Welfare and Institutions Code, relating to taxation, and making an appropriation therefor.

Bill read third time.

Temporary Suspension of the Rules

Assembly Member Brulte was granted unanimous consent that the Rules be temporarily suspended to allow the roll to be opened for the purpose of creating a ballot that will serve as an amendment (Set 1) to add coauthors.

Bill read third time.

Motion to Amend by Assembly Member Brulte—Set 1

Assembly Member Brulte moved the adoption of amendments.

Amendments read and adopted.

Motion to Amend by Assembly Member Brulte—Set 2

Assembly Member Brulte 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 Poochigian was granted unanimous consent that Senate Bill No. 909 be withdrawn from the Committee on Appropriations and re-referred to the Committee on Higher Education.

Assembly Member Morrow was granted unanimous consent that Assembly Bill No. 2491 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Public Safety.

CAUCUS ANNOUNCEMENTS

At 11:50 a.m., without objection the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:50 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 12:14 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until the next legislative day.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Speaker pro Tempore Aguiar announced that the Committee on Rules would meet today, upon adjournment of the Floor session, in the Tom Bane Rules Committee Room.

MOTION TO ADJOURN

At 12:15 p.m., Assembly Member Brulte moved that the Assembly do now adjourn.

Assembly Member Gallegos seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following item:

Senate Bill No. 671, Rainey Motion to Amend: Cunneen, McPherson, and Speier—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:15 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 44—Ducheny (Principal Senate coauthor: O'Connell). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 10 to Article IX thereof, relating to postsecondary education.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 57—Thompson, Ackerman, Baldwin, Conroy, Harvey, House, Knight, Morrow, Richter, and Woods. Relative to the defense of Taiwan.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 7, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assembly Members Howard Kaloogian and Jim Rogan are appointed to the Committee on Rules for the purpose of today's meeting, replacing Assembly Members Barbara Alby and Marilyn Brewer.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 7, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2017
Assembly Bill No. 2055
Assembly Bill No. 2085
Assembly Bill No. 2092
Assembly Bill No. 2112
Assembly Bill No. 2124
Assembly Bill No. 2125

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 7, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 33

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
2541	Ed.
2552	L. Gov.
2566	Jud.
2609	H. & C.D.
2611	H. & C.D.
2617	L. Gov.
2638	L. Gov.
2648	L. Gov.
2660	C.P.,G.E. & E.D. and L. Gov.
2662	Jud.
2704	Trans.
2724	Pub. S.
2727	E.S. & T.M.
2728	H. & C.D.
2729	Hum. S.

2732 ----------H. & C.D.
2733 ----------W.,P. & W.
2736 ----------H. & C.D.
2737 ----------Ed.
2738 ----------Ed.
2740 ----------Pub. S.
2741 ----------L. Gov.
2742 ----------E.S. & T.M.
2743 ----------P.E.,R. & S.S.
2744 ----------Nat. Res.
2745 ----------Health
2747 ----------P.E.,R. & S.S.
2748 ----------P.E.,R. & S.S.
2749 ----------C.P.,G.E. & E.D.
2750 ----------Jud.
2751 ----------Jud.
2752 ----------Jud.
2753 ----------L. Gov.
2754 ----------L. Gov.
2756 ----------Nat. Res.
2757 ----------W.,P. & W. and Nat. Res.
2758 ----------Pub. S.
2760 ----------G.O.
2761 ----------Rev. & Tax.
2762 ----------Pub. S.
2763 ----------Pub. S.
2764 ----------Pub. S.
2765 ----------Rev. & Tax.
2766 ----------L. Gov.
2767 ----------E.,R. & C.A.
2768 ----------Pub. S. and L. Gov.
2769 ----------Ed.
2770 ----------Pub. S.
2771 ----------Health
2772 ----------C.P.,G.E. & E.D.
2773 ----------W.,P. & W.
2774 ----------Health
2775 ----------P.E.,R. & S.S.
2776 ----------E.S. & T.M.
2777 ----------Jud.
2778 ----------Pub. S.
2779 ----------Trans. and L. Gov.
2780 ----------Ins. and Health
2781 ----------H. & C.D.
2782 ----------E.,R. & C.A.
2783 ----------Ed.
2784 ----------Trans. and L. Gov.
2785 ----------Health
2786 ----------Pub. S.
2787 ----------Jud.
2788 ----------Trans.
2789 ----------W.,P. & W.
2790 ----------Rev. & Tax.
2791 ----------L. & E.

2793 ----------C.P.,G.E. & E.D.
2794 ----------C.P.,G.E. & E.D. and Rev. & Tax.
2795 ----------Rev. & Tax.
2796 ----------C.P.,G.E. & E.D.
2797 ----------L. Gov.
2798 ----------Trans.
2799 ----------G.O.
2800 ----------Health
2801 ----------Health
2803 ----------Health
2804 ----------Health
2806 ----------Health
2807 ----------Hum.S.
2808 ----------Ed.
2809 ----------E.S. & T.M.
2810 ----------G.O.
2811 ----------G.O.
2812 ----------Health
2814 ----------Hum. S.
2816 ----------Hum. S.
2818 ----------Hum. S.
2819 ----------Jud.
2820 ----------Ed.
2821 ----------Budget
2824 ----------Hum. S.
2825 ----------W.,P. & W.
2826 ----------C.P.,G.E. & E.D.
2827 ----------Pub. S.
2828 ----------L. Gov.
2831 ----------Trans.
2832 ----------Jud.
2834 ----------Ed.
2835 ----------Hum. S.
2837 ----------Trans.
2838 ----------L. Gov.
2839 ----------Trans.
2840 ----------Trans.
2841 ----------G.O.
2842 ----------Health
2843 ----------Health
2845 ----------L. Gov.
2846 ----------L. Gov.
2847 ----------Rev. & Tax.
2848 ----------Pub. S.
2849 ----------Rev. & Tax.
2850 ----------H. & C.D.
2851 ----------Health
2852 ----------Pub. S. and Trans.
2853 ----------C.P.,G.E. & E.D.
2854 ----------L. Gov.
2855 ----------Pub. S.
2856 ----------Hum. S.
2858 ----------Nat. Res.
2860 ----------C.P.,G.E. & E.D.

2861 ----------Health
2862 ----------Health
2863 ----------C.P.,G.E. & E.D.
2864 ----------E.,R. & C.A. and L. Gov.
2865 ----------W.,P. & W.
2866 ----------Jud.
2867 ----------W.,P. & W.
2868 ----------Pub. S.
2869 ----------Ins.
2871 ----------E.,R. & C.A. and Rev. & Tax.
2872 ----------E.,R. & C.A.
2873 ----------Higher Ed.
2874 ----------C.P.,G.E. & E.D.
2875 ----------U. & C.
2876 ----------Health
2877 ----------C.P.,G.E. & E.D.
2878 ----------Rev. & Tax.
2879 ----------Health
2880 ----------Jud.
2881 ----------Hum. S.
2882 ----------Agri.
2883 ----------Jud.
2884 ----------Rev. & Tax.
2885 ----------U. & C.
2886 ----------Ed.
2887 ----------Trans.
2888 ----------Rev. & Tax.
2889 ----------Hum. S.
2890 ----------Ed.
2892 ----------Health
2893 ----------Ed.
2894 ----------Health
2895 ----------Ed.
2896 ----------C.P.,G.E. & E.D.
2897 ----------Jud.
2898 ----------Pub. S.
2899 ----------Jud.
2901 ----------L. & E.
2902 ----------Higher Ed.
2903 ----------C.P.,G.E. & E.D.
2905 ----------Health
2906 ----------Pub. S.
2907 ----------Health
2908 ----------H. & C.D.
2909 ----------Jud.
2911 ----------W.,P. & W.
2912 ----------Nat. Res.
2915 ----------Higher Ed.
2916 ----------Health
2917 ----------Trans.
2918 ----------Pub. S.
2919 ----------B. & F.
2920 ----------Trans.
2921 ----------G.O.

2922 ----------Jud.
2923 ----------Ed.
2924 ----------Trans.
2925 ----------Health
2926 ----------Hum. S.
2927 ----------Health
2928 ----------Health
2929 ----------Ins.
2930 ----------Trans.
2931 ----------Health
2932 ----------Health
2933 ----------Pub. S.
2934 ----------Health
2935 ----------C.P.,G.E. & E.D.
2936 ----------Pub. S.
2937 ----------Nat. Res.
2938 ----------L. Gov. and Rev. & Tax.
2939 ----------P.E., R. & S.S.
2940 ----------U. & C.
2942 ----------Ed. and Higher Ed.
2943 ----------Hum. S.
2944 ----------Rev. & Tax.
2945 ----------Hum. S.
2946 ----------Pub. S.
2948 ----------Agri.
2949 ----------Pub. S.
2950 ----------Rev. & Tax.
2951 ----------L. Gov. and Rev. & Tax.
2952 ----------H. & C.D.
2953 ----------Jud. and L. Gov.
2954 ----------P.E.,R. & S.S.
2955 ----------Rev. & Tax.
2957 ----------C.P.,G.E. & E.D.
2958 ----------C.P.,G.E. & E.D.
2959 ----------Jud.
2960 ----------Higher Ed.
2962 ----------C.P.,G.E. & E.D.
2963 ----------Nat. Res.
2965 ----------E.S. & T.M.
2966 ----------Jud.
2967 ----------Jud.
2968 ----------Pub. S.
2969 ----------Jud.
2970 ----------Jud.
2972 ----------Ed.

House Resolution No.	*Committee*
34	Rls.

AUTHOR'S AMENDMENTS
Committee on Public Safety

March 7, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1985
Assembly Bill No. 2147

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 1985—An act to amend Sections 191.5, 193, and 1170.12 of the Penal Code, and to amend Sections 2800.3, 23104, 23180, and 23190 of, and to repeal Section 23185 of, the Vehicle Code, relating to driving under the influence.

Bill read 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. 2147—An act to amend Sections 1621.5 and 120290 of, and to add Sections 120291 and 120292 to, the Health and Safety Code, and to amend Sections 273a, 803, and 12022.95 of the Penal Code, relating to human immunodeficiency virus.

Bill read second time; author's amendments, 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

March 7, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 19

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 19—An act to amend Sections 17558, 17560, 17561, 17561.5, and 17562 of 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 Water, Parks and Wildlife

March 7, 1996

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 846

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORTESE, Chairman

SENATE BILL NO. 846—An act to add Section 1603.5 to the Fish and Game 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 Insurance

March 7, 1996

Mr. 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 Appropriations

March 7, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1233

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

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.

REPORTS OF STANDING COMMITTEES
Committee on Banking and Finance

Date of Hearing: March 4, 1996

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 261

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GOLDSMITH, Chairman

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 7, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1489

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., March 7, 1996.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, introduced Kathleen Pompey and the following students who are participating in Kathleen Pompey's mentorship project with the California Association for Education of Young Children's Political Internship Program: Lisa Wozab, Kathleen King, Stephanie Butler, Rosamarie Rosen, and Andrew Pompey all from the City of Whittier.

Assembly Member Olberg, of the 34th Assembly District, introduced his wife Lisa Olberg and their children Jordon and Lindy. Also introduced were his father-in-law Don Snyder and his mother-in-law Clare Snyder.

Assembly Member Baca, of the 62nd Assembly District, introduced the following individuals from the Office of the County Superintendent of Schools, Child Development Services: Fran Rauba, Juliette Lynn, Peggy Olson, and Kathy Alvarado.

Assembly Member Gallegos, of the 57th Assembly District, introduced Dorothy Daniels, Rowland Unified School District, of Rowland Heights; and Elizabeth Serrao of Azusa.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Brulte, the Assembly adjourned until 11 a.m., Monday, March 11, 1996, out of respect to the memory of Judy Nelson, on motion of Speaker Pringle; out of respect to the memory of Sunnie Y. Montoya, on motion of Assembly Member Cortese; and out of respect to the memory of Gerald Awes, and Ellen Amen on motion of Assembly Member Rainey.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 7, 1996

The following measures were amended in the Assembly on this day:

AB	RN
1985	9607281
2147	9607409

SB	RN
19	9607098
671	9606861
714	9607359
846	9607017
1138	9607166
1233	9607161

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 11, 1996

ONE HUNDRED EIGHTY-THIRD SESSION DAY

FOUR 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
Monday, March 11, 1996

The Assembly met at 11:10 a.m.

Hon. Fred Aguiar, 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 Thompson moved a quorum call of the Assembly.

Motion carried. Time, 11:11 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 11:17 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—74:

Ackerman	Campbell	Hoge	Napolitano
Aguiar	Cannella	House	Olberg
Alby	Conroy	Isenberg	Poochigian
Alpert	Cortese	Kaloogian	Rainey
Archie-Hudson	Cunneen	Katz	Richter
Baca	Davis	Knight	Rogan
Baldwin	Ducheny	Knowles	Setencich
Bates	Escutia	Knox	Speier
Battin	Figueroa	Kuykendall	Sweeney
Baugh	Firestone	Lee	Takasugi
Boland	Friedman	Machado	Thompson
Bordonaro	Frusetta	Margett	Tucker
Bowen	Gallegos	Martinez	Vasconcellos
Bowler	Goldsmith	Mazzoni	Villaraigosa
Brewer	Granlund	McDonald	Weggeland
Brown	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Burton	Hauser	Morrissey	
Bustamante	Hawkins	Morrow	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, There are times when we hardly know what to ask of You. Yet You alone know what our true needs are. You love us more than we ourselves know how to love. Help us to see our real needs which may be hidden from us. We can only wait upon You; our heart is open to You; we put our trust in You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Hannigan 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 Morrissey, seconded by Assembly Member Hauser.

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 Caldera, Kevin Murray, and Willard Murray.

On personal business, and waiving per diem: Assembly Member Sher.

Because of illness in her family: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 8, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to legislative business in my district this Monday, March 11, I would like to be excused from attending session.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

March 8, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Monday, March 11, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

March 11, 1996

Honorable Curt Pringle
Speaker of the Assembly

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Monday, March 11 and Tuesday, March 12, 1996 in order to conduct legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

REPORTS

The following reports were presented by the Chief Clerk:

Summary of the Solano County JPTA Two Year Job Training Plan for the Period July 1, 1996 Through June 30, 1998 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Earl Parker, Assistant Executive Director, Private Industry Council of Solano County, Suisun, dated March 4, 1996, referred by the Speaker to the Committee on Labor and Employment.

Summary of the Job Training Plan for Napa County Training and Employment Center, Napa Valley Private Industry Council (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Carrie Burns, Administrative Services, Napa County Training and Employment Center, Napa, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

City of Los Angeles Job Training Partnership Act, Two Year Job Training Plan Summary, 1996–98 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Sue Cleere Flores, Director, Youth and Employment Services Division, City of Los Angeles, dated March 4, 1996, referred by the Speaker to the Committee on Labor and Employment.

Shasta County, Summary of Job Training Plan 1996–98, and Activities for Program Year 1996–97 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Jim Simpson, Senior Manager, Operations, Shasta County Private Industry Council, Redding, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Preliminary Program Design Recommended for San Francisco's PY 1996–97 Job Training Plan by the PIC Evaluation and Planning Committees (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Steve Arcelona, President, Private Industry Council of San Francisco, dated March 6, 1996, referred by the Speaker to the Committee on Labor and Employment.

Report to Fiscal Committee, Health and Human Services Committee, and Special Committee on Developmental Disabilities and Mental Health, March 1, 1996 (Pursuant to 1995–96 Budget Act Language, Item 5160-001-001)

Above transmitted report, together with letter of transmittal from Brenda Premo, Director, Department of Rehabilitation, Sacramento, dated March 6, 1996, referred by the Speaker to the Committee on Budget.

Quarterly Status Report of Major Capital Outlay Projects, Period Ending December 31, 1995

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Annual Report to the Legislature on the Statewide Automated Welfare System (Pursuant to Welfare and Institutions Code 10822, SB 1379, Chapter 268)

Above transmitted report, together with letter of transmittal from Russell Bohart, Director, Health and Welfare Agency Data Center, Sacramento, dated February 14, 1996, referred by the Speaker to the Committee on Human Services.

Judicial Council of California, Report to the Legislature: Performance Criteria for the Trial Courts, February 1996 (Pursuant to Fiscal Year 1995–96 Budget Act)

Above transmitted report, together with letter of transmittal from William C. Vickrey, Executive Director, Judicial Council of California, Administrative Office of the Courts, San Francisco, dated March 5, 1996, referred by the Speaker to the Committee on Budget.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
2280	W.,P. & W.
2442	Jud.
2468	Jud.
2973	G.O.
2974	Trans.
2975	Rev. & Tax.
2976	Health
2979	Ins.
2980	Ed.
2981	Nat. Res. and Trans.
2982	U. & C.
2983	Ed.
2984	Health and Pub. S.
2985	Hum. S.
2987	Health
2988	C.P.,G.E. & E.D.
2989	G.O.
2990	C.P.,G.E. & E.D.
2991	Hum. S.
2992	Rev. & Tax.
2994	H. & C.D.
2995	Trans. and L. Gov.
2996	Pub. S. and L. Gov.
2997	L. Gov.
2998	P.E.,R. & S.S.
2999	Trans.
3000	L. Gov.
3001	Jud.
3002	L. Gov. and Rev. & Tax.
3003	Trans.
3005	Ins. and Health
3006	Nat. Res.
3007	Hum. S.
3008	C.P.,G.E. & E.D.
3009	Jud.
3010	B. & F.
3011	P.E.,R & S.S.
3012	B. & F.
3013	Ins.
3014	W.,P. & W.
3015	H. & C.D.
3018	Jud.
3020	Trans.
3021	Pub. S.
3022	L. Gov. and Nat. Res.
3023	Nat. Res.
3025	H. & C.D.
3027	E.,R. & C.A.
3028	Trans.

3029 ----------Agri.
3030 ----------Rev. & Tax.
3031 ----------Higher Ed.
3032 ----------P.E.,R. & S.S.
3034 ----------W.,P. & W.
3035 ----------Trans.
3036 ----------W.,P. & W.
3038 ----------Agri.
3039 ----------Ed.
3040 ----------Health
3042 ----------Pub. S.
3043 ----------Hum. S.
3044 ----------Nat. Res.
3045 ----------Nat. Res.
3046 ----------Nat. Res.
3047 ----------Nat. Res.
3048 ----------Nat. Res. and Trans.
3049 ----------Nat. Res.
3050 ----------Pub. S.
3051 ----------Pub. S.
3053 ----------L. Gov.
3055 ----------Jud.
3056 ----------H. & C.D.
3058 ----------W.,P. & W.
3059 ----------Health
3060 ----------C.P.,G.E. & E.D.
3061 ----------B. & F.
3062 ----------Hum. S.
3063 ----------Higher Ed.
3064 ----------Pub. S.
3065 ----------Trans. and L. Gov.
3066 ----------C.P.,G.E. & E.D.
3067 ----------Pub. S.
3068 ----------Pub. S.
3069 ----------Hum. S.
3070 ----------L. Gov.
3071 ----------Jud.
3073 ----------Health
3074 ----------Pub. S.
3075 ----------Ed.
3076 ----------Rev. & Tax.
3077 ----------Ed.
3078 ----------Jud.
3079 ----------Pub. S.
3080 ----------G.O.
3082 ----------Nat. Res.
3083 ----------Nat. Res.
3084 ----------W.,P. & W.
3085 ----------Nat. Res.
3086 ----------Ed.
3087 ----------L. & E.
3088 ----------Hum. S.
3089 ----------Agri.
3090 ----------G.O.

3091 ----------Hum. S.
3092 ----------E.,R. & C.A.
3093 ----------Pub. S.
3094 ----------Hum. S.
3095 ----------Trans. and L. Gov.
3096 ----------Ed.
3097 ----------L. Gov. and Health
3098 ----------Pub. S.
3099 ----------Higher Ed.
3100 ----------Hum. S.
3101 ----------B. & F.
3102 ----------Ed.
3103 ----------Trans.
3104 ----------Trans.
3105 ----------G.O.
3106 ----------G.O.
3107 ----------G.O.
3108 ----------U. & C.
3109 ----------Health
3110 ----------Pub. S.
3111 ----------Health
3112 ----------Hum. S. and Pub. S.
3113 ----------Jud.
3114 ----------Pub. S.
3115 ----------B. & F.
3116 ----------Pub. S.
3118 ----------C.P.,G.E. & E.D. and L. Gov.
3119 ----------Ed.
3120 ----------H. & C.D.
3121 ----------H. & C.D.
3122 ----------H. & C.D.
3123 ----------Ed.
3124 ----------Ed.
3125 ----------H. & C.D.
3126 ----------Ed.
3127 ----------Rev. & Tax.
3128 ----------Jud.
3129 ----------H. & C.D.
3130 ----------Pub. S.
3132 ----------Higher Ed.
3133 ----------Higher Ed.
3134 ----------L. & E.
3135 ----------Jud.
3136 ----------Pub. S.
3137 ----------Ins.
3138 ----------Health
3139 ----------Ins. and Health
3141 ----------Health
3142 ----------Ins. and Health
3144 ----------G.O.
3145 ----------Health
3146 ----------C.P.,G.E. & E.D.
3147 ----------G.O.
3148 ----------Jud.

3150 ----------Nat. Res.
3151 ----------Nat. Res.
3152 ----------U. & C.
3153 ----------U. & C.
3156 ----------L. Gov. and Trans.
3157 ----------Pub. S.
3158 ----------C.P.,G.E. & E.D.
3159 ----------Nat. Res.
3160 ----------E.S. & T.M.
3162 ----------Rev. & Tax.
3163 ----------Ed.
3164 ----------C.P.,G.E. & E.D.
3165 ----------L. & E.
3166 ----------L. Gov.
3167 ----------Pub. S. and Agri.
3168 ----------L. Gov.
3169 ----------L. Gov. and Pub. S.
3170 ----------Pub. S.
3172 ----------Hum. S.
3173 ----------C.P.,G.E. & E.D.
3174 ----------Ed. and L. Gov.
3175 ----------Ed. and L. Gov.
3176 ----------Ed.
3177 ----------Rev. & Tax.
3178 ----------E.,R. & C.A.
3179 ----------G.O.
3180 ----------Ed.
3181 ----------G.O. and E.,R. & C.A.
3182 ----------G.O. and E.,R. & C.A.
3183 ----------G.O.
3184 ----------Health
3185 ----------Ins.
3186 ----------Health
3187 ----------L. Gov. and Rev. & Tax.
3188 ----------Ed.
3189 ----------L. Gov.
3190 ----------L. Gov. and Rev. & Tax.
3191 ----------L. & E.
3193 ----------Jud.
3194 ----------Rev. & Tax.
3195 ----------Health
3196 ----------Health
3197 ----------Hum. S.
3198 ----------E.S. & T.M. and Trans.
3199 ----------Health
3200 ----------Hum. S.
3201 ----------Trans.
3203 ----------P.E.,R. & S.S.
3206 ----------E.S. & T.M.
3207 ----------Ed.
3208 ----------Health
3210 ----------Ed.
3211 ----------L. Gov.
3212 ----------B. & F. and Rev. & Tax.

3213 ----------Ins.
3214 ----------G.O.
3215 ----------Pub. S.
3216 ----------Jud.
3217 ----------Ed.
3218 ----------Health
3219 ----------Rev. & Tax.
3220 ----------Agri.
3221 ----------P.E.,R. & S.S.
3222 ----------Pub. S.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 8, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 51

And reports the same correctly enrolled, and presented to the Secretary of State on the 8th day of March, 1996, at 10:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, March 11, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1985
Assembly Bill No. 2147

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

March 11, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2005

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2005—An act to add Section 23188 to the Vehicle Code, relating to driving offenses.

Bill read second time; author's amendments, 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

March 11, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 2033

With Author's amendments with the recommendation: Amend, and re-refer to the committee.

TAKASUGI, Chairman

ASSEMBLY BILL NO. 2033—An act to add and repeal Sections 17053.53 and 23653 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 Transportation

March 11, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 2201

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

ASSEMBLY BILL NO. 2201—An act to amend Sections 34000 and 34060 of, to repeal Sections 34020, 34061, 34062, 34063, 34100, 34101, and 34101.5 of, to amend and renumber Section 34102 of, and to repeal Article 3 (commencing with Section 34040) of, and Article 6 (commencing with Section 34120) of, Division 14.7 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 Judiciary

March 11, 1996

Mr. 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.

MORROW, 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: March 6, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 207

With amendments with the recommendation: Amend, and do pass, as amended.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Water, Parks and Wildlife on Tuesday, April 9, 1996 at 9 a.m. in Room 444;

Housing and Community Development on Wednesday, May 8, 1996;

Judiciary on Wednesday, April 10, 1996, and Wednesday, May 8, 1996;

Local Government on Wednesday, April 10, 1996, Wednesday, April 24, 1996, and Wednesday, May 8, 1996, in Room 126;

Subcommittee on Veterans' Affairs on Tuesday, March 19, 1996, at 4 p.m.; and

Governmental Organization on Wednesday, March 27, 1996 at 4 p.m.

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 Samantha Caroline Barragan, daughter of Bruce and Mari Barragan of Sacramento.

Assembly Member Rainey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank M. Hallman of Moraga.

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 Raymond "Ray" Lavigne of Sacramento.

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maria Enciso of Banning.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2599 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Housing and Community Development.

RECESS

By unanimous consent, at 11:22 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Hauser introduced Dr. Jane Goodall, renowned primatologist, humanitarian, and teacher. Assembly Member Hauser presented a resolution to Dr. Goodall commending her illustrious record of accomplishments.

Dr. Jane Goodall introduced Terry Brown, whereupon she addressed the assemblage.

REASSEMBLED

At 11:25 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 261—An act to amend Sections 25102, 25103, 25111, 25113, 25133, 25141, and 25608 of the Corporations Code, relating to securities.

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.

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. 96, on request of Assembly Member Caldera.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY JOINT RESOLUTION NO. 56 (Brulte)—Relative to the Israeli-Palestinian Interim Agreement.

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—69

Ackerman	Bustamante	Hoge	Poochigian
Aguiar	Cannella	House	Rainey
Alby	Conroy	Isenberg	Richter
Alpert	Cortese	Kaloogian	Rogan
Archie-Hudson	Cunneen	Katz	Setencich
Baca	Davis	Knight	Speier
Baldwin	Ducheny	Knowles	Sweeney
Bates	Escutia	Knox	Takasugi
Battin	Firestone	Kuykendall	Thompson
Baugh	Friedman	Lee	Tucker
Boland	Frusetta	Machado	Vasconcellos
Bordonaro	Gallegos	Mazzoni	Villaraigosa
Bowen	Goldsmith	McDonald	Weggeland
Bowler	Granlund	McPherson	Woods
Brewer	Hannigan	Miller	Mr. Speaker
Brown	Harvey	Morrissey	
Brulte	Hauser	Napolitano	
Burton	Hawkins	Olberg	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 55 (Baca)—Relative to Jewish veterans.

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.)

Assembly Concurrent Resolution No. 55 Passed Temporarily

By unanimous consent Assembly Concurrent Resolution No. 55 was passed temporarily on file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Boland 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

SENATE BILL NO. 265 (O'Connell)—An act to amend Section 1596.78 of, to add Sections 1596.775, 1597.43, and 1597.465 to, and to repeal and add Section 1597.44 of, the Health and Safety Code, relating to day care.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—42

Ackerman	Brewer	Hawkins	Olberg
Aguiar	Brulte	Hoge	Poochigian
Alby	Bustamante	House	Richter
Alpert	Cannella	Kaloogian	Rogan
Baldwin	Conroy	Knight	Setencich
Battin	Cunneen	Knowles	Takasugi
Baugh	Firestone	Kuykendall	Thompson
Boland	Frusetta	Margett	Woods
Bordonaro	Goldsmith	McPherson	Mr. Speaker
Bowen	Granlund	Miller	
Bowler	Harvey	Morrissey	

NOES—17

Archie-Hudson	Friedman	Mazzoni	Vasconcellos
Baca	Gallegos	Napolitano	Villaraigosa
Bates	Knox	Rainey	
Campbell	Lee	Speier	
Escutia	Martinez	Tucker	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 265: Assembly Member Machado, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 55 BY UNANIMOUS CONSENT

ASSEMBLY CONCURRENT RESOLUTION NO. 55 (Baca)—Relative to Jewish veterans.

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 Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

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. 1327 be removed from the inactive file.

BILLS RETURNED TO SENATE

Without objection, Assembly Member Granlund returned Assembly Bill No. 489 to the Senate for further action.

ASSEMBLY JOINT RESOLUTION NO. 57 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Thompson was granted unanimous consent to take up Assembly Joint Resolution No. 57, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 57—Relative to the defense of Taiwan.

Resolution read.

Assembly Joint Resolution No. 57 Passed Temporarily

By unanimous consent Assembly Joint Resolution No. 57 was passed temporarily on file.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Goldsmith was granted unanimous consent that Assembly Bills Nos. 2499 and 2414 be withdrawn from the Committee on Banking and Finance and re-referred to the Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 411 (Calderon)—An act to add and repeal Chapter 9 (commencing with Section 50700) to Division 20 of the Financial Code, relating to lending, 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—66

Ackerman	Conroy	House	Poochigian
Aguiar	Cortese	Isenberg	Rainey
Alby	Cunneen	Kaloogian	Richter
Alpert	Davis	Katz	Rogan
Baca	Ducheny	Knight	Setencich
Baldwin	Escutia	Knowles	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Conroy	House	Poochigian
Aguiar	Cortese	Isenberg	Rainey
Alby	Cunneen	Kaloogian	Richter
Alpert	Davis	Katz	Rogan
Baca	Ducheny	Knight	Setencich
Baldwin	Escutia	Knowles	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

NOES—None

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 835 (Weggeland)—An act to amend Section 40 of Chapter 308 of the Statutes of 1995, relating to educational technology, 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—70

Ackerman	Campbell	House	Olberg
Aguiar	Conroy	Isenberg	Poochigian
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Katz	Richter
Archie-Hudson	Davis	Knight	Rogan
Baca	Ducheny	Knowles	Setencich
Baldwin	Escutia	Knox	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Granlund	McDonald	Weggeland
Brewer	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Napolitano	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Campbell	House	Olberg
Aguiar	Conroy	Isenberg	Poochigian
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Katz	Richter
Archie-Hudson	Davis	Knight	Rogan
Baca	Ducheny	Knowles	Setencich
Baldwin	Escutia	Knox	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Granlund	McDonald	Weggeland
Brewer	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Napolitano	

NOES—None

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Katz and Speaker Pringle were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of legendary entertainer George Burns.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until Thursday, March 14, 1996.

MOTION TO ADJOURN

At 11:50 a.m., Assembly Member Isenberg moved that the Assembly do now adjourn.

Assembly Member Olberg seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 56, Concurrence: Cortese, Goldsmith, McDonald, Speier, Tucker, and Vasconcellos—Aye.

Senate Bill No. 265: Alpert—Aye; Rainey, Speier, Tucker, and Vasconcellos—No.

Senate Bill No. 411 and Urgency: Bowen, Cortese, Speier, and Tucker—Aye.

Assembly Bill No. 835, Urgency and Concurrence: Bowen, Cortese, McDonald, and Tucker—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:55 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

TEMPORARY SUSPENSION OF THE RULES

Unanimous consent was granted to Assembly Member Katz to temporarily suspend Assembly Rule 47 to allow coauthors to be added to an Assembly Concurrent Resolution (RN 90607258) based upon a list of signed coauthors submitted to the Assembly Desk.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 3474—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act to amend Section 25143.2 of the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 3475—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act to amend Sections 100850, 100855, 100860, and 100885 of, and to add Section 100837 to, the Health and Safety Code, relating to environmental laboratories.

ASSEMBLY BILL NO. 3476—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act to amend Section 71000 of, and to add Part 1.5 (commencing with Section 71040) to Division 34 of, the Public Resources Code, relating to environmental protection.

ASSEMBLY BILL NO. 3477—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act relating to environmental protection.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 69—Rainey. Relative to the Donald D. Doyle Highway.

ASSEMBLY CONCURRENT RESOLUTION NO. 70—Katz, Aguiar, Alpert, Archie-Hudson, Baca, Baldwin, Bates, Battin, Bowen, Bowler, Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Escutia, Figueroa, Friedman, Frusetta, Gallegos, Granlund, Hannigan, Harvey, Hauser, Hawkins, Isenberg, Kaloogian, Knox, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, Mazzoni, McDonald, Kevin Murray, Willard Murray, Napolitano, Olberg, Pringle, Rainey, Richter, Rogan, Sher, Speier, Sweeney, Takasugi, Vasconcellos, Villaraigosa, and Woods. (Senators Alquist, Beverly, Costa, Dills, Hayden, Hughes, Johnston, Killea, Kopp, Leonard, Lockyer, Marks, O'Connell, Petris, Polanco, Rogers, Solis, Watson, and Rosenthal, coauthors). Relative to California Holocaust Memorial Week.

AUTHOR'S AMENDMENTS

Committee on Consumer Protection, Governmental Efficiency and Economic Development

March 11, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 2160

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORRISSEY, Chairman

ASSEMBLY BILL NO. 2160—An act to amend Section 1722 of the Business and Professions Code, to amend Section 2204 of the Corporations Code, to amend Section 40054 of the Financial Code, to amend Sections 6006, 6988, 14971, 27574, 29028, 40576, 41008, 41867 and 52885 of the Food and Agricultural Code, to amend Sections 3541, 8164.1, 8870.4, 11101, 13332.07, 13943.2, 14613.05, 15865, 15866, 16304.6a, 16475, 16486, 16487, 21155, and 29874 of, and to repeal Sections 13450 and 13450.1 of, the Government Code, to amend Section 685.3 of the Insurance Code, to amend Section 3352 of the Labor Code, to amend Section 322 of the Military and Veterans Code, to amend Section 10302 of the Public Contract Code, to amend Sections 5008.4 and 6217 of the Public Resources Code, to amend Sections 9154, 30179, 30366, 32405, 43455, 45655, and 50142.1 of the Revenue and Taxation Code, and to amend Sections 1011, 1077, 4121, 4310, and 4490 of the Welfare and Institutions Code, relating to state expenditures.

Bill read second time; author's amendments, 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

March 11, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2116
Assembly Bill No. 2140
Assembly Bill No. 2150

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2116—An act to amend Section 1377 of the Penal Code, relating to criminal 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.

ASSEMBLY BILL NO. 2140—An act to add Section 640.2 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.

ASSEMBLY BILL NO. 2150—An act to amend Sections 2800.1, 2800.3, 13201, 14602, 22655.3, and 40000.7 of, and to repeal Section 2800.2 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 Health

March 11, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 489

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

SENATE BILL NO. 489—An act to amend Section 38072 of the Health and Safety Code, relating to 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.

AUTHOR'S AMENDMENTS
Committee on Health

March 11, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 890

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

SENATE BILL NO. 890—An act to amend Section 2220 of the Business and Professions Code, relating to medicine.

Bill read 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: March 11, 1996

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 45

With amendments with the recommendation: Amend, and be adopted, as amended.

PRINGLE, Chairman

Above resolution ordered on file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 11, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 55

And reports the same correctly enrolled, and presented to the Secretary of State on the 11th day of March, 1996, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, March 11, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 48

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 48—Relative to Unwed Teenage Pregnancy Prevention Month.

INTRODUCTION OF GUESTS

Assembly Member Brown, of the 7th Assembly District, introduced Beth Stuve, Cindy Richmire, and Betty Garcia who were accompanied by 26 students from Nueva Vista High School.

Assembly Member Battin, of the 80th Assembly District, introduced the following students from Holtville Middle School: Janell Holdridge, Deanna Tamayo, Cole Iten, Jose Ornelas, Michael Pierce, Anthony Fusi, and Jordan Taylor; accompanied by Mr. Randy Carson, Advisor, and Mrs. Chrys Diez, Chaperone.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Isenberg, the Assembly adjourned until 7 a.m., Tuesday, March 12, 1996, out of respect to the memory of Frank M. Hallman, on motion of Assembly Member Rainey; out of respect to the memory of Maria Enciso, on motion of Assembly Member Baca; out of respect to the memory of Raymond "Ray" Lavigne, on motion of Assembly Member Isenberg; out of respect to the memory of George Burns, on motion of Assembly Member Katz and Speaker Pringle; and in honor of the birth of Samantha Caroline Barragan, on motion of Assembly Member Rogan.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 11, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2005	9607141
2033	9607414
2116	9607289
2140	9607018
2150	9606441
2160	9607125
2201	9606905

SB	RN
86	9607297
261	9607254
489	9606909
890	9607275

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 12, 1996

ONE HUNDRED EIGHTY-FOURTH SESSION DAY

FOUR HUNDRED SIXTY-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
Tuesday, March 12, 1996

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:

Ackerman	Caldera	Hauser	Napolitano
Aguiar	Campbell	Hawkins	Olberg
Alby	Cannella	Hoge	Poochigian
Alpert	Conroy	House	Rainey
Archie-Hudson	Cortese	Kaloogian	Richter
Baca	Cunneen	Katz	Rogan
Baldwin	Davis	Knight	Setencich
Battin	Ducheny	Knowles	Speier
Baugh	Escutia	Knox	Sweeney
Boland	Figueroa	Kuykendall	Takasugi
Bordonaro	Firestone	Machado	Thompson
Bowen	Friedman	Margett	Tucker
Bowler	Frusetta	Martinez	Vasconcellos
Brewer	Gallegos	Mazzoni	Villaraigosa
Brown	Goldsmith	McPherson	Weggeland
Brulte	Granlund	Miller	Woods
Burton	Hannigan	Morrissey	Mr. Speaker
Bustamante	Harvey	Morrow	

Quorum present.

At 1:20 p.m., Hon. Trice Harvey, 32nd 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, Lee, Kevin Murray, and Willard Murray.

On personal business, and waiving per diem: Assembly Members McDonald and Sher.

Because of illness in her family: Assembly Member Kuehl.

The following Assembly Member was excused for the day: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 7, 1996

Honorable Curt Pringle
State Capitol Building, Room 219
Sacramento, California

Dear Mr. Speaker, I am requesting that I be excused from legislative session on Tuesday, March 12 for the purpose of attending "A Forum on Violence Prevention: Strategies & Interventions", sponsored by the University of California. The conference will be in San Francisco at the Fort Mason Conference Center.

Thank you,

TOM BATES, Assembly Member
Fourteenth District

March 12, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: Please excuse me from Assembly check-in session on Tuesday March 12, 1996 due to legislative business in my district. I will be attending the release of the audit by the Joint Legislative Audit Committee (see attached letter).

Thank you for your consideration in this matter.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

March 12, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Tuesday, March 12, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

(NOTE: For letter explaining the absence of Assembly Member Willard Murray on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Monday, March 11, 1996.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 12, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised that the following members are appointed to the Veterans' Affairs Sub-Committee of the Governmental Organization Committee: Tom Bordonaro, Sal Cannella.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 12, 1996 - 5216

March 12, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson,

Please be advised that Assemblywoman Brewer is appointed to the Judiciary Committee for the March 13 hearing, replacing Assemblyman Kaloogian who is removed for the day.

Please be advised that Assemblyman Aguiar is appointed to the Local Government Committee for the March 13 hearing, replacing Assemblyman Ackerman who is removed for the day,

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 12, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Government Code, Sec. 8300, I have appointed Assemblyman Bill Hoge to the Los Angeles Memorial Coliseum Commission, replacing Assemblywoman Marguerite Archie-Hudson who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 12, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Public Resources Code, Sec. 31100, I have appointed Assemblyman Bruce McPherson to the State Coastal Conservancy, replacing Assemblywoman Barbara Lee, who is removed. Additionally, Assemblyman Byron Sher is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

Participation by Minority, Women, and Disabled Veteran Business Enterprises (M/W/DVBE), Contracts Awarded during July 1, 1994–June 30, 1995 (Pursuant to Public Contract Code Section 10115.5)

Above transmitted report, together with letter of transmittal from Donald W. Murphy, Director, Department of Parks and Recreation, Sacramento, dated February 7, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

California Division of Tourism 1995 Annual Report (Pursuant to Government Code Section 15364.54)

Above transmitted report, together with letter of transmittal from John Poimiroo, Deputy Secretary for Tourism, California Trade and Commerce Agency, Sacramento, dated February 29, 1996, referred by the Speaker to the Committee on Utilities and Commerce.

Summary of the San Benito County Service Delivery Area's Job Training Plan for 1996–98 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Herman Fehl, Executive Director, San Benito County Private Industry Council Office, Hollister, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Tulare County Private Industry Council Two Year Job Training Plan, 1996–98 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from George Franklin, Assistant Administrator, Tulare County Private Industry Council, Visalia, dated March 5, 1996, referred by the Speaker to the Committee on Labor and Employment.

Abandoned Vehicle Abatement Report to the Legislature, 1995 (Pursuant to Chapter 1684, Statutes of 1990, Section 7)

Above transmitted report, together with letter of transmittal from D.O. Helmick, Commissioner, Department of California Highway Patrol, Sacramento, dated March 5, 1996, referred by the Speaker to the Committee on Transportation.

**Nuclear Power Emergency Preparedness,
1994–95 Annual Report to the Legislature
(Pursuant to SB 876, the Radiation Protection Act of 1993)**

Above transmitted report, together with letter of transmittal from Richard A. Andrews, Director, Office of the Director, Governor's Office of Emergency Services, Sacramento, dated March 6, 1996, referred by the Speaker to the Committee on Natural Resources.

**Summary of the San Joaquin County 1996–98 Job Training Plan
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Marcelo A. Lopez, Executive Director, County of San Joaquin Employment and Economic Development Department, Stockton, dated March 7, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Report to the California State Legislature Regarding
Implementation of AB 1741 "Youth Pilot Program"
(Pursuant to Item 0530-001-001 of the 1995 Budget Act)**

Above transmitted report, together with letter of transmittal from Sandra R. Smoley, R.N., Secretary, Health and Welfare Agency, Sacramento, dated March 8, 1996, referred by the Speaker to the Committee on Budget.

**Statistical Report of Redemption and Recycling Rates
(Pursuant to Public Resources Code Section 14551)**

Above transmitted report, together with letter of transmittal from Elin D. Miller, Director, Department of Conservation, Sacramento, dated March 11, 1996, referred by the Speaker to the Committee on Natural Resources.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 57

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, March 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2116
Assembly Bill No. 2140
Assembly Bill No. 2150

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2005
Assembly Bill No. 2033
Assembly Bill No. 2201

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 12, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2160

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Transportation

March 12, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 374

Senate Bill No. 877

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWLER, Chairman

SENATE BILL NO. 374—An act to amend Section 20916.3 of the Public Contract Code, relating to public purchases, 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. 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 Health

March 12, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 659

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

SENATE BILL NO. 659—An act to repeal and add Part 3 (commencing with Section 5800) of Division 5 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.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

March 12, 1996

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 2018

With author's amendments with the recommendation: Amend, and re-refer to the committee.

McPHERSON, Chairman

ASSEMBLY BILL NO. 2018—An act to amend Sections 3009, 3017, 3200, 3203, 3204, 3205, and 3206 of, to amend the heading of Chapter 3 (commencing with Section 3200) of Division 3 of, to repeal Section 3202 of, and to repeal and add Section 3201 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 Natural Resources

March 12, 1996

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 2108

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OLBERG, Chairman

ASSEMBLY BILL NO. 2108—An act to amend Section 42885 of, and to add Section 42962.5 to, 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.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1155

With the recommendation: Do pass.

OLBERG, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 24

With the recommendation: Do pass.

McPHERSON, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Joint Resolution No. 13

With amendments with the recommendation: Amend, and be adopted, as amended.

OLBERG, Chairman

Above resolution ordered to second reading.

Committee on Insurance

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 49

With amendments with the recommendation: Amend, and do pass, as amended.

KNOWLES, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 207—An act to amend Section 739.3 of the Public Utilities Code, relating to telephones, 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 CONCURRENT RESOLUTION NO. 45—Relative to Women's History Month.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the third 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. 1327, on request of Assembly Member Knowles.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Education on Wednesday, March 27, 1996, in Room 437, and Wednesday, April 17, 1996 in Room 4202; and

Juvenile Justice Subcommittee on Monday, April 1, 1996 in Martinez, Wednesday, April 3, 1996 in Los Angeles, and Thursday, April 4, 1996 in San Diego.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 58—Firestone. Relative to illegal, undocumented alien prisoners.

House Resolution No. 35.

By Assembly Members Mazzoni and Knowles.

Relative to Assembly Rule 22.5.

Resolved by the Assembly of the State of California, That Rule 22.5 is added to the Standing Rules of the Assembly for the 1995–96 Regular Session, to read:

Assembly Legislative Ethics Committee

22.5. (a) The Assembly Legislative Ethics Committee is hereby created. The committee shall consist of six Members of the Assembly, appointed by the Speaker. Notwithstanding any other rule of the Assembly, three members of the committee shall be from the registered political party having the largest number of Members in the Assembly and three members shall be from the registered political party having the second largest number of Members. Any temporary or permanent vacancy on the committee shall be filled by a member from the same registered political party. All appointments, including appointments to fill permanent or temporary vacancies, of members from the registered political party having the second largest number of Members shall be made from a list of nominees that the Minority Floor Leader provides to the Speaker. The Speaker shall designate one member of the committee

from the registered political party having the largest number of Members in the Assembly and one member of the committee from the registered political party having the second largest number of Members to serve as co-chairs of the committee. The Speaker shall designate one of the co-chairs to serve as the presiding officer at any meeting or hearing conducted by the committee.

(b) The provisions of this rule, and of Rule 11.5 related to investigating committees, shall apply to the committee and shall govern its proceedings.

Prior to the issuance of any subpoena by the committee with respect to any matter before the committee, it shall, by a resolution adopted by the committee pursuant to a vote in accordance with subdivision (n), define the nature and scope of its investigation in the matter before it.

(c) Funds for the support of the committee shall be provided from the Assembly Operating Fund in the same manner that those funds are made available to other committees of the Assembly.

(d) (1) The committee shall have the power, pursuant to this rule and Article 3 (commencing with Section 8940) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to investigate and make findings and recommendations concerning violations by Members of the Assembly of any provision of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code or of any other provision of law or legislative rule that governs the conduct of Members of the Assembly, hereafter collectively referred to as "standards of conduct".

(2) The committee may, on its own action pursuant to a vote in accordance with subdivision (n), initiate an investigation of a Member of the Assembly.

(e) Any person may file with the committee a verified complaint in writing which shall state the name of the Member of the Assembly alleged to have violated any standard of conduct, and which shall set forth the particulars thereof with sufficient clarity and detail to enable the committee to make a determination. The person filing the complaint thereafter shall be designated the complainant.

If a verified complaint is filed with the committee, the committee promptly shall send a copy of the complaint to the Member of the Assembly alleged to have committed the violation complained of, who thereafter shall be designated the respondent.

No complaint may be filed with the committee after the expiration of 12 months from the date upon which the violation allegedly occurred.

(f) (1) If the committee determines that the verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, it shall dismiss the complaint and so notify the complainant and respondent.

(2) (i) If the committee determines that the verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, the committee promptly shall investigate the alleged violation and if, after this preliminary investigation, the committee finds that reasonable cause exists for believing the allegations of the complaint, it shall fix a time

for a hearing in the matter, which shall be not more than 30 days after that finding. The committee may, however, seek an extension of this period, not to exceed an additional 30 days, which may be granted by a majority vote of the Committee on Rules.

(ii) If, after preliminary investigation, the committee does not find that reasonable cause exists for believing the allegations of the complaint, the committee shall dismiss the complaint. In either event, the committee shall notify the complainant and the respondent of its determination.

(3) The committee shall make its determination under paragraph (1) or (2) of this subdivision, pursuant to a vote in accordance with subdivision (n), not later than 90 days after first receiving a complaint that satisfies subdivision (e). The committee may, however, seek an extension, not to exceed 30 days, which may be granted by a majority vote of the membership of the Committee on Rules. If the committee has requested a law enforcement agency to investigate the complaint or if the committee knows the complaint is being investigated by a law enforcement agency, the time limits set forth in this subdivision shall be tolled until the investigation is completed.

(4) The committee's determination under paragraph (1) or (2) of this subdivision shall be stated in writing, with reasons given therefor, and shall be provided to the Assembly, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall be provided to the Attorney General, the Fair Political Practices Commission, and the district attorney of the county in which the violation allegedly occurred. This written determination is a public record and is open to public inspection.

(5) Any deliberations of the committee from the time of receipt of a complaint until it decides to dismiss the complaint or to set a hearing shall not be open to the public unless the respondent requests a public meeting.

(g) After the complaint has been filed, the respondent shall be entitled to examine and make copies of all evidence in the possession of the committee relating to the complaint.

(h) If a hearing is held pursuant to subdivision (f), the committee, before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party in accordance with Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code. All of the provisions of that chapter, except Section 9410 of the Government Code, shall apply to the committee and the witnesses before it.

(i) At any hearing held by the committee:

(1) Oral evidence shall be taken on oath or affirmation.

(2) Each party shall have these rights: to be represented by legal counsel; to call and examine witnesses; to introduce exhibits; and to cross-examine opposing witnesses.

(3) The hearing shall be open to the public.

(j) Any official or other person whose name is mentioned at any investigation or hearing of the committee, and who believes that testimony has been given that adversely affects him or her, shall have

the right to testify or, at the discretion of the committee, to testify under oath relating solely to the material relevant to the testimony of which he or she complains.

(k) The committee shall have 15 days following the hearing within which to deliberate and reach its final determination on the matter as follows:

(1) If the committee finds that the respondent has not violated any standard of conduct, it shall order the action dismissed, shall notify the respondent and complainant thereof, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall transmit a copy of the complaint and the fact of dismissal to the Attorney General, the Fair Political Practices Commission, and to the district attorney of the appropriate county. The complaint and the fact of dismissal transmitted pursuant to this paragraph are public records and open to public inspection.

(2) If the committee finds that the respondent has violated any standard of conduct, it shall state its findings of fact and submit a report thereon to the Assembly. This report shall be accompanied by a House Resolution, authored by the committee, which shall be introduced at the Chief Clerk's desk and then referred by the Committee on Rules to the Ethics Committee. The House Resolution shall include a statement of the committee's findings and the committee's recommendation for disciplinary action. Within seven days, the committee shall adopt the final form of the House Resolution and report it to the Assembly for placement on the Daily File. The committee also shall send a copy of those findings and report to the complainant and respondent, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall report thereon to the Attorney General, the Fair Political Practices Commission, and to the district attorney of the appropriate county. The report submitted pursuant to this paragraph is a public record and open to public inspection.

After the receipt of a copy of the committee's final report and House Resolution, the Assembly expeditiously shall take appropriate action with respect to the respondent.

(*l*) The filing of a complaint with the committee pursuant to this rule suspends the running of the statute of limitations applicable to any violation of any standard of conduct alleged in the substance of that complaint while the complaint is pending.

(m) The committee shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, reports filed with or submitted to or made by the committee, and all records and transcripts of any investigations, inquiries, or hearings of the committee under this rule shall be deemed confidential and shall not be open to inspection, without the express permission of the committee, by any person other than a member of the committee, or an employee of the committee or other state employee designated to assist the committee, except as otherwise specifically provided in this rule. The committee may, by adoption of a resolution, authorize the release to the Attorney General or a district attorney of the appropriate county of any information, records, complaints,

documents, reports, and transcripts in its possession that are material to any matter pending before the Attorney General or that district attorney. All matters presented at a public hearing of the committee and all reports of the committee stating a final finding of fact pursuant to subdivision (k) shall be public records and open to public inspection. Any employee of the committee who divulges any matter that is deemed to be confidential by this subdivision shall be subject to discipline by the Committee on Rules.

(n) The committee shall take any action authorized by this rule only upon the vote of not less than two members from the registered political party having the largest number of Members in the Assembly and two members from the registered political party having the second largest number of Members. Any vacancy on the committee shall not reduce the votes required to take action.

(o) The committee may render advisory opinions to Members of the Assembly with respect to the standards of conduct and their application and construction. The committee may secure an opinion from the Legislative Counsel for this purpose or issue its own opinion. Any committee advisory opinion shall be prepared by committee members or staff and shall be adopted by the committee pursuant to subdivision (n).

(p) The committee shall conduct, at least semiannually, an orientation course on the relevant statutes and regulations governing official conduct. The curriculum and presentation of the course shall be established by the Committee on Rules.

The committee, in consultation with the Fair Political Practices Commission, shall conduct, at least annually, an orientation course on the relevant ethical issues and laws relating to lobbying. The committee shall impose fees on lobbyists for attending this course at an amount that will enable lobbyists' participation to the fullest extent possible.

At least once each biennial session, each Member of the Assembly and each designated employee of the Assembly shall attend one of these courses.

ADJOURNMENT

At 5:35 p.m., the Assembly adjourned until 7 a.m., Wednesday, March 13, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 12, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2018	9607437
2108	9607216

SB	RN
207	9607342
374	9606503
659	9607448
877	9607446

SCR	RN
45	9607543

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 13, 1996

ONE HUNDRED EIGHTY-FIFTH SESSION DAY

FOUR HUNDRED SIXTY-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, March 13, 1996

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—64:

Aguiar	Campbell	Harvey	Morrow
Alby	Cannella	Hauser	Napolitano
Archie-Hudson	Conroy	Hawkins	Olberg
Baca	Cortese	Hoge	Poochigian
Baldwin	Cunneen	House	Rainey
Bates	Davis	Katz	Richter
Battin	Ducheny	Knight	Setencich
Baugh	Escutia	Knowles	Sweeney
Boland	Figueroa	Kuykendall	Takasugi
Bordonaro	Firestone	Machado	Thompson
Bowen	Friedman	Margett	Tucker
Bowler	Frusetta	Martinez	Vasconcellos
Brewer	Gallegos	Mazzoni	Villaraigosa
Brown	Goldsmith	McPherson	Weggeland
Brulte	Granlund	Miller	Woods
Caldera	Hannigan	Morrissey	Mr. Speaker

Quorum present.

At 12:05 p.m., Hon. George House, 25th 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 Ackerman, Burton, Bustamante, Kaloogian, Knox, Kevin Murray, Rogan, and Speier.

On legislative business, and waiving per diem: Assembly Member Alpert.

On personal business, and waiving per diem: Assembly Members Lee, McDonald, Willard Murray, and Sher.

Because of illness in her family: Assembly Member Kuehl.

The following Assembly Member was excused for the day: Isenberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 12, 1996

Speaker Curt Pringle
Assembly Rules Committee
State Capitol, Room 3016
Sacramento, California

Dear Speaker Pringle: I respectfully request permission to be excused from the California State Assembly check in tomorrow, March 13, 1996.

I will be in San Diego on official legislative business, attending a **Public Employees, Retirement & Social Security (PER & SS) Committee Hearing.** My flight leaves Sacramento at 6:40 a.m. and I will return tomorrow afternoon at 4:30 p.m.

If further information is needed, please do not hesitate to call. Thank you for your attention to this request.

Sincerely,

DICK ACKERMAN, Assembly Member
Seventy-second District

March 13, 1996

The Honorable Curt Pringle
Speaker of the Assembly
California State Assembly
State Capitol, Room 3016
Sacramento, California

Dear Curt: On March 13, I will be out of Sacramento for personal and legislative business and will not be available for Wednesday's check-in session. Please waive per diem. I plan to return for Thursday's session.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

March 13, 1996

Honorable Curt Pringle
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in Session on Wednesday, March 13, 1996. I will be in San Diego at a PERS hearing.

Thank you for your cooperation on this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

March 12, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219

Dear Mr. Speaker: I would like to be excused from check-in session for Wednesday, March 13.

I will be attending the Public Employees, Retirement and Social Security Committee hearing in San Diego of which I am a member and which you had previously approved our Committee's travel.

Sincerely,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

March 13, 1996

Assembly Speaker Curt Pringle
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to inform you that on March 13th I will be in San Diego attending a special hearing of the PERSS Committee.

Respectfully,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

March 12, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from session on Wednesday, March 13, 1996. I will be in my district conducting legislative business.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

March 13, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Wednesday, March 13, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

March 13, 1996

Honorable Curt Pringle
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from check in session on Wednesday, March 13, 1996. I will be on legislative business in my district.

Thank you. With best personal regards, I remain

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-third District

March 12, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session tomorrow, Wednesday, March 13, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 12, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised pursuant to Government Code, Sec. 8501, I have appointed Assemblyman Charles Poochigian to the Milton Marks Commission on California State Government Organization and Economy (Little Hoover Commission), replacing Assemblywoman Jackie Speier who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 12, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Pleased be advised pursuant to Education Code Ch #1010, 1976, I have appointed Assemblyman Bruce Thompson to the Education Commission of the States, replacing Assemblywoman Juanita McDonald who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 12, 1996

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Pleased be advised pursuant to Fish and Game Code, Sections 1320–24, I have appointed Assemblyman David Knowles to the Wildlife Conservation Board, replacing Assemblyman Phil Isenberg who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 13, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 835

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., March 13, 1996.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, March 13, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2018
Assembly Bill No. 2108

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Public Safety

March 13, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2000
Assembly Bill No. 2093
Assembly Bill No. 2208

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2000—An act to amend Section 1936 of the Civil Code, to amend Section 53150 of the Government Code, to amend Sections 11836, 11837, 11837.1, 11837.2, and 11837.4 of the Health and Safety Code, to amend Section 670 of the Insurance Code, to amend Sections 191.5, 192, 193.8, 1192.7, 13894.7, and 13894.8 of the Penal Code, and to amend Sections 1803, 1821, 9250.14, 12802.5, 13350, 13352, 13352.5, 13353, 13353.1, 13353.2, 13353.3, 13353.4, 13353.5, 13372, 13557, 13954, 14601.2, 14601.3, 15023, 15300, 15302, 23103.5, 23136, 23137, 23140, 23152, 23153, 23155, 23157, 23159, 23165, 23166, 23175, 23176, 23182, 23190, 23191, 23192, 23194, 23199, 23201, 23205, 23206.5, 23220, 23222, 23224, 34501.16, 40000.15, 40300.5, 40300.6, and 42009 of, and to repeal Sections 23170, 23171, 23185, 23186, and 23187 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.

ASSEMBLY BILL NO. 2093—An act to amend Section 3003 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.

ASSEMBLY BILL NO. 2208—An act to amend Section 1466 of, and to add Section 1424.5 to, the Penal Code, relating to criminal proceedings.

Bill read second time; author's amendments, 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

March 13, 1996

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 2052

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

ASSEMBLY BILL NO. 2052—An act to amend Sections 1065.2 and 1065.4 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 Human Services

March 13, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 2078

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 2078—An act to amend Sections 11401, 11402, 11404, 11404.1, and 11405 of, and to add Section 11404.2 to, 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 Local Government

March 13, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 2080

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 2080—An act to amend Section 115915 of the Health and Safety Code, relating to public beaches.

Bill read second time; author's amendments, 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

March 13, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 435

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORRISSEY, Chairman

SENATE BILL NO. 435—An act 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

March 13, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 610

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORRISSEY, Chairman

SENATE BILL NO. 610—An act to add Article 4.6 (commencing with Section 53088.5) to Chapter 1 of Part 1 of Division 2 of Title 5 of the Government Code, relating to consumer 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

March 13, 1996

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 25

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CONROY, Chairman

SENATE BILL NO. 25—An act to add Section 701.2 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 Judiciary

March 13, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Constitutional Amendment No. 19

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

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.

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 Education

March 13, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 2107
Assembly Bill No. 2135

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BALDWIN, Chairman

ASSEMBLY BILL NO. 2107—An act to amend Section 47605 of the Education Code, relating to charter 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.

ASSEMBLY BILL NO. 2135—An act to amend Section 47605 of, and to add Section 47608 to, the Education Code, relating to charter 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.

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2147

With the recommendation: Do pass, and be re-referred to the Committee on Health.

BOLAND, Chairwoman

Above bill re-referred to the Committee on Health.

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2085

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BOLAND, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1999
Assembly Bill No. 2087
Assembly Bill No. 2097

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.

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2082

With the recommendation: Do pass.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2050

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.

BORDONARO, Chairman

Above bill ordered to second 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. 207, ordered to third reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 1155—An act to repeal and add Chapter 5.5 (commencing with Section 42300) 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. 24—An act to amend Section 91013 of, and to add Section 91013.1 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE JOINT RESOLUTION NO. 13—Relative to public lands.

Resolution read; amendments proposed by the Committee on Natural Resources read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

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 returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 13, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 56

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of March, 1996, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 71—McDonald. Relative to the Fourth World Conference on Women.

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Ducheny, Firestone, and McPherson. Relative to proclaiming the Week of the Community College Administrator.

ASSEMBLY JOINT RESOLUTION NO. 59—McDonald. Relative to womens' health.

House Resolution No. 36

By Assembly Member Thompson

Relative to the Standing Rules of the Assembly for the 1995–96 Regular Session.

Resolved by the Assembly of the State of California, That the following Rules be, and the same are hereby, adopted as the Standing Rules of the Assembly for the 1995–96 Regular Session; and be it further

Resolved, That these rules shall govern the operations of the Assembly and shall supersede any and all other rules previously adopted this session.

STANDING RULES OF THE ASSEMBLY

1995-96 REGULAR SESSION

I. LEGISLATIVE ORGANIZATION

Assembly General Officers

1. (a) The general officers of the Assembly are the following:

Speaker
Speaker pro Tempore
Majority Floor Leader
Minority Floor Leader
Chief Clerk
Sergeant at Arms
Chaplain

(b) Except for the Majority Floor Leader and the Minority Floor Leader, each officer listed in subdivision (a) shall be elected by a majority vote of the duly elected and qualified Members. The adoption of these rules shall not in and of itself create a vacancy in any of the offices listed in subdivision (a), so that any individual who holds an office listed in subdivision (a) before the time when these rules are adopted shall continue to hold that office upon the adoption of these rules.

(c) The Chief Clerk, subject to the approval of the Committee on Rules, shall determine the names and titles that shall appear on the frontispiece of all publications.

Hours of Meeting

2. The session of the Assembly shall be at a time determined by the Speaker or Speaker pro Tempore, unless otherwise ordered by a majority vote of the Members present and voting.

Speaker to Call Assembly to Order

3. The Speaker, or in his or her absence, the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order.

Roll Call and Quorum

4. Before proceeding with the business of the Assembly, both of the following shall be completed:

(1) The roll of the Members shall be called, and the names of those present shall be entered in the Journal. Forty-one Members constitute a quorum.

(2) The presiding officer shall announce the names of all Members who will be absent from that day's session and the reason for their absence.

Assignment of Desks to Members

5. Members shall be assigned to desks by the Committee on Rules.

Organization of Assembly

5.5 For the purposes of the organization of any regular session of the Assembly pursuant to Section 9023 of the Government Code, the Speaker from the previous regular session at the time when the session adjourned sine die, if he or she is reelected to the Assembly, shall be deemed to be the senior member elect.

II. RULES

Adoption of Standing Rules

6. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the duly elected and qualified Members. When once adopted, the Standing Rules shall remain in effect, unless suspended or amended as provided in these rules.

Suspension of Rules

7. Any standing rule of the Assembly, except Rule 8, may be suspended temporarily by a vote of two-thirds of the Members present and voting; provided, that the temporary suspension shall

apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Amending Standing Rules

8. No standing rule of the Assembly shall be amended except by a resolution adopted by an affirmative recorded vote of a majority of the duly elected and qualified Members.

Mason's Manual

10. In all cases not provided for by the California Constitution, by the Assembly Rules, by the Joint Rules of the Senate and Assembly, or by statute, the authority shall be the latest edition of Mason's Manual.

III. ORGANIZATION OF COMMITTEES

Standing Committees

11. (a) Twenty-six standing committees of the Assembly are hereby created, upon the several subjects, and titled respectively, as follows:

Agriculture
Appropriations
Banking and Finance
Budget
Consumer Protection, Governmental Efficiency and Economic Development
Education
Elections, Reapportionment and Constitutional Amendments
Environmental Safety and Toxic Materials
Governmental Organization
Health
Higher Education
Housing and Community Development
Human Services
Insurance
Judiciary
Labor and Employment
Local Government
Natural Resources
Public Employees, Retirement and Social Security
Public Safety
Revenue and Taxation
Rules
Televising the Assembly and Information Technology
Transportation
Utilities and Commerce
Water, Parks and Wildlife

(b) The Committee on Rules may organize additional committees pursuant to the procedure in Rule 12.

Open Meetings

11.3. (a) Except as otherwise provided in this rule, all meetings of the Assembly or a committee thereof shall be open and public, and all persons shall be permitted to attend the meetings. As used in this rule, "meeting" means a gathering of a quorum of the Members of the Assembly or a committee in one place for the purpose of discussing legislative or other official matters within the jurisdiction

of the Assembly or committee. As used in this rule, "committee" includes a standing committee, joint committee, conference committee, subcommittee, select committee, special committee, research committee, or any similar body.

(b) Any meeting that is required to be open and public pursuant to this rule, including any closed session held pursuant to subdivision (c), shall be held only after full and timely notice to the public as provided by the Joint Rules of the Assembly and Senate.

(c) The Assembly or a committee thereof may hold a closed session solely for any of the following purposes:

(1) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Assembly.

(2) To consider matters affecting the safety and security of Members of the Legislature or its employees or the safety and security of any buildings and grounds used by the Legislature.

(3) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated, or whether to initiate, litigation when discussion in open session would not protect the interests of the Assembly or committee regarding the litigation.

(d) A caucus of the Members of the Assembly which is composed of members of the same political party may meet in closed session.

(e) A closed session may be held pursuant to paragraph (3) of subdivision (c) under any of the following circumstances:

(1) An adjudicatory proceeding before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator, to which the Assembly or a committee, Member, or employee thereof is a party, has been initiated formally.

(2) Based on existing facts and circumstances, a point has been reached where, in the opinion of the Assembly or a committee thereof, on the advice of its legal counsel, litigation against the Assembly or a committee, Member, or employee thereof is reasonably anticipated.

(3) Based on existing facts and circumstances, the Assembly or a committee thereof has decided to initiate or is deciding whether to initiate litigation.

(4) To confer with, or receive advice from, its legal counsel and negotiator prior to the purchase, sale, exchange, or lease of real property by or for the Assembly or a committee regarding the price and terms of payment for the purchase, sale, exchange, or lease.

(f) Prior to holding a closed session pursuant to paragraph (3) of subdivision (c), the presiding officer of the Assembly or the chair of the committee shall state publicly which paragraph of subdivision (c) is applicable. If the closed session is held pursuant to paragraph (1) of subdivision (e), the presiding officer or chair shall state the title of or otherwise specifically identify the litigation to be discussed, unless the presiding officer or chair states that to do so would jeopardize the ability to effectuate service of process upon one or more unserved parties, or that to do so would jeopardize the ability of the Assembly or the committee to conclude existing settlement negotiations to its advantage. If the closed session is held pursuant to paragraph (4) of subdivision (e), the notice of the closed

session shall identify the real property which the negotiations may concern and the person with whom the negotiations may take place.

(g) The legal counsel for the Assembly or the committee shall prepare and submit to the Assembly or the committee a memorandum stating the specific reasons and legal authority for the closed session. If the closed session is held pursuant to paragraph (1) of subdivision (e), the memorandum shall include the title of or other identification of the litigation. If the closed session is held pursuant to paragraph (2), (3), or (4) of subdivision (e), the memorandum shall set forth the existing facts and circumstances on which the closed session is based. The legal counsel shall submit the memorandum to the Assembly or the committee prior to the closed session, if feasible, or, in any case, not later than one week after the closed session. The memorandum shall be exempt from disclosure under the Legislative Open Records Act contained in Article 3.5 (commencing with Section 9070) of Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code.

(h) For purposes of paragraph (3) of subdivision (c), "litigation" includes any adjudicatory proceeding, including eminent domain, before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator.

(i) For purposes of this rule, all expressions of the lawyer-client privilege other than those provided in this section are hereby abrogated. This section is the exclusive expression of the lawyer-client privilege for the purposes of conducting closed-session meetings pursuant to this rule.

(j) Disclosure of a memorandum required under this section shall not be deemed a waiver of the lawyer-client privilege provided for under Article 3 (commencing with Section 950) of Chapter 4 of Division 8 of the Evidence Code.

Conference Committee Meetings

11.4. No Member may attend a meeting of a conference committee considering any bill that is not open to the public.

Assembly Investigating Committees

11.5. (a) The standing committees of the Assembly created pursuant to Rule 11, with the exception of the Committee on Rules, are hereby constituted Assembly investigating committees and are authorized and directed to ascertain, study, and analyze all facts relating to any subjects or matters which the Committee on Rules shall assign to them upon request of the Assembly or upon its own initiative.

(b) Each of the Assembly investigating committees shall consist of the members of the standing committee on the same subject as most recently constituted. The chairperson and vice chairperson shall be the chairperson and vice chairperson of the standing committee. Vacancies occurring in the membership of the committee shall be filled by the Committee on Rules.

(c) Each committee and any subcommittee, and its members, shall have and exercise all the rights, duties and powers conferred upon investigating committees and their members by law and by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended

from time to time, which provisions are incorporated herein and made applicable to the committee or subcommittee and their members.

(d) In order to prevent duplication and overlapping of studies between the various investigating committees herein created, no committee shall commence the study of any subject or matter not specifically authorized herein or assigned to it unless and until prior written approval thereof has been obtained from the Committee on Rules.

(e) The Committee on Rules shall provide for the expenses of the above committees and their members and for any charges, expenses, or claims they may incur under this resolution, to be paid from the Assembly Operating Fund and disbursed, after certification by the Chairperson of the Committee on Rules or his or her authorized representative, upon warrants drawn by the Controller upon the State Treasury.

Membership of Standing Committees

12. (a) All standing committees or subcommittees, except the Committee on Rules, shall be organized and the size, jurisdiction, membership, and chairperson and vice chairperson thereof established by a majority of the membership of the Committee on Rules.

(b) The Committee on Rules shall provide for the necessary and reasonable expenses of all committees.

Committee on Rules

13. There is a Committee on Rules, which shall act as the executive committee of the Assembly. The committee shall consist of twelve members, seven, including the chairperson of the committee, to be elected by the registered political party having the largest number of Members in the Assembly, and five to be elected by the registered political party having the second largest number of Members. One alternate member of the Committee on Rules shall each be selected by the majority and minority caucuses. Members so elected shall remain in office until their successors are elected as provided for in these rules.

No member of the Committee on Rules shall simultaneously serve as a chairperson of any standing committee.

Organization of Party Caucuses

13.1. Within two days after the general election held in November of each even-numbered year, the minority and majority caucuses shall meet for the purposes of electing their officers and members of the Committee on Rules for the next regular session. The rules and procedures of each caucus shall be determined by each caucus, but in no way shall they be inconsistent with these rules.

Powers of the Committee on Rules

14. (a) The Committee on Rules shall have the following powers:

(1) To organize standing committees and subcommittees and to establish a schedule of the time and place for meetings of committees and subcommittees.

(2) To refer each bill and house resolution to a committee.

(3) To 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.

(4) To choose one Chief Administrative Officer.

(5) To allocate all funds, staffing, and other resources necessary for the effective operation of the Assembly.

(6) To appoint all employees of the Assembly not otherwise provided for by statute. It shall have authority to terminate, discipline, establish and modify the terms and conditions of employment of, or suspend, with or without pay, any employee of the Assembly.

(7) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of these rules.

(8) To adopt additional policies or requirements regarding the use of cameras and other recording equipment at committee hearings or Assembly floor sessions.

(b) The Committee on Rules may delegate powers to the Speaker by a majority vote of the membership of the committee.

Committee on Rules

15. The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular session and shall have the same powers and duties as while the Assembly is in session. In dealing with any matter within its jurisdiction, the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

Operating Fund Report

15.5. The Committee on Rules shall annually prepare a report to the public of expenditures as required by Section 9131 of the Government Code.

Independent Audit of Operating Funds

15.6. The Committee on Rules shall annually contract for an independent audit of the revenues and expenditures, for each fiscal year, from the Assembly Operating Fund. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The audit shall be prepared in a manner and form to be determined by the organization performing the audit and consistent with generally accepted accounting principles.

The audit shall be completed and made available to the public within 180 calendar days following the completion of the fiscal year for which the audit is performed.

Performance Audit

15.7. The Committee on Rules shall annually contract for a comprehensive performance audit of all Assembly finances and operations. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The audit shall be prepared in a manner and form to be determined by

the organization performing the audit and consistent with generally accepted accounting principles.

All findings and recommendations reported by the auditing firm shall be made available to Members and to the public.

Rules Committee Resolutions

16. The Committee on Rules, acting unanimously by appropriate resolution, on behalf of and in the name of the Assembly, may extend congratulations, commendations, sympathy, or regret to any person, group, or organization, and may authorize the presentation of suitably prepared copies of these resolutions to the persons concerned and to their relatives.

Assembly Operating Fund

17. The Committee on Rules is the committee provided for in Section 9127 of the Government Code. The balance of all money in the Assembly Operating Fund, including money now or hereafter appropriated, except the sums that are specifically made available for the expense of designated committees or for other purposes, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Assembly or concurrent resolution. The money made available by this rule includes the unencumbered balances of all sums heretofore made available to any Assembly or joint committee by the Assembly, upon the expiration of the committee, and shall be expended as provided in these rules.

Expenditures

18. No Member or committee shall be permitted to incur any expense except as authorized pursuant to these rules or the Joint Rules of the Senate and Assembly, or as authorized by the Assembly or the Committee on Rules.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, and officers and employees of the Assembly, not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly. These rules and regulations shall incorporate a provision whereby construction, alteration, improvement, repair, or maintenance of real or personal property, and the purchase of supplies and equipment, shall be governed by competitive bidding. Further, the rules and regulations shall provide for the payment of expenditures, authorized by these rules and regulations, from the Assembly Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

No Member may be reimbursed for travel outside the State of California without prior approval of the Speaker or the Committee on Rules.

Rules and Regulations Governing Committees

20. All claims for expenses incurred by investigating committees of the Assembly shall be approved by the Committee on Rules, or its authorized representative, before the claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an investigating committee, shall be approved by the Committee on Rules or its authorized representative before the expenses are incurred, unless the expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules shall adopt rules and regulations governing the awarding of any contract by an investigating committee and shall also adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Assembly investigating committees or other Assembly committees.

These rules may provide for allowances to committee employees in lieu of actual expenses.

Mileage is an allowance to a committee employee in lieu of actual expenses of travel. When travel is by private conveyance, mileage shall be allowed only to the operator of, and not to passengers in, a private vehicle. Claims for mileage by private conveyance must be accompanied by the license number of the vehicle and the names of state officers and employees riding as passengers.

Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairperson of every investigating committee and of any other Assembly committee that has employees.

Fees for Witnesses

21. Each witness summoned to appear before the Assembly or any of its committees shall be reimbursed at a rate set by the Committee on Rules.

Assembly General Research Committee

22. (a) The Assembly General Research Committee is hereby continued as a permanent factfinding committee pursuant to Section 11 of Article IV of the California Constitution. The committee is allocated all subjects within the scope of legislative regulation and control but shall not undertake any investigation which another committee has been specifically requested or directed to undertake. The Assembly General Research Committee may act through subcommittees appointed by the Committee on Rules and these subcommittees may act only on the particular study or investigation assigned by the Committee on Rules to the subcommittees. Each subcommittee shall be known and designated as a select committee. The Speaker is the Chairperson of the Assembly General Research Committee and may be a voting member of any subcommittee. Each member of the Assembly General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee. The Committee on Rules is authorized to allocate to any subcommittee from the Assembly Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Committee on Rules shall further

allocate, from time to time, to the Assembly General Research Committee from the Assembly Operating Fund those sums as are necessary to permit the Assembly General Research Committee and the members thereof to carry out the duties imposed on them. The committee has continuous existence until the time that its existence is terminated by a resolution adopted by the Assembly, and the committee is authorized to act both during and between sessions of the Legislature, including any recess.

(b) The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to the committee and its members.

(c) The committee has the following additional powers and duties:

(1) To contract with other agencies, public or private, that it deems necessary for the rendition and affording of services, facilities, studies, and reports to the committee as will best assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(3) To report its findings and recommendations to the Legislature and to the people from time to time and at any time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

Assembly Legislative Ethics Committee

22.5. (a) The Assembly Legislative Ethics Committee is hereby created. The committee shall consist of six Members of the Assembly, appointed by the Speaker. Notwithstanding any other rule of the Assembly, three members of the committee shall be from the registered political party having the largest number of Members in the Assembly and three members shall be from the registered political party having the second largest number of Members. Any temporary or permanent vacancy on the committee shall be filled by a member from the same registered political party. All appointments, including appointments to fill permanent or temporary vacancies, of members from the registered political party having the second largest number of Members shall be made from a list of nominees that the Minority Floor Leader provides to the Speaker. The Speaker shall designate one member of the committee from the registered political party having the largest number of Members in the Assembly and one member of the committee from the registered political party having the second largest number of Members to serve as co-chairs of the committee. The Speaker shall designate one of the co-chairs to serve as the presiding officer at any meeting or hearing conducted by the committee.

(b) The provisions of this rule, and of Rule 11.5 related to investigating committees, shall apply to the committee and shall govern its proceedings.

Prior to the issuance of any subpoena by the committee with respect to any matter before the committee, it shall, by a resolution adopted by the committee pursuant to a vote in accordance with subdivision (n), define the nature and scope of its investigation in the matter before it.

(c) Funds for the support of the committee shall be provided from the Assembly Operating Fund in the same manner that those funds are made available to other committees of the Assembly.

(d) (1) The committee shall have the power, pursuant to this rule and Article 3 (commencing with Section 8940) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to investigate and make findings and recommendations concerning violations by Members of the Assembly of any provision of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code or of any other provision of law or legislative rule that governs the conduct of Members of the Assembly, hereafter collectively referred to as "standards of conduct."

(2) The committee may, on its own action pursuant to a vote in accordance with subdivision (n), initiate an investigation of a Member of the Assembly.

(e) Any person may file with the committee a verified complaint in writing which shall state the name of the Member of the Assembly alleged to have violated any standard of conduct, and which shall set forth the particulars thereof with sufficient clarity and detail to enable the committee to make a determination. The person filing the complaint thereafter shall be designated the complainant.

If a verified complaint is filed with the committee, the committee promptly shall send a copy of the complaint to the Member of the Assembly alleged to have committed the violation complained of, who thereafter shall be designated the respondent.

No complaint may be filed with the committee after the expiration of 12 months from the date upon which the violation allegedly occurred.

(f) (1) If the committee determines that the verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, it shall dismiss the complaint and so notify the complainant and respondent.

(2) (i) If the committee determines that the verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, the committee promptly shall investigate the alleged violation and if, after this preliminary investigation, the committee finds that reasonable cause exists for believing the allegations of the complaint, it shall fix a time for a hearing in the matter, which shall be not more than 30 days after that finding. The committee may, however, seek an extension of this period, not to exceed an additional 30 days, which may be granted by a majority vote of the Committee on Rules.

(ii) If, after preliminary investigation, the committee does not find that reasonable cause exists for believing the allegations of the complaint, the committee shall dismiss the complaint. In either

event, the committee shall notify the complainant and the respondent of its determination.

(3) The committee shall make its determination under paragraph (1) or (2) of this subdivision, pursuant to a vote in accordance with subdivision (n), not later than 90 days after first receiving a complaint that satisfies subdivision (e). The committee may, however, seek an extension, not to exceed 30 days, which may be granted by a majority vote of the membership of the Committee on Rules. If the committee has requested a law enforcement agency to investigate the complaint or if the committee knows the complaint is being investigated by a law enforcement agency, the time limits set forth in this subdivision shall be tolled until the investigation is completed.

(4) The committee's determination under paragraph (1) or (2) of this subdivision shall be stated in writing, with reasons given therefor, and shall be provided to the Assembly, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall be provided to the Attorney General, the Fair Political Practices Commission, and the district attorney of the county in which the violation allegedly occurred. This written determination is a public record and is open to public inspection.

(5) Any deliberations of the committee from the time of receipt of a complaint until it decides to dismiss the complaint or to set a hearing shall not be open to the public unless the respondent requests a public meeting.

(g) After the complaint has been filed, the respondent shall be entitled to examine and make copies of all evidence in the possession of the committee relating to the complaint.

(h) If a hearing is held pursuant to subdivision (f), the committee, before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party in accordance with Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code. All of the provisions of that chapter, except Section 9410 of the Government Code, shall apply to the committee and the witnesses before it.

(i) At any hearing held by the committee:

(1) Oral evidence shall be taken on oath or affirmation.

(2) Each party shall have these rights: to be represented by legal counsel; to call and examine witnesses; to introduce exhibits; and to cross-examine opposing witnesses.

(3) The hearing shall be open to the public.

(j) Any official or other person whose name is mentioned at any investigation or hearing of the committee, and who believes that testimony has been given that adversely affects him or her, shall have the right to testify or, at the discretion of the committee, to testify under oath relating solely to the material relevant to the testimony of which he or she complains.

(k) The committee shall have 15 days following the hearing within which to deliberate and reach its final determination on the matter as follows:

(1) If the committee finds that the respondent has not violated any standard of conduct, it shall order the action dismissed, shall notify the respondent and complainant thereof, and, in cases

concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall transmit a copy of the complaint and the fact of dismissal to the Attorney General, the Fair Political Practices Commission, and to the district attorney of the appropriate county. The complaint and the fact of dismissal transmitted pursuant to this paragraph are public records and open to public inspection.

(2) If the committee finds that the respondent has violated any standard of conduct, it shall state its findings of fact and submit a report thereon to the Assembly. This report shall be accompanied by a House Resolution, authored by the committee, which shall be introduced at the Chief Clerk's desk and then referred by the Committee on Rules to the Ethics Committee. The House Resolution shall include a statement of the committee's findings and the committee's recommendation for disciplinary action. Within seven days, the committee shall adopt the final form of the House Resolution and report it to the Assembly for placement on the Daily File. The committee also shall send a copy of those findings and report to the complainant and respondent, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall report thereon to the Attorney General, the Fair Political Practices Commission, and to the district attorney of the appropriate county. The report submitted pursuant to this paragraph is a public record and open to public inspection.

After the receipt of a copy of the committee's final report and House Resolution, the Assembly expeditiously shall take appropriate action with respect to the respondent.

(*l*) The filing of a complaint with the committee pursuant to this rule suspends the running of the statute of limitations applicable to any violation of any standard of conduct alleged in the substance of that complaint while the complaint is pending.

(m) The committee shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, reports filed with or submitted to or made by the committee, and all records and transcripts of any investigations, inquiries, or hearings of the committee under this rule shall be deemed confidential and shall not be open to inspection, without the express permission of the committee, by any person other than a member of the committee, or an employee of the committee or other state employee designated to assist the committee, except as otherwise specifically provided in this rule. The committee may, by adoption of a resolution, authorize the release to the Attorney General or a district attorney of the appropriate county of any information, records, complaints, documents, reports, and transcripts in its possession that are material to any matter pending before the Attorney General or that district attorney. All matters presented at a public hearing of the committee and all reports of the committee stating a final finding of fact pursuant to subdivision (k) shall be public records and open to public inspection. Any employee of the committee who divulges any matter that is deemed to be confidential by this subdivision shall be subject to discipline by the Committee on Rules.

(n) The committee may take any action authorized by this rule only upon the vote of not less than two members from the registered

political party having the largest number of Members in the Assembly and two members from the registered political party having the second largest number of Members. Any vacancy on the committee shall not reduce the votes required to take action.

(o) The committee may render advisory opinions to Members of the Assembly with respect to the standards of conduct and their application and construction. The committee may secure an opinion from the Legislative Counsel for this purpose or issue its own opinion. Any committee advisory opinion shall be prepared by committee members or staff and shall be adopted by the committee pursuant to subdivision (n).

(p) The committee shall conduct, at least semiannually, an orientation course on the relevant statutes and regulations governing official conduct. The curriculum and presentation of the course shall be established by the Committee on Rules.

The committee, in consultation with the Fair Political Practices Commission, shall conduct, at least annually, an orientation course on the relevant ethical issues and laws relating to lobbying. The committee shall impose fees on lobbyists for attending this course at an amount that will enable lobbyists' participation to the fullest extent possible.

At least once each biennial session, each Member of the Assembly and each designated employee of the Assembly shall attend one of these courses.

Printing of Committee Reports

23. All requests for the printing of reports of Assembly committees shall be referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed and whether or not the report shall be printed in the Journal. In no event shall more than 1,000 copies of any committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of an Assembly committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

No Assembly committee report shall contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.

Assembly Employees

24. Every employee who works for a committee of the Assembly or a subcommittee of a committee, for a Member of the Assembly, for the Chief Clerk's office, or for the Sergeant at Arms, is an employee of the Assembly. All employees of the Assembly serve at the pleasure of the Assembly and the terms and conditions of their employment

may be modified, or their employment may be terminated at will, at any time and without notice, by the Committee on Rules.

Every applicant for employment by the Assembly shall prepare a formal application for employment on forms prescribed by the Committee on Rules. The application shall include a statement of his or her present employment, his or her employment during the preceding two years, and other pertinent information that the Committee on Rules may require. The application shall be certified under penalty of perjury, and any willful false statement or omission of a material fact shall be punishable as perjury. If the application discloses any fact that indicates that the applicant has a personal interest that would conflict with the faithful performance of his or her duties, the applicant shall not be employed. All applications shall be retained in the records of the committee.

Every employee shall complete the Assembly ethics course in the first six months of his or her employment. Thereafter, every employee shall take the course in the first six months of every legislative session.

No employee shall engage in any outside business activity or outside employment that is inconsistent, incompatible, or in conflict with his or her functions or responsibilities as an employee of the Assembly. Any employee who engages in any outside business activity or employment that is in any way related to his or her functions or responsibilities as an employee shall promptly notify the Committee on Rules of that business activity or employment.

Press Representatives

25. Accredited press representatives may not be excluded from any public legislative meeting or hearing and may not be prohibited from taking photographs, televising, or recording the committee or house hearings, subject to the following conditions:

1. This rule shall extend to all public legislative meetings.
2. Lights shall be used only when cameras are filming, and, when possible, proceedings in hearing rooms and the Chamber will be filmed without lights.
3. Every effort should be made to set up filming equipment before hearings or sessions begin, whenever possible.
4. The committee chairperson or Speaker of the Assembly shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.
5. To the extent practical, flash cameras shall not be used.
6. Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the Chamber.

IV. ASSEMBLY FUNCTIONS

A. Duties of Assembly Officers

Duties of the Speaker

26. (a) The Speaker is responsible for the efficient conduct of the legislative and administrative affairs of the Assembly, so as to carry out the decisions and directives of the Committee on Rules. The Speaker shall be elected upon the organization of the Assembly at

the beginning of each regular session and shall serve until his or her successor is elected in accordance with the provisions of Section 9023 of the Government Code, unless removed earlier and a successor chosen pursuant to the rules of the Assembly.

(b) The Speaker shall possess the powers and perform the duties prescribed as follows:

(1) To preserve order and decorum; he or she may speak to points of order in preference to the other Members, rising from his or her chair for that purpose.

(2) To decide all questions of order subject to appeal to the Assembly by any Member. On every appeal, he or she shall have the right to assign his or her reason for his or her decision.

(3) To name any Member to perform the duties of the Speaker, but those substitutions shall not extend beyond adjournment.

(4) To approve special meetings of standing committees or subcommittees at a time different from the schedule established by the Committee on Rules.

(5) To have general control and direction over the Journals, papers, and bills of the Assembly.

(6) To act as Chairperson of the Committee of the Whole.

(7) To order the Lobby and Gallery cleared whenever he or she shall deem it necessary.

(8) To authenticate by his or her signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpoenas issued by order of the Assembly.

(9) The Speaker shall be ex officio member of all Assembly and joint committees with all of the rights and privileges of that membership, except the right to vote. In counting a quorum of any of those committees, the Speaker shall not be counted as a member.

(10) The Speaker shall, at each regular session, appoint a Member of the Assembly to serve on the Judicial Council pursuant to Section 6 of Article VI of the California Constitution.

Funerals and Other Ceremonies and Events

27. The Speaker may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals and other ceremonies and events in appropriate circumstances. The Members so designated shall receive their expenses as provided in Joint Rule 35.

Duties of the Speaker pro Tempore

28. The Speaker pro Tempore shall perform those duties assigned by the Speaker, including the responsibility of presiding over sessions of the Assembly and advising the Members on parliamentary procedures of the house.

Majority Floor Leader

29. The Majority Floor Leader shall be elected by the caucus of the registered political party having the largest number of Members in the Assembly.

It shall be his or her duty to make those appropriate motions, points of order, or other arrangements that may be necessary to expedite the proceedings of the Assembly and he or she shall be

responsible for the presentation of all matters which relate to the order of business, and to the promotion of harmony among the membership.

Minority Floor Leader

30. The Minority Floor Leader shall be elected by the caucus of the registered party having the second largest number of Members in the Assembly.

Caucus Chairpersons

31. The chairperson of the caucus of the majority party and the chairperson of the caucus of the minority party shall perform those duties that are prescribed by their respective party caucuses.

Chief Clerk

32. The Chief Clerk of the Assembly shall have the following duties, powers, and responsibilities:

(a) To be charged with the responsibility of the keeping of the bills, papers, and records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto.

(b) To supervise Assembly employees engaged in duties related to subdivision (a) above.

(c) To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so.

(d) To prepare all bills, resolutions, histories, journals, and related publications for printing.

(e) To refuse to permit any bills, papers, or records to be removed from his or her office or out of his or her custody, except upon duly signed receipts from persons authorized.

(f) To mail, before the commencement of each regular session of the Legislature, to each Member a blank form on which the Member may indicate his or her committee preferences. Accompanying the blank form shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning the form. After their receipt, all those communications shall be held by the Chief Clerk of the Assembly and the information contained in the forms shall be forwarded to the Committee on Rules.

(g) To perform those other duties that are prescribed by law or the Committee on Rules.

(h) To make technical changes in measures and amendments pending before the Assembly. The Chief Clerk shall notify the Speaker and the author of the measure of any such change.

(i) To compare all bills, ordered or considered engrossed by the Assembly, with the engrossed copies thereof; and, before they pass out of the possession of the Assembly, to see that the engrossed bill is a true copy of the original, with those amendments that may have been made thereto; and to see that all engrossed bills are reported back in the order in which they were ordered engrossed.

(j) To assist the Committee on Rules, upon its request, in recommending the reference of bills to the appropriate standing committee.

The Assistant Chief Clerk shall have the powers and perform the duties of the Chief Clerk during his or her absence.

Sergeant at Arms

33. The Sergeant at Arms shall have the following duties, powers, and responsibilities:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all process issued by authority of the Assembly and directed by the Speaker; he or she shall receive his or her actual expenses for himself or herself or for an assistant when executing any process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with the provisions of these rules.

(c) To have general supervision over the Assistant Sergeants at Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To execute all commands of the Speaker.

(e) To perform all other duties pertaining to his or her office as prescribed by law or Assembly rule.

The Chief Assistant Sergeant at Arms shall have the powers and perform the duties of the Sergeant at Arms during his or her absence.

Filling Interim Vacancies—Assembly Elected Officers

34. In the event a vacancy in any office, except Speaker, elected by the membership of the Assembly occurs during joint recesses, the Committee on Rules shall fill the office until the session reconvenes. If a vacancy occurs in the office of the Speaker during a joint recess, the Committee on Rules shall notify the membership within 15 days from the time the vacancy occurs and shall call a caucus of the membership of the Assembly for the purpose of filling the vacancy. This caucus shall be held at the State Capitol within 30 days from the time the vacancy occurs. Notice of the caucus shall be in writing and shall be mailed not less than 10 days prior to the meeting of the caucus. If the Committee on Rules fails to act within 15 days from the time the vacancy in the office of Speaker occurs, the Chief Clerk of the Assembly shall act in its place following the procedure set forth in this rule. Any person selected to fill any vacancy pursuant to this rule shall hold the office until the session reconvenes.

An affirmative recorded vote of a majority of the duly elected and qualified Members shall be required for the selection by the Assembly caucus of a person to fill a vacancy pursuant to this rule. The procedure for selecting the Speaker at the caucus shall be the same as the procedure required for the election of the Speaker at a session.

B. Printing

Authority for Printing

35. The State Printer shall not charge any printing or other work to the Assembly other than provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly. All invoices for printing furnished to the Assembly shall be itemized and rendered

by the State Printer within 30 days after completion of the printing. When necessary, the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

Ordering of Printing

36. The Chief Clerk is authorized and shall have the responsibility for ordering printing of bills, resolutions, journals, daily files, histories, and related documents.

The Chief Clerk of the Assembly, or the Chief Administrative Officer of the Assembly, shall order other printing as directed or authorized by the Committee on Rules, and the written order for that printing shall be countersigned by the Speaker or a person designated by the Speaker. The Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly shall also order other printing as directed or authorized by resolution or motion of the Assembly.

Printing Assembly History and Legislative Handbook

37. During the session, the Chief Clerk shall cause to be printed and placed upon each Member's desk prior to convening on Monday of each week a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance of the Weekly History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

The Chief Clerk of the Assembly shall, as soon as practicable, in each even-numbered year, commence to compile a legislative manual or handbook, pursuant to Section 9740 of the Government Code.

V. LEGISLATIVE PROCEDURE

Order of Business

40. The order of business of the Assembly shall be as follows:

1. Roll Call
2. Prayer by the Chaplain
3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Introduction and Reference of Bills
6. Reports of Committees
7. Messages From the Governor
8. Messages From the Senate
9. Motions and Resolutions
10. Business on the Daily File
11. Announcements
12. Adjournment

Pledging of Allegiance to the Flag

41. At each session, following the prayer by the Chaplain, the Members of the Assembly and its officers and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America. The Speaker shall invite guests present

in the Assembly Chamber to join in the pledge of allegiance to the Flag of the United States of America.

Reading and Correcting Journals

42. (a) The reading of the Journal of the previous day may be dispensed with on motion by a majority vote of the Members present and voting.

(b) All journals of the Assembly shall be corrected by the Minute Clerk and delivered to the Chief Clerk.

(c) A motion to correct any day's Journal or to print a letter in the Journal shall always be in order and shall require a majority vote of the Members present and voting.

Presentation of Petitions

43. Whenever petitions, memorials, or other papers are presented by a Member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or be referred to a committee as the Speaker shall determine. Receipt of that presentation and its disposition shall be noted in the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer the petition to committee.

Messages From the Governor

44. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by an affirmative recorded vote of 54 or more Members.

Messages From the Senate

45. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal. The Committee on Rules shall refer each bill to a committee, unless upon a motion the Assembly by an affirmative recorded vote of 41 or more Members shall refer it to some other committee. The action to refer a bill shall not be debatable. The reference shall be entered in the Journal. Assembly bills that have been passed without amendment by the Senate shall be ordered to enrollment.

An Assembly bill amended by the Senate shall be placed upon the unfinished business file but shall not be eligible to be acted upon until it is on the unfinished business file for one legislative day, except that when the Assembly bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline as specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the joint rules, it may be acted upon immediately.

Guests of the Assembly

45.5. Nothing in these rules shall prevent the Speaker or Speaker pro Tempore from permitting the introduction of a special guest or guests.

A. Bills and Resolutions

Bills Defined

46. (a) Whenever the word "bill" is used in these rules, it includes a constitutional amendment, a concurrent resolution, and a joint resolution, except as otherwise specifically provided.

(b) A concurrent resolution and a joint resolution, other than a resolution ratifying proposed amendments to the United States Constitution and a resolution calling for a constitutional convention, shall be treated in all respects as a bill except as follows:

(1) It shall be given only one formal reading.

(2) It shall not be deemed a bill within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.

Introduction and Reference of Bills

47. Each bill shall be signed by each Member who is an author or coauthor of the bill before it is introduced. If any bill is introduced which does not contain the signature of its author or coauthor, the same, on motion of the Member whose name appears thereon without that signature, shall be stricken from the file by an affirmative recorded vote of 41 or more Members. In each legislative session, on the first day when bills are introduced under "Introduction and Reference of Bills," the roll shall be called from A to Z, and as each Member's name is called, the Member may introduce one bill, constitutional amendment, concurrent or joint resolution. After this roll call, the preprint bills shall be introduced in numerical order.

After the introduction of preprinted bills, and subject to the provisions of the Joint Rules, any Member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Chief Clerk's desk.

When received at the Chief Clerk's desk it shall, under the proper order of business, be numbered, read the first time, be printed, referred to a standing committee, and a copy placed upon the desk of each Member before final passage.

All bills, constitutional amendments, concurrent and joint resolutions introduced before the standing committees of the Assembly are appointed, shall be referred to committees, references to take effect when the committees shall be appointed.

Any committee may introduce a bill germane to any subject within the proper consideration of the committee in the same manner as any Member. No committee bill may be introduced unless it contains the signatures of a majority of all the members, including the chairperson, of the committee. If all the members of a committee sign the bill, at the option of the committee chairperson, the committee members' names need not appear as authors in the heading of the printed bill.

Limitation on the Introduction of Bills

49. (a) A Member may introduce not more than 30 bills in the regular session.

(b) This rule shall not apply to a constitutional amendment, any type of resolution, or a bill introduced by a committee pursuant to Rule 47.

(c) This rule may be suspended with respect to a particular bill by approval of the Committee on Rules.

Reference of Bills to Committee

51. Except as otherwise provided in this rule, the Committee on Rules shall refer each bill to a committee by a majority vote of the membership of the committee, unless upon a motion the Assembly by an affirmative recorded vote of 41 or more Members shall refer it to some other committee. A motion to refer a bill shall not be debatable, except as to the propriety of the motion, and it shall not open the main question to debate.

The Committee on Rules may require that, if a bill is reported out of the committee to which it has been referred, it shall be re-referred to another committee that shares jurisdiction of the subject matter of the bill.

Spot Bills

51.5. A bill which upon introduction makes no substantive change in or addition to existing law and which would not otherwise affect the ongoing operations of state and local government, except a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, may not be referred to a committee by the Committee on Rules. If the author subsequently proposes to the Committee on Rules to make substantive changes in the bill as introduced, the Committee on Rules may refer the bill to a committee, together with the proposed changes for consideration as author's amendments A vote on passage of the bill may not be taken, however, until the bill with its amendments, if adopted, has been in print for at least 15 days.

Delivery of Bills to State Printer

52. After introduction and first reading, all bills shall be delivered to the State Printer.

Introduction of House Resolutions

53. All house resolutions shall be numbered and shall be referred to the appropriate committee by the Committee on Rules.

Each house resolution shall be signed by each Member who is an author or coauthor of the house resolution before it is introduced.

Resolutions by Member

54. A concurrent resolution or a house resolution may be introduced relating to a present or former state or federal elected official or a member of their immediate families. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as a Rules Committee Resolution and presented to the committee for appropriate action.

The Committee on Rules may approve exceptions to this rule for house resolutions. The Chief Clerk shall not accept for introduction any house resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

B. Standing Committee Functions

Standing Committee Rules

55. Subject to the Joint Rules of the Senate and Assembly, the Rules of the Assembly shall govern the conduct of all committee and subcommittee meetings.

Meetings of Standing Committees and Subcommittees

56. All standing committees and subcommittees shall meet at the hour and place provided by the schedule established by the Committee on Rules, unless permission for a different hearing time is granted by the Speaker. No committee or subcommittee shall meet during any session of the Assembly, nor shall any Member of the Assembly attend a conference committee meeting on any bill during any session of the Assembly, without first obtaining permission from the Assembly.

When an unscheduled meeting of a standing committee or subcommittee has been so ordered, the meeting shall convene in an area which is readily accessible to the public and the Assembly shall take care that every effort is made to inform the public that a meeting has been called. An unscheduled meeting of a committee or subcommittee shall not be held in the Assembly Chamber.

No bills shall be set for hearing nor shall any notice thereof be published by any Assembly committee or subcommittee until that bill has been referred to the committee or subcommittee. Nothing in this paragraph shall prevent a committee or subcommittee from acting with regard to a bill referred to it where the only action taken is to cause the bill to be reported to the Assembly with the recommendation that amendments be adopted and the bill be reprinted as amended and re-referred to the committee or subcommittee.

The several standing committees and subcommittees and their chairpersons are directed to adopt a procedure which assures that no committee or subcommittee shall commence the hearing of any bill after the hour of six o'clock p.m. at an afternoon meeting of the committee or subcommittee or after the hour of 11 o'clock p.m. at an evening meeting, but the hearings on a bill commenced prior thereto may be continued thereafter for that period of time that the committee or subcommittee deems necessary.

The several standing committees and subcommittees and their chairpersons may adopt a procedure under which bills are scheduled for hearing on the basis of like subject matter groupings.

Committee Analyses

56.5. Except as otherwise provided in this rule, each standing committee and subcommittee shall prepare an analysis of every bill it has set for hearing, which shall be available to the public in the office of the committee or subcommittee one working day prior to the date on which the hearing is to be held. In the case of special meetings, or in the case of meetings of the Committee on Appropriations or the Committee on Budget, or their subcommittees, the analysis shall be available to the public at the beginning of the hearing. No question concerning a committee's compliance with this rule with regard to any bill shall be in order following a vote on passage of the bill in that committee. As used in

this rule, a "working day" is any day on which a house file is published.

A copy of each committee analysis shall be transmitted by the committee secretary to the Assembly Floor Analysis Unit at the same time it is made available to the public.

Committee Consultants: Floor Analyses

56.6. Except as otherwise provided in this rule, the consultants of a standing committee or subcommittee are responsible for monitoring bills assigned to their respective committee or subcommittee throughout the entire legislative process. Except for resolutions and bills on the Consent Calendar, a consultant of the appropriate standing committee shall prepare, in a timely fashion, an analysis of every bill on third reading or the unfinished business file, and of any amendment to a bill that is on the Assembly Floor, as directed by the Assembly Floor Analysis Unit.

The committee consultant who prepares the analysis shall transmit a copy of the completed analysis to the Assembly Floor Analysis Unit. The Assembly Floor Analysis Unit is responsible for final editing for grammar and format of all floor analyses.

Consent Calendar

56.7. If the chairperson of a committee or subcommittee, in advance of a hearing, proposes to recommend any bills for consideration on the Consent Calendar without hearing testimony on those bills in committee, a list of those bills shall be made available to the public at the same time as the committee analysis required under Rule 56.5.

Committee Quorum

57. Except as otherwise provided in this rule, a majority of the membership of any standing committee shall constitute a quorum for the transaction of its business, including the decision to recommend the adoption of any amendments to any bill. A majority of the membership of the committee, or a subcommittee thereof, shall be required to report a bill out of the committee or subcommittee, respectively. Any vacancy on a standing committee shall not reduce the votes required to take action on a bill in that committee.

Whenever a member is disqualified pursuant to the provisions of Joint Rule 44 or the Political Reform Act of 1974, contained in Title 9 (commencing with Section 81000) of the Government Code, from voting or taking any other action related to the passage, defeat, or amendment of a bill in committee, that disqualification shall be treated the same as a vacancy. The member shall advise the chairperson of a disqualification and the chairperson shall announce which members are so disqualified at the commencement of the hearing on the bill.

Reconsideration

57.1. After a committee has voted on a bill, reconsideration may be granted only one time. Pursuant to subdivision (a) of Joint Rule 62, reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever occurs first. A vote on reconsideration may not be taken without the same notice required to set a bill for hearing unless that vote is taken at the same

meeting at which the vote to be reconsidered was taken and the author is present. No action taken by a committee may be reconsidered except by a majority vote of the membership of the committee.

Bills Reported Back to Assembly

58. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairperson of each committee is charged with the observance of this rule. The chairperson of each committee shall, insofar as practicable, report back bills in the same order as they were acted upon by the committee.

Appropriations Suspense File

58.2. The Committee on Appropriations may maintain a suspense file, to which bills may be referred by vote of a majority of the members of the committee present and voting, pending further consideration by the committee. A bill may be taken off the suspense file and heard, upon two days' notice published in the file, by a vote of a majority of the members of the committee present and voting. A bill removed from the suspense file for the purpose of amendment only, pursuant to Rule 68, shall be re-referred to the committee and shall be placed on the suspense file pending further consideration by the committee.

Voting in Committee

58.5. When a standing committee or subcommittee takes action on a bill, including reconsideration, the vote shall be by roll call vote only. All roll call votes taken in a standing committee or subcommittee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly. The record of a roll call vote shall show for each proposal voted upon: all votes for and against, all members absent, and all members not voting. The chairperson of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly, who shall cause the votes to be published in an appendix to the Journal on a monthly basis.

The committee secretary of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Assembly Floor Analysis Unit.

A member may submit a written explanation of his or her vote, absence, or failure to vote on any bill or resolution, and shall have that explanation printed in the appendix to the Journal in the appropriate place, provided that explanation shall not exceed 50 words in length.

At the request of the author or any member of the committee, the committee shall hold the roll open on any Assembly bill until the adjournment of the committee meeting. At no time shall a bill be passed out by a committee without a quorum being present.

The provisions of this rule shall not apply to any of the following:

(a) Adoption of author's amendments to a bill.

(b) Withdrawal of a bill from a committee calendar at the request of an author.

(c) Return of bills to the house where the bills have not been voted on by the committee.

(d) Votes of subcommittees of the Committee on Budget when considering the Budget Bill.

(e) Votes of the Committee on Rules when referring bills to committees.

Subject Matter of Bill Recommended for Interim Study

59. Whenever it is the decision of a standing committee that a bill referred to that committee shall not be given a do-pass recommendation but that the subject matter of the bill should be referred for study, that standing committee shall retain the bill in its possession and report its recommendation to the Assembly that the subject matter of the bill be referred to the Committee on Rules for assignment by it of the subject matter to an appropriate committee.

Nothing in this rule shall be construed to prohibit a committee from subsequently reporting the bill to the Assembly with a do-pass or do-pass as amended recommendation or from reporting it out of committee without further action on the final day of the session.

Committee Chairperson as Author

60. No chairperson of a standing committee shall preside at a committee hearing to consider a bill of which he or she is the sole author or the lead author, except that the Chairperson of the Committee on Budget may preside at the hearing of the Budget Bill by the Committee on Budget.

Reports of Committees

61. Specially prepared reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the Members present and voting.

When a report of a joint legislative committee is delivered to the Assembly Desk, the Speaker shall refer it to a standing committee for review and appropriate action.

Constitutional Amendments

62.5. All constitutional amendments shall be referred to the policy standing committee having jurisdiction of that subject matter and, upon being reported out of that committee, shall be re-referred to the committee having constitutional amendments within its jurisdiction.

C. Passage of Bills

Daily File

63. There shall be printed an Assembly Daily File for each legislative day. The following listing shall constitute the order of business on the Daily File:

1. Special Orders of the Day
2. Second Reading, Assembly Bills
3. Second Reading, Senate Bills
4. Unfinished Business
5. Third Reading, Assembly Bills
6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration, provided compliance has been had with Rule 58 in the order of their listing, unless otherwise ordered by unanimous consent or an affirmative

vote of two-thirds of the Members present. All scheduled committee hearings, together with the list of bills to be heard, shall be published in the Daily File.

Copies of Bills for Action Upon Bill on Floor

64. No bill may be considered or acted upon on the floor of the Assembly unless and until a copy of the printed bill as introduced and a printed copy of each amended form of the bill have been placed upon the desks of the Members.

Second Reading of Bills

66. All bills shall be read by title the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading. All bills reported out of committee shall be placed on the second reading file for the next legislative day and shall not be read a second time until the next legislative day under that order of business. As used in this rule, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

Bills Requiring General Fund Appropriation

66.6. Until the Budget Bill has been enacted, the Assembly shall not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the Budget bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

Passage of Budget Bill

66.7. The Committee on Budget shall set spending limits for each subcommittee prior to subcommittee hearings.

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 chairperson of the Committee on Budget shall provide regular written reports to the Members on the progress of the conference committee deliberations.

No Budget Bill shall be considered or acted upon on the floor of the Assembly unless it does all of the following:

(1) Balances expenditures with anticipated revenues.

(2) 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, or provides for a reserve of not less than 1 percent and a specific plan to phase in a reserve of at least 3 percent within three years.

(3) Is based upon no external borrowing by the state other than borrowing that the Budget Bill or another statute would require to be repaid during that fiscal year.

Committee Amendments

67. Committee amendments reported with bills shall be considered upon their second reading and the amendments may be adopted by majority vote of the Members present and voting. Assembly and Senate bills amended on second reading, whether by committee amendment or amendment from the floor, shall be

ordered reprinted and returned to the second reading file. Assembly bills so amended shall be engrossed after printing.

Committee amendments reported with bills shall be prepared by, or approved as to form by, the Legislative Counsel. Five copies of the committee amendments to Assembly bills and five copies of the committee amendments to Senate bills must be delivered to the Chief Clerk's desk.

The Chief Clerk shall cause to be transmitted to the Assembly Floor Analysis Unit a copy of each committee report and committee amendment, unless the committee report or committee amendment is relative to a joint, concurrent, or house resolution.

Adoption of amendments to any bill in the Assembly prior to third reading, other than by a roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of those amendments, or any part thereof, by the Assembly.

Author's Amendments

68. Upon request of the author of a bill, the chairperson of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Assembly with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Notwithstanding the provisions of any other rule, that bill shall not be placed on the second reading file for the adoption of those amendments.

Vote on Passage of Bill as Amended

68.5. Except as otherwise provided in this rule, a vote on passage of any bill in a standing committee or subcommittee shall be taken only when the bill is in print, including any previously adopted amendments which may have been made to it. A vote on passage of an amended bill when the amended form of the bill is not in print may be taken only if the sole effect of the amendment is to add coauthors to the bill or if the committee determines that the amendment is of such a nature that its effect upon the bill can be readily understood by all the members and audience present at the hearing. In that circumstance, any member may require that the amendments be in writing at the time of their adoption.

Bill Analysis Prior to Third Reading

68.6. No bill may be considered on third reading unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

As used in this rule, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

Analysis of Conference Committee Amendments

68.7. No report of a conference committee on any bill, other than the Budget Bill, that recommends the substantive amendment of a bill may be considered unless and until an analysis of the proposed

amendment has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

Printing of Conference Committee Reports

68.8. No conference report may be heard by the Assembly until it has been in print for two days prior to being taken up by the house.

Conference Committee: Substantial Policy Change

68.9. (a) No conference committee on any bill, other than the Budget Bill and the budget implementation bills, shall approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Assembly within the current legislative session. For purposes of this rule, the most recent action of a policy committee with regard to a substantial policy change shall be deemed the only action taken when the policy committee has taken inconsistent actions with respect to a substantial policy change.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term "heard" means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session; or that an amendment, which was drafted and given a request number or approved as to form by the Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

Amendments From the Floor

69. (a) Any Member may move to amend a bill during its second or third reading and that motion to amend may be adopted by a majority vote of the Members present and voting.

No amendments to a bill offered from the floor, except committee amendments reported with bills, amendments offered with a motion to amend and re-refer a bill to committee, amendments deleting any number of words, amendments adding a total of not more than 25 words, or amendments previously printed in the Journal, shall be in order unless and until a copy of the proposed amendments has been placed upon the desks of the Members. If a copy of amendments adding a total of 25 words or less is not placed on the desks of Members, it shall be made available to the author of the bill, and the amendments shall be read in their entirety by the Chief Clerk prior to debate.

Amendments offered from the floor during a bill's second or third reading shall be prepared by, or approved as to form by, the Legislative Counsel.

Before debate five copies of the proposed amendment to Assembly bills, and five copies of the proposed amendments to Senate bills, must be delivered to the Chief Clerk's desk. One copy of the proposed amendment shall be transmitted by the Chief Clerk to the Assembly Floor Analysis Unit. Bills so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed as many copies of all amended bills as he or she may determine to be necessary.

(b) Amendments from the floor during a bill's second or third reading that would make a substantive change in the bill shall be

submitted to the Chief Clerk's desk prior to the scheduled start of session on that legislative day, unless otherwise ordered by a majority vote of the duly elected and qualified Members. Upon receipt of the proposed amendments by the Chief Clerk, an analysis shall be prepared by the committee of origin in conjunction with the Assembly Floor Analysis Unit and a copy of that analysis shall be distributed to each Member's desk prior to the beginning of debate on adoption of the proposed amendments, unless otherwise ordered by the Speaker. As used in this subdivision, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

(c) Any bill amended on the second or third reading file shall be ordered reprinted and returned to the third reading file, and shall not be acted on by the Assembly until the bill, as amended, has been on the Daily File for one legislative day.

(d) No motion to amend a bill on the second or third reading file, other than committee amendments reported pursuant to Rule 57, shall be in order on the last two legislative days preceding (1) the January 31 bill passage deadline as specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the joint rules.

Consideration of Political Reform Act Bills

69.1. Pursuant to Section 81012 of the Government Code, any bill that would amend the Political Reform Act of 1974 contained in Title 9 (commencing with Section 81000) of the Government Code may not be passed until, 12 days prior to being considered for passage, the bill in its final form has been delivered by the Chief Clerk to the Fair Political Practices Commission for distribution to the news media and to every person who has requested the commission to send copies of such bills to him or her.

Electronic Distribution of Bills, Conference Reports, Amendments, and Analyses

69.5. Subject to the provisions of subdivision (b) of Section 8 of Article IV of the California Constitution, any requirement that bills, conference reports, amendments, or an analysis be placed on the desks of the Members shall also include electronic distribution of the same information to the desk of the Members through the Assembly Floor System, unless otherwise ordered by the Speaker.

Consideration of Bills Re-referred to Committee

70. Whenever a bill which has been amended and re-referred to committee is reported out by that committee, it shall be placed on the second reading file and shall not be transferred therefrom to the third reading file until the following day.

Uncontested Bills

71. No bill shall be placed on the Assembly Consent Calendar unless it has met the requirements of Joint Rule 22.1 with respect to each Assembly standing committee to which the bill has been referred.

Consideration of Concurrent and Joint Resolutions

73. Concurrent resolutions and joint resolutions may be amended by a majority vote of the Members present and voting. The ayes and noes shall not be called upon the adoption of concurrent resolutions, except those authorizing expenditures of money, unless regularly demanded, or required by statute, or required by the California Constitution.

Adoption of Resolutions

74. Any resolution upon which a roll call vote is demanded shall require an affirmative recorded vote of 41 or more Members for adoption.

The adoption of any resolution authorizing the expenditure of money shall require an affirmative recorded vote of 41 or more Members.

Printing of Resolutions

75. When any previously printed house resolution is before the Assembly for adoption it shall be printed in the Assembly Daily Journal only if amendments to it have been adopted, in which case it shall be printed as amended. In the absence of those amendments, house resolutions before the Assembly for adoption shall be referred to by day and page of the Journal as printed upon introduction. For the purposes of this rule, the adding of a coauthor shall not be deemed an amendment.

Concurrence in Senate Amendments

77. It shall require the same affirmative recorded vote to concur in any Senate amendment to an Assembly bill as the vote required by the California Constitution for the passage of the bill. A vote on concurrence may not be taken until the bill has been on the unfinished business file for one legislative day, except that when the bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline as specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the joint rules, it may be acted upon immediately. The vote on concurrence shall be deemed the vote upon final passage of the bill.

Senate amendments to Assembly bills may not be concurred in unless and until an analysis of the measure has been distributed the Assembly Floor Analysis Unit and a copy placed upon the desks of the Members, unless otherwise ordered by the Speaker. As used in this paragraph, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

Digest of Bills Amended in Senate

77.1. Whenever the Senate amends and passes an Assembly bill, the Legislative Counsel shall, within one day after the bill is passed by the Senate, prepare and transmit to the Chief Clerk and the Speaker, a brief digest summarizing the effect of the Senate amendment. Upon receipt from the Legislative Counsel, the Chief Clerk shall cause the digest to be printed in the Daily File immediately following any reference in the file to the bill covered by the digest.

Substantially Amended Bills

77.2. If the analysis of an amendment adopted on the floor discloses that the amendment makes a substantial substantive change to a bill as passed by the last committee of reference, the bill, as amended, may be referred by the Speaker to the appropriate committee.

A bill that was previously reported from a policy or fiscal committee of reference in compliance with Joint Rule 61 shall not be subject to the deadlines in Joint Rule 61 if the bill is subsequently referred to a policy or fiscal committee pursuant to this rule.

If the digest to an Assembly Bill that has been returned to the Assembly by the Senate for concurrence in Senate amendments discloses that the Senate has made a substantial substantive change in the bill as first passed by the Assembly, the bill may be referred by the Speaker to the appropriate committee.

Inactive File

78. Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. A bill may also be placed on the inactive file at the request of the author. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author. Notice of the request to return the bill to the third reading file shall be published one day in advance in the Assembly File. The bill, when returned to the third reading file, shall then be placed at the foot of the third reading file.

When a bill, placed on the inactive file from the second reading file or the unfinished business file, is removed from the inactive file, it shall be returned to the foot of the second reading file or unfinished business file respectively, in the next published Daily File.

Engrossing and Enrolling Bills

79. The Engrossing and Enrolling Clerk shall engross and enroll all bills which shall come to his or her hands for that purpose, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

After final passage by both houses, any Assembly bill not amended by the Senate shall be forthwith ordered by the Speaker to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Chief Clerk shall report both the day and hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

VI. PARLIAMENTARY PROCEDURE

A. Motions and Questions

Precedence of Motions During Debate

80. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

First—To adjourn;
Second—To recess to a time certain;
Third—To lay on the table;
Fourth—For the previous question;
Fifth—To set as a special order;

Sixth—To postpone indefinitely;
Seventh—To refer to or to re-refer;
Eighth—To amend.

Questions of Order Decided Without Debate

81. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 80 and pending that motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

82. Any Member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another Member has the floor. No appeal is in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken. Upon the appeal being seconded, the Speaker may give his or her reasons for the decision, and the Member making the appeal may give his or her reasons for the appeal, and the Speaker shall forthwith put one of the following questions to the Assembly:

(1) "Shall the decision of the Speaker be sustained?"
(2) "Shall the decision of the Speaker be overruled?"

An appeal cannot be amended and yields only to a motion to recess or adjourn, to lay on the table, or a question of personal privilege. If an appeal be laid on the table, that action shall have no effect on the pending question.

An appeal cannot be debated when relating to indecorum, transgression of rules, or priority of business. A majority vote of the Members present and voting shall decide any appeal. In the event of a tie vote, the appeal is lost.

Speaker Explains Order of Business

83. The Speaker may, on his or her own motion or upon the motion of any Member, explain the order of business when the motion pending before the Assembly is not debatable. That explanation shall not consume more than two minutes.

To Adjourn

84. A motion to adjourn is not debatable and cannot be amended, and is always in order, except: (a) when another Member has the floor; (b) when the Assembly is voting; or (c) during a call of the Assembly. The name of any Member moving an adjournment and also the hour at which the motion was made and adjournment taken shall be entered in the Journal. A motion to adjourn must be adopted by a majority vote of the Members present and voting.

When a motion to adjourn is made and seconded, it shall be in order for the Speaker, before putting the question, to permit any Member to state to the Assembly any fact relating to the condition of the business of the Assembly which would seem to render it improper or inadvisable to adjourn. That statement shall not occupy more than two minutes and shall not be debatable.

An affirmative recorded vote of 41 or more Members is required to adjourn any session of the Assembly sine die.

To Recess to a Time Certain

85. A motion to recess to a time certain shall be treated the same as a motion to adjourn, except that the motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

To Lay on the Table

86. A motion to lay on the table is not debatable and cannot be amended.

A motion to table a bill, constitutional amendment, or concurrent or joint resolution requires an affirmative recorded vote of 41 or more Members.

Any motion to lay on the table, if carried by 41 or more votes, carries with it the main question and everything that adheres to it; provided, however, that a motion to lay an amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, or concurrent, joint, or house resolution.

A motion to lay an amendment on the table may be adopted by a majority vote of the Members present and voting.

A motion to lay on the table cannot be applied with respect to reconsideration.

The Previous Question

87. The previous question shall be put only when demanded by five Members and its effect, when sustained by a majority vote of the Members present and voting, shall be to put an end to all debate and bring the Assembly to a vote only on the question then pending; except that the proponent of the matter pending shall be allowed not to exceed five minutes to close the debate.

Motion to Set Special Order

88. A motion to set any matter before the Assembly as a special order of business must be adopted by an affirmative recorded vote of 54 or more Members. It is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

Motion to Postpone to a Time Certain

89. A motion to postpone to a time certain shall be deemed and treated as a motion to set as a special order.

Motion to Postpone Indefinitely

90. When a motion is made to postpone indefinitely any bill, motion, or amendment, it opens the main question to debate. Should the motion to postpone indefinitely prevail by an affirmative recorded vote of 41 or more Members, the main question shall not be acted upon again during the session.

Motion to Amend

91. A motion to amend may itself be amended, but no "amendment to an amendment" may be amended. A motion to substitute shall be deemed to be a motion to amend and shall be considered the same as an amendment.

Only one substitute is in order when an amendment is pending. A motion to amend or to substitute is debatable, except where the main

question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the Members present and voting.

A motion to amend having been decided in the negative shall not again be in order on the same day, or at the same stage of proceeding. A motion to amend by striking out certain words having been decided in the negative, shall not preclude a motion to amend by adding words, or a motion to amend by striking out and inserting words; but in no case shall a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this rule and the provisions of Rule 69, a motion to amend is in order during the second or third reading of any bill.

Amendment To Be Germane

92. No amendment to any bill, other than a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, whether reported by a committee or offered by a Member, shall be in order when the amendment relates to a different subject than, or is intended to accomplish a different purpose than, or requires a title essentially different than, the original bill.

No motion or proposition on a subject different from that under consideration shall be admitted as an amendment.

No amendment shall be in order that changes the original number of any bill.

No Member shall be added or deleted as an author or coauthor of a bill or resolution without his or her consent.

Consideration of Motions

93. No motion, whether oral or written, shall be adopted until it is seconded and distinctly stated to the Assembly by the Speaker.

Motions in Writing

94. Upon request of the Speaker, all motions shall be reduced to writing and shall be read to the Assembly by the Speaker before being acted upon.

Withdrawal of Motions

95. After a motion is stated by the Speaker, or a bill, resolution, or petition is read by the Chief Clerk, it is in the possession of the Assembly.

Motion to Withdraw or Re-refer Bills

96. A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee, may be made during the regular order of business. A motion to re-refer shall only be debated as to the propriety of the reference, and shall require an affirmative recorded vote of 41 or more Members.

No bill or resolution shall be withdrawn from committee and placed upon the file, except upon two days' notice thereof and except by an affirmative recorded vote of 41 or more Members.

A motion to continue a motion to withdraw a bill or resolution from committee shall require a majority of those members present and voting.

Re-reference of Measures on File

97. A motion to re-refer a bill or resolution that is on the Assembly Daily File to committee may be made during the regular order of business. The motion shall only be debatable as to the propriety of that reference and shall require an affirmative recorded vote of 41 or more Members.

Bills Stricken From File

98. A motion to strike from the file any bill or resolution requires an affirmative recorded vote of 41 or more Members. That bill or resolution shall not be acted upon again during the session.

Motion to Rescind Action or Expunge Record

99. Previous to the approval of the Journal by the Assembly any action may be rescinded and its record ordered expunged by an affirmative recorded vote sufficient to take that action originally; except that no action shall be rescinded and the record expunged by a vote less than an affirmative recorded vote of 41 or more Members. No motion to rescind the action and expunge the record shall be made twice on the same proposition.

A motion to rescind is not in order on any matter upon which a vote to reconsider has previously been taken in the Assembly.

Whenever any action of the Assembly is rescinded and its record ordered expunged, the record of the action expunged shall not appear in any form whatsoever, but the record of the proceedings on the motion to rescind and expunge shall appear in the Assembly Journal as and when printed.

Reconsideration of Vote

100. (a) A motion to reconsider a vote on the next legislative day must be made on the same day the vote to be reconsidered was taken. No motion to reconsider shall be adopted unless it receives an affirmative recorded vote of 41 or more Members, except that it shall require a vote of 54 or more Members or 60 or more Members, respectively, to reconsider the vote on any matter originally requiring 54 or more votes or 60 or more votes, as the case may be. A motion to reconsider may be voted on without a second.

A motion to reconsider a vote must be made by a Member voting on the question, and shall take precedence over all motions, except a motion to adjourn. Upon that motion being made, the matter to be reconsidered shall forthwith be placed upon the unfinished business file, and no further action shall be taken prior to the next legislative day. When a motion to reconsider has once been made, the same is the property of the Assembly. When reconsideration is granted, the matter to be reconsidered shall be before the Assembly in the same status as it was prior to the vote being reconsidered.

(b) (1) Interim Study Recess:

No motion to reconsider the vote whereby amendments are concurred in on Assembly bills, the vote whereby a Senate bill is passed and returned to the Senate or the vote whereby a conference committee report is adopted shall be in order on the last two legislative days preceding the interim study recess.

A motion to reconsider the vote whereby amendments are refused concurrence on Assembly bills, the vote whereby Senate bills are refused passage, or the vote whereby a conference committee report

is refused adoption shall be in order on the last legislative day preceding the interim study recess.

The motion may be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include joint or concurrent resolutions.

(2) January 31—Even-numbered Year:

No motion to reconsider the vote whereby an Assembly bill is passed to the Senate shall be in order on the last two legislative days preceding January 31 of the even-numbered year.

A motion to reconsider the vote whereby an Assembly bill is refused passage on its third reading shall be in order on the last legislative day preceding January 31 of the even-numbered year.

The motion shall be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include Senate bills, constitutional amendments, or joint or concurrent resolutions.

(3) Easter or Summer Recess

No motion to reconsider the vote whereby a bill is passed shall be in order on the last two legislative days preceding the Easter or Summer Recess as defined by the Joint Rules of the Senate and Assembly.

(4) Final Recess:

No motion to reconsider the vote whereby a bill is passed shall be in order on the last two legislative days preceding the final recess.

A motion to reconsider the vote whereby a bill is defeated shall be in order on the day of the final recess.

The motion shall be taken up before the end of that legislative day.

(c) Any Member voting on any matter may move to take up on the same day the motion to reconsider the vote thereon, previously made by another Member. A motion to take up on the same day a motion to reconsider the vote on a bill shall require an affirmative recorded vote of two-thirds of the Members present and voting. A motion to take up on the same day a motion to reconsider the vote on any motion, amendment, Assembly resolution, or proposition other than a bill shall require an affirmative vote of a majority vote of the Members present and voting. The motion to take up the reconsideration on the same day shall take precedence over the motion to reconsider and upon demand of any Member the motion to take up the reconsideration on the same day shall be put to an immediate vote. If the motion to take up the reconsideration on the same day is adopted, the motion to reconsider shall be the next order of business before the Assembly.

(d) A second motion to reconsider the same question shall not be in order nor is a motion to reconsider reconsideration in order.

(e) A motion to continue a motion to reconsider shall require a majority vote of those Members present and voting.

Call of Assembly

101. After the roll has been called, and prior to the announcement of the vote, any Member may move a call of the Assembly. The Members present may order a call of the Assembly by a majority vote of the Members present and voting, and the Speaker shall immediately order the Sergeant at Arms to lock all doors and shall direct the Chief Clerk to prepare a list of absentees as disclosed by the last roll call. The list of absentees shall be furnished to the

Sergeant at Arms. Thereupon no Members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker. No person shall be permitted to enter except Members, Senators, or officers, or employees of the Legislature in the official performance of their duties.

Those Members who are found to be absent, and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant at Arms or his or her assistants or any person designated by the Sergeant at Arms, including members of the California Highway Patrol, and sheriffs or their deputies, and brought to the Assembly Chamber.

No recess or adjournment shall be taken during a call of the Assembly. Additional business may be conducted and calls placed regardless of the number of calls in effect. A call of the Assembly may be dispensed with at any time upon a majority vote of the Members present, that action to become effective upon the completion of the roll call and the announcement of the vote upon the matter for which the call was ordered, unless prior to the announcement of the vote, the call is continued by a majority vote of the Members present.

Division of Question

102. Any Member may call for a division of the question, and the Speaker shall order the question divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Assembly. This rule shall not be applicable to an individual bill or resolution.

B. Voting

Members Voting

104. Every Member in the Assembly Chamber when a roll call is required shall record his or her vote openly and without debate, unless the Assembly shall, by a majority vote of the Members present and voting, excuse him or her.

No Member shall operate the voting switch of any other Member; except that a Member presiding at the time of a roll call, who is not the Speaker or the Speaker pro Tempore, may direct another Member on the floor to operate the presiding Member's voting switch, and any Member so presiding, including the Speaker and the Speaker pro Tempore, may also operate the voting switches at the rostrum, of the Speaker and the Speaker pro Tempore, at their direction.

The name of any Member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal of the Assembly, together with a statement that he or she was present and did so refuse to vote. Any Member who refuses so to vote may, if he or she so desires, and immediately after the announcement of the vote, submit a written explanation of the failure to vote and have the explanation printed in the Journal, provided no explanation shall exceed 50 words in length.

In addition to the entry of his or her name in the Journal, any Member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, at the discretion of the Speaker or upon demand of any Member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any Member designated by the

Speaker. Censure of a Member as provided by this rule shall not constitute a bar to proceedings for his or her expulsion from the Assembly pursuant to Section 5 of Article IV of the California Constitution.

A Member may submit a written explanation of his or her vote on any bill or house resolution, and have the explanation printed in the Journal immediately following the vote, provided no explanation shall exceed 50 words in length.

A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to add his or her vote to any previously announced vote which had been taken during his or her absence, as long as the outcome of the vote is not changed. The Chief Clerk shall record any vote additions.

Ayes and Noes

105. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, when an affirmative recorded vote of 41 Members or any vote above that number is required, when demanded by three Members, or when ordered by the Speaker. The names of the Members so voting shall be entered in the Journal.

Voting and Vote Changes

106. When once begun, voting shall not be interrupted, except that before the vote is announced, any Member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote, the presiding officer will instruct the Chief Clerk to record verbal votes from Members not at their desks. Any Member may move a call of the Assembly after the completion of the roll. A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to change his or her recorded vote after the vote is announced, as long as the outcome of the vote is not changed. The Chief Clerk shall record any vote change only after the Member making the change has announced it to the Assembly.

Tie Vote

107. In case of an equal division, or tie vote, the question shall be lost.

VII. MEMBERS' DECORUM AND PRIVILEGES

Order in Speaking to Questions

108. When a Member desires to address the Assembly, the Member shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madame Speaker." Upon being recognized, the Member may speak, confining himself or herself to the question under consideration. When two or more Members rise at the same time, the Speaker shall designate the Member who is entitled to the floor

No Member shall speak more than once during the consideration of any one question on the same day and at the same stage of proceeding, except that the author of a bill or resolution or the mover of a question shall have the right to open and close the debate thereon. No Member shall be allowed to speak more than five minutes to open and five minutes to close the debate on any question, including amendments, and no Member other than the author or the

mover of the question shall be allowed to speak more than five minutes thereon. No Member shall yield to any other Member the time for which he or she is entitled to speak on any matter.

Motions

109. When a Member desires to make a motion, the Member shall obtain recognition as provided in Rule 108. Upon being recognized, the Member shall open by stating his or her motion, except in the case of a nomination, and in any other case shall not speak to the merits of the motion at that time and shall confine his or her remarks to those necessary to explain the motion. If the motion is in order and is seconded, it shall be stated to the Assembly by the Speaker. If the motion is debated, the Member who made it shall then be entitled to recognition to open the debate thereon.

When a Member obtains the floor during debate upon any question that is pending before the Assembly and addresses the Assembly regarding the merits of the pending question, the Member shall not be permitted to conclude his or her debate by making any motion or by demanding the previous question.

Leave of Absence

110. No Member shall absent himself or herself from attendance at any session of the Assembly without leave of the Assembly. No Member shall obtain that leave of absence or be excused for nonattendance except by a vote of 54 or more Members or by unanimous consent. A Member who obtains a leave of absence for personal business or is excused for nonattendance for personal business shall waive his or her per diem allowance for attendance upon any session of the Legislature for which he or she secures that leave of absence or excuse. A Member may not obtain a leave of absence for legislative business or be excused for nonattendance for legislative business unless the Member has filed with the Speaker a statement of the legislative business for which he or she seeks that leave of absence or excuse. That statement shall be printed in the Journal.

If a Member is not recorded on the attendance roll within one-half hour after the scheduled start of the session, the Member shall 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.

Personal Privilege

111. Any Member may rise to explain a matter of personal privilege. A matter of personal privilege is a matter involving the Member's integrity, dignity, or honor. Upon rising to explain such a matter, the Member shall forthwith be recognized by the Speaker, but shall not discuss a question in that explanation. Those matters of personal privilege yield only to a motion to recess or adjournment.

Objection to Reading of Any Paper

112. Any Member, upon recognition by the Speaker, may object to the reading of any paper before the Assembly. After that objection, the question of reading shall be determined without

debate by a majority vote of the Members present and voting, upon a brief statement of its substance by the Speaker.

Members at Chief Clerk's Desk

113. No Member or other person shall be allowed at the Chief Clerk's desk while the ayes and noes are being recorded or the votes counted.

Members Called to Order for Transgressing Rules

114. If any Member transgresses the Rules of the Assembly, the Speaker shall, or any Member may, call the offending Member to order. The Member so called to order shall immediately take his or her seat, until the Speaker, without debate, shall have determined whether the Member is in order or not. That decision by the Speaker shall be subject to an appeal to the Assembly.

If any Member is called to order for offensive words spoken in debate, the person calling him or her to order shall state to the Assembly the words to which exception is taken. No Member shall be held to answer, or be subject to censure by the Assembly, for language used in debate, if other business has been transacted by the Assembly prior to exception being taken to the words spoken.

VIII. MISCELLANEOUS

Committee of the Whole

115. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the Members present and voting. While sitting as that committee, persons other than Members may address the committee. The Speaker of the Assembly, or any Member named by the Speaker, shall preside as Chairperson of the Committee of the Whole.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairperson, but shall not be entered in the Journal except upon motion and a majority vote of the Members present and voting.

Use of Assembly Chamber

116. The Assembly Chamber shall not be used for any public or private business, other than legislative matters during the sessions or joint recesses of the Legislature, except by consent of 41 or more Members or, during a joint recess, the Committee on Rules.

Use of Assembly Facilities: Smoking

117. Smoking of tobacco products is prohibited within any building or portion of a building occupied or used by Assembly Members or employees if the building or portion of the building is under the jurisdiction or control of the Assembly. The smoking prohibition shall apply to any outdoor area within five feet of an entrance or exit to any building or portion of a building subject to this rule. This smoking prohibition shall apply to the Assembly Chamber, Assembly hearing rooms, and Assembly offices, and to hallways, stairways, and bathrooms within any building or portion of a building subject to this rule.

Floor of the Assembly: Telephones

117.5. No cellular telephone may be used on the floor of the Assembly during any session of the Assembly.

Persons Admitted to Floor of the Assembly

118. No person other than Members of the Legislature, officers, employees of the Legislature, accredited members of the press, and guests shall be admitted to the floor of the Assembly during any session of the Assembly. A guest of any Member shall be admitted only upon presentation of a guest card of the Member countersigned by the Speaker. A guest card is valid only on the legislative day for which it is issued. No lobbyist, as defined by Section 82039 of the Government Code, shall, under any circumstances, be admitted to the Assembly Chamber while the Assembly is in session.

Persons admitted to the Assembly Chamber, other than Members, shall not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

All guests shall be seated only in the chairs in the back of the rail in the rear of the Assembly Chamber and shall not be permitted to sit at the desks of the Members. No person other than an accredited newspaper representative shall be permitted to sit at the press desks. A special section in the balcony may be reserved for those holding guest cards. Neither any person mentioned in this rule nor any other person, except Members of the Legislature, shall engage in influencing the passage or defeat of legislation in the Assembly Chamber.

No person other than a Member of the Legislature, the Sergeant at Arms or his or her assistants, the Chief Clerk or his or her assistants, or the Legislative Counsel or his or her representatives, shall be permitted in the area of the floor of the chamber which is occupied by the desks of the Members.

Qualifications and Elections of Members

119. An affirmative vote of 41 or more Members shall be required to determine the qualifications and election of any Member pursuant to Section 5 of Article IV of the California Constitution. No motion to disqualify a Member shall be in order at the convening of a legislative session until a Speaker has been elected in accordance with Section 9023 of the Government Code.

Compensation and Expenses of Member Convicted of Felony

120. If a Member of the Assembly is convicted of a felony by a superior court, his or her right to further compensation or expenses is thereupon suspended and his or her membership on any committee is suspended. If the conviction becomes final, the right of the Member to further compensation or expenses shall terminate and any compensation or expenses withheld shall be forfeited to the state. If the conviction is reversed by an appellate court or a motion for a new trial is granted and the Member is thereafter found not guilty or the charges against him or her are dismissed, the amounts of the withheld compensation or expenses shall be paid to the Member and the suspension of his or her committee membership shall terminate.

Whenever a Member is convicted of a felony in the superior court, the Committee on Rules shall give written notice to the Controller, directing him or her to discontinue any further payments to the Member unless and until the Committee on Rules notifies the Controller that the Member has been found not guilty or that the charges against him or her are dismissed. The Controller shall not draw any warrant payable to that Member except as provided in this rule.

The Seal of the Assembly

121. The Seal of the Assembly shall be used only by or on behalf of a Member of the Assembly or when specifically authorized by the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Human Services

March 13, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 2034

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 2034—An act to add Section 11451.4 to, and to repeal Article 2.2 (commencing with Section 11271) of Chapter 3 of Part 3 of Division 9 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 Human Services

March 13, 1996

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 2036

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BORDONARO, Chairman

ASSEMBLY BILL NO. 2036—An act to amend Section 11320.3 of, and to add Section 11451.5 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.

ADJOURNMENT

At 5:15 p.m., the Assembly adjourned until 8:30 a.m., Thursday, March 14, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 13, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2000	9607105
2034	9607676
2036	9607802
2052	9607474
2078	9607331
2080	9607611
2093	9607447
2107	9607768
2135	9607629
2208	9606285

SB	RN
25	9601697
49	9607559
435	9607736
610	9606376

SCA	RN
19	9606985

SJR	RN
13	9607372

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 14, 1996

ONE HUNDRED EIGHTY-SIXTH SESSION DAY

FOUR HUNDRED SIXTY-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)

Vol. 3 52—616

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 14, 1996

The Assembly met at 8:30 a.m.

Hon. Fred Aguiar, 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 House moved a quorum call of the Assembly.

Motion carried. Time, 8:31 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 8:55 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—72:

Ackerman	Caldera	Hauser	Morrissey
Aguiar	Campbell	Hawkins	Morrow
Alby	Cannella	Hoge	Olberg
Alpert	Conroy	House	Poochigian
Archie-Hudson	Cortese	Isenberg	Rainey
Baca	Cunneen	Kaloogian	Richter
Baldwin	Davis	Katz	Rogan
Bates	Ducheny	Knight	Setencich
Battin	Escutia	Knowles	Speier
Baugh	Figueroa	Knox	Sweeney
Boland	Firestone	Kuykendall	Takasugi
Bordonaro	Friedman	Lee	Thompson
Bowler	Frusetta	Machado	Tucker
Brewer	Gallegos	Margett	Vasconcellos
Brown	Goldsmith	Martinez	Villaraigosa
Brulte	Granlund	Mazzoni	Weggeland
Burton	Hannigan	McPherson	Woods
Bustamante	Harvey	Miller	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Monsignor Edward J. Kavanagh, of Saint Patrick's Home for Children, in Sacramento:

It has been said by many an eminent historian that the greatest Irishman of them all was not an Irishman at all.

The birth place of St. Patrick was not in Ireland. Some people say he was born in Gaul, others that he was born by the mouth of the Seven River in Wales; but regardless of his birth place he was the one that was commissioned by Pope Celestine I to bring the Catholic faith to Ireland and he did so very successfully.

And so as we are gathered here this morning in our State Capitol, we pray

> *Heavenly Father,* We thank You for the many gifts that You have given to us. We thank You for the gift of life itself. May we always reverence it and respect it. We thank You for the life of St. Patrick whom we celebrate and honor today.
>
> We thank You for this wonderful State of California in this United States, where so many spiritual and adopted sons and daughters of St. Patrick and Ireland, and other cultures, races, and nations of the world have come and founded new homes, new families and new lives.
>
> Lord, we pray that You bestow rich blessings on California and all its people.
>
> We ask You to bless all the Members of the California Legislature, and especially today bless the spiritual sons and daughters of St. Patrick, and inspire and strengthen them all to always seek the truth in their deliberations and always act for the true good of all persons.
>
> In the spirit of St. Patrick, we ask You to bring peace and harmony to Ireland, to Bosnia, to the Middle East, and throughout the world.
>
> Through our Lord Jesus Christ, we pray that You bless Californians of every race and creed and bring peace and prosperity to their families and our state.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Conroy then led the Assembly in the pledge of allegiance to the Flag.

PERFORMANCE FOR MEMBERS OF THE ASSEMBLY

Upon invitation of Assembly Member Thompson, the City of Sacramento Bag Pipers Band performed for the Members of the Assembly in celebration of St. Patrick's Day.

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 Hoge, 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: Assembly Members Kevin Murray, Willard Murray, and Napolitano.

On personal business, and waiving per diem: Assembly Members Bowen, McDonald, and Sher.

Because of illness in her family: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 14, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Thursday, March 14, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

March 14, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Thursday, March 14, 1996 in order to conduct legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

March 6, 1996

The Honorable Curt Pringle
Speaker of the Assembly
California State Legislature
State Capitol Building, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from attending the Session scheduled for Thursday, March 14, 1996. Legislative business in my District Office necessitates my presence there.

In anticipation of your consideration and approval, I thank you and await your response.

Warmest regards,

GRACE F. NAPOLITANO, Assembly Member
Fifty-eighth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2034
Assembly Bill No. 2036
Assembly Bill No. 2052
Assembly Bill No. 2080
Assembly Bill No. 2093

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2078
Assembly Bill No. 2107
Assembly Bill No. 2135
Assembly Bill No. 2208

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:

Assembly Bill No.	*Committee*
2031	Agri.
2114	Ed.
2118	G.O.
2121	Pub. S.
2136	Ed.
2192	Ins. and Health
2264	Agri.
2380	W.,P. & W.
2428	C.P.,G.E. & E.D.
2668	Health and Ins.
2698	Health and Ins.
2725	H. & C.D. and L. Gov.
2739	H. & C.D.
2746	E.,R. & C.A.
2792	L. Gov.
2802	Health
2805	Budget
2823	L. Gov.
2836	H. & C.D.
2857	L. & E.
2870	C.P.,G.E. & E.D.
2900	Pub. S.
2904	H. & C.D.
2961	Higher Ed.
2971	L. Gov.
2977	Health
3016	Hum. S.
3024	L. Gov.
3026	H. & C.D.
3037	L. & E.
3131	H. & C.D.
3192	L. Gov. and E.,R. & C.A.

3223 ----------Ed.
3225 ----------P.E.,R. & S.S.
3226 ----------Health
3229 ----------Rev. & Tax.
3230 ----------Health and Ins.
3232 ----------Ins.
3233 ----------Ins.
3234 ----------Ins.
3235 ----------Ed.
3236 ----------Ins.
3237 ----------Ins.
3238 ----------Hum. S.
3239 ----------L. Gov. and Rev. & Tax
3240 ----------G.O. and Rev. & Tax
3241 ----------Jud.
3242 ----------Pub. S.
3243 ----------Jud.
3244 ----------H. & C.D.
3245 ----------W.,P. & W.
3246 ----------Pub. S.
3248 ----------C.P.,G.E. & E.D.
3249 ----------Rev. & Tax.
3250 ----------Ins.
3251 ----------Health and Ins.
3252 ----------P.E.,R. & S.S.
3254 ----------P.E.,R. & S.S.
3255 ----------H. & C.D.
3256 ----------Health
3257 ----------Jud.
3258 ----------U. & C.
3259 ----------Jud.
3261 ----------Pub. S.
3262 ----------Nat. Res.
3263 ----------Nat. Res.
3265 ----------Health
3266 ----------Health
3267 ----------Rev. & Tax.
3268 ----------E.,R. & C.A.
3270 ----------Ed.
3273 ----------Trans. and Ed.
3274 ----------Health
3276 ----------Ed.
3277 ----------Pub. S.
3278 ----------E.,R. & C.A.
3279 ----------E.,R. & C.A.
3280 ----------C.P.,G.E. & E.D.
3281 ----------Jud.
3282 ----------P.E.,R. & S.S.
3283 ----------Jud.
3284 ----------Hum. S.
3285 ----------Nat. Res.
3286 ----------E.S. & T.M.
3287 ----------Jud.
3288 ----------Pub. S.

3289 ----------Jud.
3290 ----------Ins. and Health
3292 ----------C.P.,G.E. & E.D.
3294 ----------Pub. S.
3295 ----------Ed.
3296 ----------L. Gov.
3297 ----------Health
3298 ----------Rev. & Tax.
3299 ----------Pub. S.
3301 ----------L. Gov.
3302 ----------G.O.
3303 ----------Pub. S.
3304 ----------Jud.
3305 ----------H. & C.D.
3306 ----------U. & C.
3308 ----------Ins.
3309 ----------Health
3311 ----------Rev. & Tax.
3312 ----------Rev. & Tax.
3314 ----------Pub. S.
3315 ----------Pub. S.
3316 ----------Pub. S.
3319 ----------Nat. Res.
3320 ----------C.P.,G.E. & E.D.
3321 ----------Hum. S.
3322 ----------Rev. & Tax.
3323 ----------Trans.
3324 ----------L. Gov. and C.P.,G.E. & E.D.
3326 ----------Pub. S.
3329 ----------E.S. & T.M.
3330 ----------Ed.
3331 ----------B. & F.
3332 ----------P.E.,R. & S.S.
3334 ----------L. Gov. and Rev. & Tax.
3337 ----------Health
3338 ----------Jud.
3339 ----------Pub. S.
3340 ----------Ins.
3342 ----------B. & F.
3343 ----------E.,R. & C.A.
3344 ----------W.,P. & W.
3345 ----------Nat. Res.
3346 ----------Ed.
3348 ----------G.O.
3349 ----------Pub. S.
3350 ----------Pub. S.
3352 ----------C.P.,G.E. & E.D.
3355 ----------C.P.,G.E. & E.D.
3356 ----------Jud.
3357 ----------Jud.
3358 ----------Nat. Res.
3359 ----------Hum. S.
3360 ----------Health
3361 ----------Jud.

3362 ----------Jud.
3363 ----------Jud.
3364 ----------Jud.
3365 ----------Pub. S.
3366 ----------B. & F.
3367 ----------Jud.
3368 ----------Trans.
3369 ----------Pub. S.
3370 ----------Pub. S.
3371 ----------C.P.,G.E. & E.D.
3372 ----------H. & C.D.
3373 ----------Health
3375 ----------Rev. & Tax.
3376 ----------P.E.,R. & S.S.
3377 ----------Pub. S.
3378 ----------Pub. S.
3379 ----------G.O.
3380 ----------Rev. & Tax.
3381 ----------Jud.
3382 ----------G.O.
3383 ----------Jud. and Hum. S.
3384 ----------Ed.
3385 ----------Ins.
3386 ----------Ins.
3387 ----------Hum. S.
3388 ----------Ins.
3389 ----------Health
3390 ----------Health
3391 ----------Trans. and Pub. S.
3392 ----------Pub. S.
3393 ----------C.P.,G.E. & E.D.
3394 ----------Rev. & Tax.
3396 ----------Health
3397 ----------Ed.
3400 ----------Pub. S.
3401 ----------Rev. & Tax.
3402 ----------C.P.,G.E. & E.D.
3403 ----------H. & C.D.
3404 ----------Jud.
3405 ----------Trans.
3406 ----------Nat. Res.
3412 ----------Jud.
3413 ----------Health
3415 ----------H. & C.D.
3416 ----------Jud.
3417 ----------Ins. and Health
3423 ----------Health
3424 ----------Ins. and Health
3426 ----------Trans.
3427 ----------P.E.,R. & S.S.
3428 ----------W.,P. & W.
3429 ----------E.,R. & C.A.
3431 ----------C.P.,G.E. & E.D. and Rev. & Tax.
3432 ----------Hum. S.

3433 ---------- E.S. & T.M.
3435 ---------- L. Gov. and Rev. & Tax.
3436 ---------- Nat. Res.
3437 ---------- Rev. & Tax.
3439 ---------- Ins.
3440 ---------- Hum. S. and Rev. & Tax.
3441 ---------- L. Gov.
3442 ---------- Jud.
3443 ---------- Ed.
3444 ---------- Health
3445 ---------- C.P.,G.E. & E.D.
3446 ---------- W.,P. & W.
3447 ---------- W.,P. & W.
3448 ---------- E.,R. & C.A.
3449 ---------- Health
3450 ---------- Ins.
3451 ---------- P.E.,R. & S.S.
3454 ---------- Ins. and Health
3455 ---------- Hum. S.
3456 ---------- Jud.
3457 ---------- Higher Ed.
3458 ---------- C.P.,G.E. & E.D.
3459 ---------- Hum. S.
3460 ---------- L. & E.
3461 ---------- Pub. S.
3462 ---------- C.P.,G.E. & E.D.
3463 ---------- Nat. Res.
3464 ---------- Nat. Res.
3465 ---------- Nat. Res.
3466 ---------- Nat. Res.
3467 ---------- Nat. Res.
3468 ---------- Nat. Res.
3469 ---------- Nat. Res.
3470 ---------- Jud.
3471 ---------- Jud.
3472 ---------- L. Gov.
3473 ---------- C.P.,G.E. & E.D.

House Resolution No.	*Committee*
36	Rls.

MOMENT OF SILENCE OBSERVED

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 the tragic deaths of 2 teachers and 16 children at the Dunblane Primary School, in Dunblane, Scotland, and was joined by the Members of the Assembly in observing a moment of silence.

SPECIAL RECOGNITION

Assembly Member Baca gave special recognition to Bishop Gerald Richard Barnes upon being the first Latino Bishop to be appointed to the Diocese of San Bernardino.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kaloogian was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Hannigan announced his intention to request that Senate Bill No. 1358 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Conroy was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 207

March 11, 1996

Curt Pringle, Speaker
California Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: This letter to the Assembly Journal expresses legislative intent with regard to the provisions of Public Utilities Code Section 739.3 as amended by and added to by SB 207.

In the new competitive telecommunications market, it is the intent of the legislature that the universal service proposal authorized by SB 207 should not result in an increase in the average overall telephone bill of customers in order to provide affordable service in high cost areas.

Yours,

MICKEY CONROY,
Chairman
Assembly Committee
Utilities and Commerce

RICHARD POLANCO
Author SB 207

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bordonaro was granted unanimous consent that Assembly Bills Nos. 2025, 2448, and 3094 be withdrawn from the Committee on Human Services and re-referred to the Committee on Health.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bordonaro was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting on Tuesday, March 19, 1996, for the purpose of setting Assembly Bill No. 2036 for hearing.

REQUEST FOR UNANIMOUS CONSENT

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 Aubrey R. Johnston of Auburn.

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 Hazel Joe Roessner, "Granny Girl", of Baldwin Park.

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 Rose Polvorosa, of San Leandro; and Irving Frankel, of Hayward.

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 Phyllis Reed Sans, of Hollister; Peggy Buckingham Pivetti, of Hollister; and Suzie Medina Whitecotton, of Hollister.

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 William W. Applegate, Sr. of Sacramento.

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 Evelyn Thurman Gratts of Los Angeles.

Assembly Member Takasugi was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Oxnard Police Department Officer, James Rex Jensen, Jr. of Ventura, killed in the line of duty Wednesday, March 13, 1996.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Goldsmith was granted unanimous consent that Assembly Bills Nos. 3010 and 3212 be withdrawn from the Committee on Budget and Finance and re-referred to the Committee on Revenue and Taxation and that Assembly Bill No. 3101 be withdrawn from the Committee on Budget and Finance and re-referred to the Committee on Judiciary.

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 Nathan Cole Weshner, born on February 18, 1996, to Alyssa and Brett Weshner, of Sacramento.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2502 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Banking and Finance.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Ivan Henry Baglietto, born on March 13, 1996 to Nancy and Michael Baglietto.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 45 BY UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent to take up Senate Concurrent Resolution No. 45, out of order.

SENATE CONCURRENT RESOLUTION NO. 45 (Solis)—Relative to Women's History Month.

Resolution read.

Members Made Coauthors of Senate Concurrent Resolution No. 45

Assembly Member Mazzoni was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 45 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Baca, Baldwin, Bates, Battin, Burton, Bustamante, Cannella, Conroy, Cortese, Cunneen, Davis, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hauser, Hawkins, House, Kuykendall, Machado, Margett, McPherson, Miller, Morrissey, Rainey, Rogan, Setencich, Sweeney, Takasugi, Tucker, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Mazzoni was granted unanimous consent to take up Senate Concurrent Resolution No. 45, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 45, as Amended

SENATE CONCURRENT RESOLUTION NO. 45—Relative to Women's History Month.

Resolution read, as amended, presented by Assembly Member Mazzoni, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 9:17 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 11:26 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 714, OUT OF ORDER

Assembly Member Brulte requested unanimous consent to take up Senate Bill No. 714, out of order.

Assembly Member Katz withheld unanimous consent.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2082—An act to amend Section 3604 of the Penal Code, relating to the death penalty.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2050—An act to amend Section 1596.871 of the Health and Safety Code, relating to child day care facilities.

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 bill was this day on the second reading file:

Senate Bill No. 49, ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2082

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2050

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 36 (Kaloogian)—Relative to congressional term limits.

Resolution read.

Motion to Amend

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be returned to the third reading file.

ASSEMBLY JOINT RESOLUTION NO. 57 (Thompson)—Relative to the defense of Taiwan.

Resolution read.

Motion to Amend

Assembly Member Thompson moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted.

Request to Take Up Assembly Joint Resolution No. 57, as Amended Without Reference to File

Assembly Member Thompson requested unanimous consent to take up Assembly Joint Resolution No. 57, as amended, without reference to file.

Assembly Member Vasconcellos withheld unanimous consent.

Resolution ordered returned to the third reading file.

~~BILLS STRICKEN FROM FILE~~

~~Assembly Member Vasconcellos was granted unanimous consent that Senate Bill No. 18 be stricken from file.~~

(NOTE: On July 11, 1996, the action was rescinded whereby Senate Bill No. 18 was stricken from file. See page 7923.)

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 714 (Lockyer)—An act to add Section 17155 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

CAUCUS ANNOUNCEMENTS

At 11:35 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 11:35 a.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 12:08 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

March 14, 1996

Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Although I am recorded as being present on the attendance roll for today, I did not arrive for session until 12 noon. By that time votes had been recorded on several measures, and unanimous consent had already been withheld for anyone to add or change their votes on those measures.

Therefore, I would like the record to reflect that I arrived too late to have my vote recorded on any measures taken up earlier today.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

FURTHER CONSIDERATION OF SENATE BILL NO. 714

SENATE BILL NO. 714 (Lockyer)—An act to add Section 17155 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill presented by Assembly Member Brulte.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Campbell	Hoge	Olberg
Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Alpert	Cortese	Katz	Richter
Archie-Hudson	Cunneen	Knight	Rogan
Baca	Davis	Knowles	Setencich
Baldwin	Ducheny	Knox	Speier
Bates	Escutia	Kuykendall	Sweeney
Baugh	Figueroa	Lee	Takasugi
Boland	Firestone	Machado	Thompson
Bordonaro	Friedman	Margett	Vasconcellos
Brewer	Frusetta	Martinez	Villaraigosa
Brown	Gallegos	Mazzoni	Weggeland
Brulte	Granlund	McPherson	Woods
Burton	Hannigan	Miller	Mr. Speaker
Bustamante	Harvey	Morrissey	
Caldera	Hawkins	Morrow	

NOES—None

Motion to Reconsider Senate Bill No. 714 on Next Legislative Day

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby Senate Bill No. 714 was this day passed.

Senate Bill No. 714 ordered to the unfinished business file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO. 35

Assembly Member Mazzoni requested unanimous consent to take up House Resolution No. 35, without reference to committee or file.

Assembly Member Martinez withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Rogan moved that the Rules be temporarily suspended for the purpose of permitting consideration of House Resolution No. 35, without reference to file.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—39

Ackerman	Conroy	Knowles	Rainey
Aguiar	Davis	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	Mazzoni	Setencich
Baugh	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mr. Speaker
Burton	Kaloogian	Poochigian	

NOES—24

Archie-Hudson	Campbell	Hannigan	Martinez
Baca	Ducheny	Hauser	Speier
Bates	Escutia	Isenberg	Sweeney
Brown	Figueroa	Katz	Tucker
Bustamante	Friedman	Knox	Vasconcellos
Caldera	Gallegos	Lee	Villaraigosa

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2363 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Public Employees, Retirement and Social Security.

At 12:15 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

MOTION TO ADJOURN

At 12:16 p.m., Assembly Member Bustamante moved that the Assembly do now adjourn.

Assembly Member Rogan seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Bates, Martinez, and Knowles arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Bustamante that the Assembly adjourn.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Concurrent Resolution No. 45, Coauthors: Brown, Goldsmith, and Speier—Aye.

Senate Bill No. 714: Ducheny—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:19 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 60—McPherson. Relative to reauthorization of the federal Safe Drinking Water Act.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

March 14, 1996

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 2063

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HAWKINS, Chairman

ASSEMBLY BILL NO. 2063—An act to amend Section 33426.5 of the Health and Safety Code, relating to redevelopment.

Bill read 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: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 19

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 998
Senate Bill No. 999
Senate Bill No. 1001

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 Judiciary

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 99

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MORROW, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1998

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 Judiciary

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2003

With the recommendation: Do pass.

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2074

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 825

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MORROW, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 405

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TAKASUGI, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 836

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

OLBERG, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 805

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.

MESSAGES FROM THE SENATE

Senate Chamber, March 14, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 423

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bill ordered to unfinished business file.

Senate Chamber, March 14, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 1307

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, March 14, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 265
Senate Bill No. 411
Senate Bill No. 1147

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, March 14, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 35

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE JOINT RESOLUTION NO. 35—Relative to Miramar Naval Air Station, Camp Pendleton, and March Air Force Base.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Insurance on Wednesday, March 20, 1996 in Room 4202 and on Thursday, March 21, 1996 at 8 a.m. in Room 4202.

INTRODUCTION OF GUESTS

Assembly Member Alby, of the 5th Assembly District, introduced students from the 4th grade class at St. Michael's Episcopal Day School, their teacher, Catherine Whittaker, and former Senator Omer Rains.

Assembly Member Speier, of the 19th Assembly District, introduced Elizabeth Moore, of Carmichael.

Assembly Member Alby, of the 5th Assembly District, introduced her daughter Darcy Alby and her English class from Capital Christian Center.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Bustamante the Assembly adjourned until 9:30 a.m., Monday, March 18, 1996, out of respect to the memory of the Dunblane Primary School tragedy, on motion of Assembly Member McPherson; out of respect to the memory of Aubrey R. Johnston, on motion of Assembly Member Morrissey; out of respect to the memory of Hazel Joe Roessner "Granny Girl", on motion of Assembly Member Gallegos; out of respect to the memory of Rose Polvorosa and Irving Frankel, on motion of Assembly Member Sweeney; out of respect to the memory of Phyllis Reed Sans, Peggy Buckingham Pivetti, and Suzie Medina Whitecotton, on motion of Assembly Member Frusetta; out of respect to the memory of William W. Applegate, Sr., on motion of Assembly Member Alby; out of respect to the memory of Evelyn Thurman Gratts, on motion of Assembly Member Caldera; out of respect to the memory of James Rex Jensen, Jr., on motion of Assembly Member Takasugi; in honor of the birth of Nathan Cole Weshner, on motion of Assembly Member Brulte; and in honor of the birth of Ivan Henry Baglietto, on motion of Assembly Member Speier.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 14, 1996

The following measures were amended in the Assembly on this day:

AB	RN
2063	9607610

AJR	RN
36	9605632
57	9607591

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 18, 1996

ONE HUNDRED EIGHTY-SEVENTH SESSION DAY

FOUR 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
Monday, March 18, 1996

The Assembly met at 9:35 a.m.
Hon. Curt Pringle, Speaker of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 9:36 a.m., Speaker Pringle placed a quorum call upon the Assembly.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:41 a.m., Speaker Pringle declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Caldera	Hawkins	Morrissey
Aguiar	Campbell	Hoge	Morrow
Alby	Cannella	House	Murray, Kevin
Alpert	Conroy	Isenberg	Napolitano
Archie-Hudson	Cortese	Kaloogian	Olberg
Baca	Cunneen	Katz	Poochigian
Baldwin	Davis	Knight	Rainey
Bates	Ducheny	Knowles	Richter
Battin	Escutia	Knox	Rogan
Baugh	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Margett	Thompson
Brewer	Goldsmith	Martinez	Vasconcellos
Brown	Granlund	Mazzoni	Villaraigosa
Brulte	Hannigan	McDonald	Weggeland
Burton	Harvey	McPherson	Woods
Bustamante	Hauser	Miller	Mr. Speaker

PRAYER

Upon invitation of Speaker Pringle, the following prayer was offered by Sister Kathleen Horgan, a Sister of Mercy and Director of Mission Services at Mercy General Hospital:

Petitions

And so we pray,

For women of all nations and religions, that they come to a greater awareness of their dignity as human beings.

Hear our prayer.

For women who are married, that they may enjoy a status of equal partnership with their husbands and be true mothers to their children.

Hear our prayer.

For women who are single, that they may be recognized for their contribution to society.

Hear our prayer.

For women who are homeless, that they will discover compassionate friendship and support.

Hear our prayer.

For women shut off from a full life by tradition, practice or culture.

Hear our prayer.

For women and men who live lives of quiet desperation at the hands of the powerful and prestigious.

Hear our prayer.

For all people seeking answers and meanings to their lives within their own cultures and religions.

Hear our prayer.

Prayer for Our Women of the Year

And for our special Honorees today—let us pray:

That they may be women of faith who believe and hope and trust in a higher Power.

Hear our prayer.

That they may be happy women for whom laughter is no stranger.

Hear our prayer.

That they may be strong and resilient women whose hearts and arms withstand the pressures and the worries that each day unfolds.

Hear our prayer.

That they may be loving women, ever giving and forgiving, ever caring and concerned.

Hear our prayer.

That they may be sharing women with arms outstretched to the needy.

Hear our prayer.

That they may be women of vision who believe in their ability to make a profound difference in our great State.

Hear our prayer.

We pray for all here present, especially our Governor, for Barbara Alby, for all those in leadership, for them and for their family, that they will be blessed with good health, peace, and success in their role of leadership,

Let us pray to the Lord, and may the Lord bless us and keep us and may the Lord show His face to all of us and give us peace.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Pringle Assembly Member Boland 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 Members Willard Murray, Takasugi, and Tucker.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 18, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from floor Session on Monday, March 18, 1996.

I will be attending to legislative business in my district.

Your consideration and approval of this request is greatly appreciated.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

March 15, 1996

Hon. Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that I be excused from floor session on Monday, March 18, 1996 due to legislative business in my district. I will be attending Officer James R. Jensen's funeral services. Officer Jensen served on the Oxnard Police Department and was killed in the line of duty on March 13. I will return to Sacramento on Monday evening following the services.

Thank you for your consideration of my request.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

March 13, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I would like to respectfully request that I be excused from session on Monday, March 18, 1996 and Tuesday, March 19, 1996 due to legislative business.

Thank you for your assistance in this matter.

Sincerely,

CURTIS R. TUCKER, JR., Assembly Member
Fifty-first District

PRESENTATION OF RESOLUTION TO GUEST CHAPLAIN

Assembly Member Boland was joined at the Rostrum by Sister Kathleen Horgan, Sister of Mercy and Director of Mission Services at Mercy General Hospital. Assembly Member Boland then presented a Resolution to Sister Kathleen Horgan congratulating her upon her selection as the Inspirational Woman of the Year for 1996, and commending her significant contributions to the people of her community.

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 Kaloogian.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 36
Assembly Joint Resolution No. 57

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, March 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2063

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

March 18, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 2161

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HOGE, Chairman

ASSEMBLY BILL NO. 2161—An act to amend Section 980 of the Military and Veterans Code, relating to veterans.

Bill read second time; author's amendments, 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

March 18, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 2260

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

ASSEMBLY BILL NO. 2260—An act to repeal Sections 54433 and 54434 of the Government Code, and to amend Sections 20981, 26500, 31006, and 36153 of, and to repeal Sections 74880 and 74978 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

March 18, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 27
Senate Bill No. 109
Senate Bill No. 908

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RAINEY, Chairman

SENATE BILL NO. 27—An act to add Section 24002.5 to the Government Code, relating to county assessors.

Bill read 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. 109—An act to amend Section 4420 of the Government Code, relating to public works.

Bill read 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. 908—An act to amend Section 15372.202 of the Government Code, relating to 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.

REPORTS OF STANDING COMMITTEES
Committee on Judiciary

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2022

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Joint Resolution No. 48

With amendments with the recommendation: Amend, and be adopted, as amended.

BOLAND, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2125

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Health with the recommendation: To Consent Calendar.

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Budget

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 703

With the recommendation: Do pass.

MILLER, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2059

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 862

With amendments with the recommendation: Amend, and do pass, as amended.

RAINEY, Chairman

Above bill ordered to second reading.

At 9:50 a.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Aguiar was granted unanimous consent that photographers be permitted on the Floor of the Assembly.

RECESS FOR SPECIAL CEREMONY HONORING "WOMEN OF THE YEAR"

By unanimous consent, at 9:50 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of honorees in a special ceremony honoring "Women of the Year".

FIRST LADY GAYLE WILSON ESCORTED TO FRONT OF CHAMBER

Speaker Pringle escorted his Woman of the Year honoree, First Lady of the State of California, Gayle Wilson to the front of the Assembly Chamber.

RESOLUTIONS PRESENTED TO "WOMEN OF THE YEAR" HONOREES

The following women were introduced and each was escorted to the front of the Assembly Chamber by a Member of the Assembly, whereupon each was greeted by Speaker Curt Pringle and First Lady Gayle Wilson, and presented with a resolution:

Sandra Corcoran (Assembly District 1), Joyce Morrow (Assembly District 2), Christine Wilcox Foster (Assembly District 3), Mary Schofield (Assembly District 4), Jan Scully (Assembly District 5), Diane Carey (Assembly District 7), Freda Smith (Assembly District 9), Carol Lee Backert (Assembly District 10), Matilda Foster (Assembly District 11), Betty Reid Soskin (Assembly District 14), Shannon McGowan (Assembly District 15), Mildred Parish Massey (Assembly District 16), Irene Andes, represented by Evelyn Coronado (Assembly District 17), Marian Wilson (Assembly District 18), Michelle A. Carter (Assembly District 19), Meserek Ramsey (Assembly District 20), Dr. Bernadine Chuck Fong (Assembly District 21), Barbara Waldman (Assembly District 22), Nadene Potter (Assembly District 23), Dr. Martha Kanter (Assembly District 24), Patricia Logoluso (Assembly District 25), Loretta Murphy Begen (Assembly District 26), Karen Viscovich Miller (Assembly District 27), Carmen Valdez (Assembly District 28), Maurine A. Jones (Assembly District 29), Mary K. Shell (Assembly District 30), Marsha Vickers Peltzer (Assembly District 31), Connie Wattenbarger (Assembly District 32), Adriaantje Sjaney de Groot, represented by Doria Morrison (Assembly District 33), Barbara M. Loux (Assembly District 34), Marian North Koonce (Assembly District 35), Dorothy Lewellin (Assembly District 36), Debbie Rodgers Teasley (Assembly District 37), Mary Ann Conron (Assembly District 38), Barbara Perkins (Assembly District 39), Harriet Sculley (Assembly District 40), Miriam Goldsmith (Assembly District 41), Anne Marie Staas (Assembly District 42), Alice S. Petrossian (Assembly District 43), Phyllis H. Hoge (Assembly District 44), Lucy Spurgeon (Assembly District 45), Shirley Foster (Assembly District 46), Deirdre Hill (Assembly District 47), Lula Washington (Assembly District 48), Gloria Chavez (Assembly District 49), Ana Rosa Pena (Assembly District 50), Julia Lee (Assembly District 52), Carol Gentry (Assembly District 53), Linda Howell (Assembly District 54), Helen S. Kawagoe (Assembly District 55), Grace C. Hu (Assembly District 56), Barbara Lee Fish (Assembly District 57), Hope Olmos (Assembly District 58), Jan G. Marugg (Assembly District 59), Jerre Davenport (Assembly District 60), Reva H. Salter (Assembly District 61), Lynn "Nay" Le Roy (Assembly District 62), Cheryl A. Karns (Assembly District 63), Janet Gless (Assembly District 64), Donna Munoz (Assembly District 65), Linda Chanpion (Assembly District 66), Virginia F. Wilson (Assembly District 67), Judith Ware (Assembly District 69), Peggy Goldwater Clay (Assembly District 70), Carolyn K. Wallace (Assembly District 71), Linda Lequire (Assembly District 72), Maggie Elvey (Assembly District 73), Kim Welshons (Assembly District 74), Vivian L. Hardage (Assembly District 75), Sandra J. Buehner (Assembly District 76), Thelma J. Lewis (Assembly District 77), Suzanne Roth (Assembly District 78), Maxine R. Wilson (Assembly District 79), and Cherry Yaeko Ishimatsu (Assembly District 80).

At 10:15 a.m., Speaker Curt Pringle, 68th District, presiding

GOVERNOR PETE WILSON EXTENDS CONGRATULATIONS

Governor Pete Wilson was escorted to the Rostrum whereupon he extended heartiest congratulations to each of the "Women of the Year" honorees, stating that each merits recognition for their many outstanding achievements and for improving life in their communities.

GUEST SPEAKER PRESENTED

Assembly Member Paula Boland addressed the Assembly and welcomed each of the honorees from throughout the State of California recognizing the many outstanding contributions that have distinguished each of them as "Women of the Year". She then presented Sacramento County District Attorney Jan Scully who delivered a special address to the Members of the Assembly and "Women of the Year" honorees.

RECEPTION ANNOUNCED

Speaker Pringle invited each of today's "Women of the Year" honorees to join the Member representing her district at their Desk in the Assembly Chamber for the remainder of today's proceedings, and further announced that a reception would be held following today's Floor session in the Assembly Rotunda.

REASSEMBLED

At 10:20 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1998—An act to add Section 7.5 to the Elections Code, relating to election materials.

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.

ASSEMBLY BILL NO. 2003—An act to amend Section 231 of the Code of Civil Procedure, relating to jury selection.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2074—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; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 19—An act to amend Sections 17558, 17560, 17561, 17561.5, and 17562 of the Government Code, relating to state-mandated local programs.

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. 998—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 999—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1001—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 99—An act to amend Section 77207 of the Government Code, relating to courts, making an appropriation therefor, 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. 405—An act to add and repeal Sections 17053.27 and 23627 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 Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 836—An act to add Section 40458 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. 805—An act to amend Section 17525 of the Government Code, relating to state-mandated local programs.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 18, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2003

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO. 35

Assembly Member Mazzoni requested unanimous consent to take up House Resolution No. 35, without reference to committee or file.

Assembly Member Martinez withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Mazzoni moved that the Rules be temporarily suspended for the purpose of permitting consideration of House Resolution No. 35, without reference to file.

Assembly Member Burton seconded the motion.

CAUCUS ANNOUNCEMENTS

At 10:42 a.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:42 a.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 11:18 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

FURTHER CONSIDERATION OF MOTION TO TEMPORARILY SUSPEND THE RULES

The question being on the motion by Assembly Member Mazzoni to temporarily suspend the Rules to permit consideration of House Resolution No. 35, without reference to file.

Rules temporarily suspended by the following vote:

AYES—56

Ackerman	Bustamante	Harvey	Miller
Aguiar	Campbell	Hauser	Morrissey
Alby	Cannella	Hawkins	Olberg
Baldwin	Conroy	Hoge	Poochigian
Bates	Cunneen	House	Rainey
Battin	Davis	Isenberg	Richter
Baugh	Ducheny	Knight	Rogan
Boland	Escutia	Knowles	Sher
Bordonaro	Figueroa	Kuykendall	Sweeney
Bowler	Firestone	Lee	Thompson
Brewer	Frusetta	Machado	Villaraigosa
Brown	Goldsmith	Margett	Weggeland
Brulte	Granlund	Mazzoni	Woods
Burton	Hannigan	McPherson	Mr. Speaker

NOES—7

Archie-Hudson	Caldera	Katz	Speier
Baca	Gallegos	Martinez	

House Resolution No. 35 Taken Up

Assembly Member Mazzoni took up House Resolution No. 35, without reference to committee or file.

HOUSE RESOLUTION NO. 35—Relative to Assembly Rule 22.5.

(NOTE: The full text of House Resolution No. 35 appears at page 5221 of the Assembly Daily Journal for March 12, 1996.)

At 11:25 a.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

At 11:31 a.m., Speaker Curt Pringle, 68th District, presiding

Motion to Postpone to Time Certain

Assembly Member Bowen moved that consideration of House Resolution No. 35 be postponed until the next legislative day.

Assembly Member Speier seconded the motion.

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, 11:33 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 11:34 a.m., Speaker Pringle declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Firestone introduced Chancellor Laurel Wilkening, University of California, Irvine and Graduate students Barclay Sive and Jimena Lopez who were presented a resolution on behalf of Dr. F. Sherwood Rowland, Donald Bren Research Professor of Chemistry at the University of California, Irvine, congratulating him for being awarded the Nobel Prize in Chemistry.

Chancellor Laurel Wilkening then addressed the assemblage.

Assembly Member Firestone then introduced Dr. Frederick Reines, distinguished Professor Emeritus of Physics of the University of California, Irvine, and presented a resolution congratulating him for being awarded the Nobel Prize in Physics.

Dr. Frederick Reines then addressed the assemblage.

Assembly Member Brewer then presented a resolution to Dr. Reines on behalf of the California State Senate.

REASSEMBLED

At 11:36 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Rainey was granted unanimous consent that Assembly Bill No. 3000 be withdrawn from the Committee on Local Government and re-referred to the Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT

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 Mamie Nell Moore and Ozelle Moore, of Logan Heights.

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 Elizabeth M. Olsen, of Los Angeles.

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 Bill Gamble, of Baldwin Park.

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 Restituto Zaballos and Dr. Hyrum Crockett, of Hayward.

MOTION TO TABLE HOUSE RESOLUTION NO. 35

Assembly Member Knox moved that House Resolution No. 35 be laid upon the table.

Motion Ruled Out of Order

Speaker Pringle ruled the motion out of order as a motion to postpone to a time certain as it relates to House Resolution No. 35 is under Call of the Assembly, and House Resolution No. 35 is not before the Body at this time.

Parliamentary Inquiry

Assembly Member Knox arose to the following parliamentary inquiry:

When is it appropriate to make such a motion?

Reply by Speaker

The Speaker replied that a motion to table would be in order after the Call of the Assembly is dispensed with and House Resolution No. 35 is before the Body for consideration.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER SENATE BILL NO. 714 WAIVED

Assembly Member Brulte waived his motion to reconsider the vote whereby Senate Bill No. 714 was passed.

Senate Bill No. 714 ordered transmitted to the Senate immediately.

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. 1358, on request of Assembly Member Hannigan.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO POSTPONE HOUSE RESOLUTION NO. 35 TO TIME CERTAIN

At 11:40 a.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Bowen motion to postpone consideration of House Resolution No. 35 to the next legislative day lost by the following vote:

AYES—20

Alpert	Caldera	Knox	Napolitano
Archie-Hudson	Campbell	Lee	Setencich
Bates	Escutia	Martinez	Speier
Bowen	Friedman	McDonald	Vasconcellos
Bustamante	Katz	Murray, Kevin	Villaraigosa

NOES—49

Ackerman	Cunneen	House	Olberg
Aguiar	Davis	Isenberg	Poochigian
Alby	Figueroa	Kaloogian	Rainey
Baldwin	Firestone	Knight	Richter
Battin	Frusetta	Knowles	Rogan
Baugh	Gallegos	Kuykendall	Sweeney
Boland	Goldsmith	Machado	Thompson
Bordonaro	Granlund	Margett	Weggeland
Bowler	Hannigan	Mazzoni	Woods
Brewer	Harvey	McPherson	Mr. Speaker
Brulte	Hauser	Miller	
Cannella	Hawkins	Morrissey	
Conroy	Hoge	Morrow	

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 35

The question being on the adoption of House Resolution No. 35.

Motion to Table House Resolution No. 35

Assembly Member Knox moved that House Resolution No. 35 be laid upon the table.

Assembly Member Archie-Hudson seconded the motion.

Motion lost by the following vote:

AYES—18

Archie-Hudson	Cortese	Lee	Speier
Baca	Friedman	Martinez	Vasconcellos
Bates	Gallegos	McDonald	Villaraigosa
Bustamante	Katz	Murray, Kevin	
Campbell	Knox	Setencich	

NOES—47

Ackerman	Conroy	House	Olberg
Aguiar	Cunneen	Isenberg	Poochigian
Alby	Figueroa	Kaloogian	Rainey
Baldwin	Firestone	Knight	Richter
Battin	Frusetta	Knowles	Rogan
Baugh	Goldsmith	Kuykendall	Sher
Boland	Granlund	Margett	Sweeney
Bordonaro	Hannigan	Mazzoni	Thompson
Bowler	Harvey	McPherson	Weggeland
Brewer	Hauser	Miller	Woods
Brulte	Hawkins	Morrissey	Mr. Speaker
Cannella	Hoge	Morrow	

Point of Order

Assembly Member Olberg arose to the following point of order:

That Assembly Member Bates arose to ask a question of Assembly Member Mazzoni on her closing time for debate.

Demand for Previous Question

Assembly Members Thompson, Aguiar, Hoge, Boland, and Battin demanded the previous question. Demand sustained.

The question being on the adoption of House Resolution No. 35.

Resolution adopted by the following vote:

AYES—65

Ackerman	Caldera	Hoge	Napolitano
Aguiar	Cannella	House	Olberg
Alby	Conroy	Isenberg	Poochigian
Alpert	Cunneen	Kaloogian	Rainey
Baca	Davis	Katz	Richter
Baldwin	Ducheny	Knight	Rogan
Battin	Escutia	Knowles	Sher
Baugh	Figueroa	Knox	Sweeney
Boland	Firestone	Kuykendall	Thompson
Bordonaro	Frusetta	Machado	Vasconcellos
Bowen	Gallegos	Margett	Villaraigosa
Bowler	Goldsmith	Mazzoni	Weggeland
Brewer	Granlund	McPherson	Woods
Brown	Hannigan	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	
Burton	Hauser	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—3

Bates	Martinez	Speier

Objection to Vote Adds

Assembly Member Knowles withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on House Resolution No. 35.

SPECIAL COMMITTEE MEETINGS

Speaker Pringle was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting on Wednesday, March 20, 1996, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bills Nos. 2029, 2073, 2100, 2158, and 2319.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker Pringle announced that the Committee on Rules would meet later this day in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until the next legislative day.

MOTION TO ADJOURN

At 11:54 a.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

House Resolution No. 35, Mazzoni Motion to Temporarily Suspend the Rules: Bates, Bordonaro, House, Lee, and Machado—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:55 a.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 3478—Committee on Labor and Employment (House (Chairman), Brewer and Davis). An act to amend Section 4800.5 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 3479—Committee on Labor and Employment (House (Chairman), Brewer, Davis, and Weggeland. An act to amend Section 1683 of the Labor Code, relating to farm labor contractors.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 73—Alby. Relative to National Day of Prayer.

ASSEMBLY CONCURRENT RESOLUTION NO. 74—Archie-Hudson, Alpert, Bates, Caldera, Cortese, Davis, Ducheny, Figueroa, Gallegos, Hauser, Isenberg, Katz, Knox, Kuehl, Lee, Machado, Martinez, Mazzoni, Setencich, Sher, Speier, Vasconcellos, and Villaraigosa, (Senators Costa, Hughes, Killea, Lockyer, O'Connell, Petris, Polanco, Solis, Thompson, and Watson, coauthors). Relative to Professional Social Work Month.

HOUSE RESOLUTION NO. 37—Goldsmith and Ducheny. Relative to domestic ferrets.

AUTHOR'S AMENDMENTS

Committee on Judiciary

March 18, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 2263

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

ASSEMBLY BILL NO. 2263—An act to add Section 1950.6 to the Civil Code, relating to landlord-tenant.

Bill read second time; author's amendments, 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

March 18, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 2114
Assembly Bill No. 2248
Assembly Bill No. 2265
Assembly Bill No. 2293

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BALDWIN, Chairman

ASSEMBLY BILL NO. 2114—An act to amend Section 44938 of the Education Code, relating to school 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.

ASSEMBLY BILL NO. 2248—An act to amend Sections 51201.5, 51240, 51550, and 51820 of, and to repeal Section 51551 of, the Education Code, relating to school 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.

ASSEMBLY BILL NO. 2265—An act to add Section 42239.7 to the Education Code, relating to summer school.

Bill read 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. 2293—An act to amend Section 39802 of the Education Code, relating to school 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 Revenue and Taxation

March 18, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 8

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TAKASUGI, Chairman

SENATE BILL NO. 8—An act 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

March 18, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2258
Assembly Bill No. 2284

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2258—An act to amend Section 273ab of 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.

ASSEMBLY BILL NO. 2284—An act to repeal and add Chapter 8 (commencing with Section 3000) of Title 1 of Part 3 of the Penal Code, relating to parole.

Bill read 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: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 86

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: March 12, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1994

With amendments with the recommendation: Amend, and do pass, as amended.

BOLAND, Chairwoman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Human Services on Thursday, March 28, 1996 upon adjournment of session and on Tuesday, April 9, 1996 at 9 a.m.;

Juvenile Justice Subcommittee on Friday, March 29, 1996 in San Diego; on Monday, April 1, 1996, in Martinez; and on Thursday, April 4, 1996 in Los Angeles;

(NOTE: The above is a correction to the March 12, 1996 Assembly Journal, page 5221, Special Committee Meetings);

Without objection the Committee on Judiciary was permitted to meet at 11 a.m. on Wednesday, March 27, 1996, instead of 9 a.m.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: March 18, 1996

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 36

With amendments with the recommendation: Amend, and be adopted.

PRINGLE, Chairman

Above resolution ordered on file.

MESSAGES FROM THE SENATE

Senate Chamber, March 18, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 45

JOHN W. ROVANE, Acting Secretary of the Senate

INTRODUCTION OF GUESTS

Assembly Member Goldsmith, of the 75th Assembly District, introduced Sam Hardage, Chairman of the San Diego County Republican Party.

Assembly Member Baugh, of the 67th Assembly District, introduced Thomas A. Fuentes, Chairman of the Orange County Republican Party.

ADJOURNMENT

At 4:35 p.m., pursuant to the motion by Assembly Member Rogan, the Assembly adjourned until 7 a.m., Tuesday, March 19, 1996, out of respect to the memory of Mamie Nell Moore and Ozelle Moore, on motion of Assembly Member Ducheny; out of respect to the memory of Elizabeth M. Olsen, on motion of Assembly Member Villaraigosa; out of respect to the memory of Bill Gamble, on motion of Assembly Member Gallegos; and out of respect to the memory of Restituto Zaballos and Dr. Hyrum Crockett, on motion of Assembly Member Sweeney.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 18, 1996

The following measures were amended in the Assembly on this day:

AB	RN
1998	9607773
2074	9607635
2114	9605797
2161	9607834
2248	9607898
2258	9607330
2260	9607099
2263	9607458
2265	9607494
2284	9607005
2293	9607450

SB	RN
8	9607642
19	9607576
27	9607134
99	9607829
109	9605958
405	9607684
805	9607828
836	9607808
908	9607816

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 19, 1996

ONE HUNDRED EIGHTY-EIGHTH SESSION DAY

FOUR 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
Tuesday, March 19, 1996

The Assembly met at 7 a.m.
Hon. Jackie Speier, Assembly Member, 19th 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—72:

Ackerman	Bustamante	Harvey	Morrow
Aguiar	Caldera	Hauser	Napolitano
Alby	Campbell	Hoge	Olberg
Alpert	Cannella	House	Poochigian
Archie-Hudson	Conroy	Isenberg	Rainey
Baca	Cortese	Kaloogian	Richter
Baldwin	Cunneen	Katz	Rogan
Bates	Davis	Knight	Setencich
Battin	Ducheny	Knowles	Sher
Baugh	Escutia	Knox	Speier
Boland	Figueroa	Kuykendall	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Friedman	Margett	Thompson
Bowler	Frusetta	Martinez	Vasconcellos
Brewer	Gallegos	Mazzoni	Villaraigosa
Brown	Goldsmith	McPherson	Weggeland
Brulte	Granlund	Miller	Woods
Burton	Hannigan	Morrissey	Mr. Speaker

Quorum present.

At 11:45 a.m., Hon. Tom Woods, 2nd 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 Kevin Murray and Tucker.

On personal business, and waiving per diem: Assembly Members Hawkins, Lee, McDonald, and Willard Murray.

Because of illness in her family: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

March 19, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session from Tuesday, March 19, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

(NOTE: For letter explaining the absence of Assembly Member Tucker on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Monday, March 18, 1996).

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 18, 1996

Mr. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol Building, Room 3196
Sacramento, California

Dear Mr. Wilson: Pursuant to California Government Code Section 15346.3 *et seq.*, I have appointed Assemblywoman Barbara Alby to serve as my designee on the Defense Conversion Council, replacing Assemblywoman Barbara Lee, who is removed.

I have also appointed two public members to the Council. Chester A. "Chet" Dotter, of Paso Robles, replaces Henry Gonzalez, who is removed. David M. Van Buren, of Newport Beach, replaces Maurice Miller, who is removed.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

Summary of the Riverside County EDA Job Training Plan for Program Years 1996–97 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Maureen J. Martinez, JTPA Administrator, Riverside County Economic Development Agency, Riverside, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Merced County Service Delivery Area's 1996–98 Job Training Plan Summary (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Terry Smith Tatum, Director, Merced County Private Industry Training Department, Merced, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

Summary of the Job Training Plan for the Service Delivery Area of Humboldt County for Program Years 1996–98 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Farrel G. Starr, Executive Director, Humboldt County Private Industry Council, Eureka, dated March 11, 1996, referred by the Speaker to the Committee on Labor and Employment.

Anaheim Private Industry Council, "JTPA Job Training Plan Summary" Program Years 1996 and 1997 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from Ruben Aceves, Administrative Analyst, Anaheim Private Industry Council, Anaheim, dated March 4, 1996, referred by the Speaker to the Committee on Labor and Employment.

Sonoma County Service Delivery Area's (SDA) Job Training Plan Summary, 1996–98 (Pursuant to the Job Training Partnership Act (JTPA))

Above transmitted report, together with letter of transmittal from James D. Millikan, Director, Sonoma County Private Industry Council, Santa Rosa, dated February 29, 1996, referred by the Speaker to the Committee on Labor and Employment.

California Department of Education Report Required by the 1995 Budget Act, Carryover Funds (Pursuant to the 1995 Budget Act, Item 6110-166-890, Provision 3)

Above transmitted report, together with letter of transmittal from Annette Porini, Deputy Superintendent, Department of Management Services, Department of Education, Sacramento, dated February 13, 1996, referred by the Speaker to the Committee on Budget.

Phase II: Final Report of the Housing Task Force (Pursuant to Section 0520 of Chapter 139, 1994)

Above transmitted report, together with letter of transmittal from Dean R. Dunphy, Secretary, Business, Transportation and Housing Agency, Sacramento, dated March 7, 1996, referred by the Speaker to the Committee on Housing and Community Development.

Draft Observations in the Study of the Ratesetting System for Foster Care Group Homes (Pursuant to SB 415, Chapter 950, Statutes of 1993)

Above transmitted report, together with letter of transmittal from Eloise Anderson, Director, Department of Social Services, Sacramento, dated March 7, 1996, referred by the Speaker to the Committee on Human Services.

Sampling for Pesticide Residues in California Well Water, 1995 Update of the Well Inventory Data Base, July 1, 1994 to June 30, 1995 (Pursuant to the Pesticide Contamination Prevention Act (AB 2011))

Above transmitted report, together with letter of transmittal from John S. Sanders, Ph.D., Chief, Environmental Monitoring and Pest Management, Department of Pesticide Regulation, Sacramento, dated March 6, 1996, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 19, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2074

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, March 19, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1998
Assembly Bill No. 2161
Assembly Bill No. 2260

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 19, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2000

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, March 19, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2114
Assembly Bill No. 2248
Assembly Bill No. 2258
Assembly Bill No. 2263
Assembly Bill No. 2265
Assembly Bill No. 2284
Assembly Bill No. 2293

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

RESOLUTIONS

The following resolution was offered on Monday, March 18, 1996, and inadvertently omitted from the Assembly Journal record:

ASSEMBLY CONCURRENT RESOLUTION NO. 73—Alby. Relative to National Day of Prayer.

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

March 19, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1991

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TAKASUGI, Chairman

ASSEMBLY BILL NO. 1991—An act to repeal and add Section 206.1 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 Judiciary

March 19, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 2020

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

ASSEMBLY BILL NO. 2020—An act to add Chapter 7 (commencing with Section 2000) to Part 3 of Division 4 of the Probate Code, relating to conservatorship.

Bill read second time; author's amendments, 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

March 19, 1996

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 2166

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HAWKINS, Chairman

ASSEMBLY BILL NO. 2166—An act to amend Section 1363.1 of the Civil Code, relating to common interest developments.

Bill read second time; author's amendments, 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

March 19, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1034

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

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 Health

March 19, 1996

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 2025

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GRANLUND, Chairman

ASSEMBLY BILL NO. 2025—An act to add Section 1596.797 to the Health and Safety Code, relating to child day care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Utilities and Commerce

Date of Hearing: March 18, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1266

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CONROY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: March 18, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2027
Assembly Bill No. 2201

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BOWLER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2012
Assembly Bill No. 2047
Assembly Bill No. 2090

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BOWLER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 1996

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 636
Senate Bill No. 655

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BOWLER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 1996

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 274

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.

BOWLER, Chairman

Above bills ordered to second reading.

Committee on Human Services

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2036

With amendments but without recommendation, and be re-referred to Committee on Appropriations.

BORDONARO, 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 Bill No. 2074, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2022—An act to add Section 1714.12 to the Civil Code, relating to product 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.

ASSEMBLY JOINT RESOLUTION NO. 48—Relative to illegal aliens.

Resolution read; amendments proposed by the Committee on Public Safety read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

ASSEMBLY BILL NO. 2125—An act to add Article 8 (commencing with Section 124170) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 273.4 to the Penal Code, relating to female genital mutilation.

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 Health.

ASSEMBLY BILL NO. 2059—An act to amend Section 1279.5 of the Code of Civil Procedure, relating to names.

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.

ASSEMBLY BILL NO. 1994—An act to amend Section 1377 of the Penal 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 returned to the second reading file.

HOUSE RESOLUTION NO. 36—Relative to the Standing Rules of the Assembly for the 1995–96 Regular Session.

Resolution read; amendments proposed by the Committee on Rules read and adopted.

House Resolution No. 36, As Amended

By Assembly Member Thompson.

Relative to the Standing Rules of the Assembly for the 1995–96 Regular Session

Resolved by the Assembly of the State of California, That the following Rules be, and the same are hereby, adopted as the Standing Rules of the Assembly for the 1995–96 Regular Session; and be it further

Resolved, That these rules shall govern the operations of the Assembly and shall supersede any and all other rules previously adopted this session.

STANDING RULES OF THE ASSEMBLY

1995–96 REGULAR SESSION

I. LEGISLATIVE ORGANIZATION

Assembly General Officers

1. (a) The general officers of the Assembly are the following:

Speaker
Speaker pro Tempore
Majority Floor Leader
Minority Floor Leader
Chief Clerk
Sergeant at Arms
Chaplain

(b) Except for the Majority Floor Leader and the Minority Floor Leader, each officer listed in subdivision (a) shall be elected by a majority vote of the duly elected and qualified Members. The adoption of these rules shall not in and of itself create a vacancy in any of the offices listed in subdivision (a), so that any individual who holds an office listed in subdivision (a) before the time when these rules are adopted shall continue to hold that office upon the adoption of these rules.

(c) The Chief Clerk, subject to the approval of the Committee on Rules, shall determine the names and titles that shall appear on the frontispiece of all publications.

Hours of Meeting

2. The session of the Assembly shall be at a time determined by the Speaker or Speaker pro Tempore, unless otherwise ordered by a majority vote of the Members present and voting.

Speaker to Call Assembly to Order

3. The Speaker, or in his or her absence, the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order.

Roll Call and Quorum

4. Before proceeding with the business of the Assembly, both of the following shall be completed:

(1) The roll of the Members shall be called, and the names of those present shall be entered in the Journal. Forty-one Members constitute a quorum.

(2) The presiding officer shall announce the names of all Members who will be absent from that day's session and the reason for their absence.

Assignment of Desks to Members

5. Members shall be assigned to desks by the Committee on Rules.

Organization of Assembly

~~5.5~~ *5.5.* For the purposes of the organization of any regular session of the Assembly pursuant to Section 9023 of the Government Code, the Speaker from the previous regular session at the time when the session adjourned sine die, if he or she is reelected to the Assembly, shall be deemed to be the senior member elect.

II. RULES

Adoption of Standing Rules

6. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the duly elected and qualified Members. When once adopted, the Standing Rules shall remain in effect, unless suspended or amended as provided in these rules.

Suspension of Rules

7. Any standing rule of the Assembly, except Rule 8, may be suspended temporarily by a vote of two-thirds of the Members present and voting; provided, that the temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Amending Standing Rules

8. No standing rule of the Assembly shall be amended except by a resolution adopted by an affirmative recorded vote of a majority of the duly elected and qualified Members.

Mason's Manual

10. In all cases not provided for by the California Constitution, by the Assembly Rules, by the Joint Rules of the Senate and Assembly, or by statute, the authority shall be the latest edition of Mason's Manual.

III. ORGANIZATION OF COMMITTEES

Standing Committees

11. (a) Twenty-six standing committees of the Assembly are hereby created, upon the several subjects, and titled respectively, as follows:

Agriculture
Appropriations
Banking and Finance
Budget

Consumer Protection, Governmental Efficiency and Economic Development
Education
Elections, Reapportionment and Constitutional Amendments
Environmental Safety and Toxic Materials
Governmental Organization
Health
Higher Education
Housing and Community Development
Human Services
Insurance
Judiciary
Labor and Employment
Local Government
Natural Resources
Public Employees, Retirement and Social Security
Public Safety
Revenue and Taxation
Rules
Televising the Assembly and Information Technology
Transportation
Utilities and Commerce
Water, Parks and Wildlife

(b) The Committee on Rules may organize additional committees pursuant to the procedure in Rule 12.

Open Meetings

11.3. (a) Except as otherwise provided in this rule, all meetings of the Assembly or a committee thereof shall be open and public, and all persons shall be permitted to attend the meetings. As used in this rule, "meeting" means a gathering of a quorum of the Members of the Assembly or a committee in one place for the purpose of discussing legislative or other official matters within the jurisdiction of the Assembly or committee. As used in this rule, "committee" includes a standing committee, joint committee, conference committee, subcommittee, select committee, special committee, research committee, or any similar body.

(b) Any meeting that is required to be open and public pursuant to this rule, including any closed session held pursuant to subdivision (c), shall be held only after full and timely notice to the public as provided by the Joint Rules of the Assembly and Senate.

(c) The Assembly or a committee thereof may hold a closed session solely for any of the following purposes:

(1) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Assembly.

(2) To consider matters affecting the safety and security of Members of the Legislature or its employees or the safety and security of any buildings and grounds used by the Legislature.

(3) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated, or whether to initiate,

litigation when discussion in open session would not protect the interests of the Assembly or committee regarding the litigation.

(d) A caucus of the Members of the Assembly which is composed of members of the same political party may meet in closed session.

(e) A closed session may be held pursuant to paragraph (3) of subdivision (c) under any of the following circumstances:

(1) An adjudicatory proceeding before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator, to which the Assembly or a committee, Member, or employee thereof is a party, has been initiated formally.

(2) Based on existing facts and circumstances, a point has been reached where, in the opinion of the Assembly or a committee thereof, on the advice of its legal counsel, litigation against the Assembly or a committee, Member, or employee thereof is reasonably anticipated.

(3) Based on existing facts and circumstances, the Assembly or a committee thereof has decided to initiate or is deciding whether to initiate litigation.

(4) To confer with, or receive advice from, its legal counsel and negotiator prior to the purchase, sale, exchange, or lease of real property by or for the Assembly or a committee regarding the price and terms of payment for the purchase, sale, exchange, or lease.

(f) Prior to holding a closed session pursuant to paragraph (3) of subdivision (c), the presiding officer of the Assembly or the chair of the committee shall state publicly which paragraph of subdivision (c) is applicable. If the closed session is held pursuant to paragraph (1) of subdivision (e), the presiding officer or chair shall state the title of or otherwise specifically identify the litigation to be discussed, unless the presiding officer or chair states that to do so would jeopardize the ability to effectuate service of process upon one or more unserved parties, or that to do so would jeopardize the ability of the Assembly or the committee to conclude existing settlement negotiations to its advantage. If the closed session is held pursuant to paragraph (4) of subdivision (e), the notice of the closed session shall identify the real property which the negotiations may concern and the person with whom the negotiations may take place.

(g) The legal counsel for the Assembly or the committee shall prepare and submit to the Assembly or the committee a memorandum stating the specific reasons and legal authority for the closed session. If the closed session is held pursuant to paragraph (1) of subdivision (e), the memorandum shall include the title of or other identification of the litigation. If the closed session is held pursuant to paragraph (2), (3), or (4) of subdivision (e), the memorandum shall set forth the existing facts and circumstances on which the closed session is based. The legal counsel shall submit the memorandum to the Assembly or the committee prior to the closed session, if feasible, or, in any case, not later than one week after the closed session. The memorandum shall be exempt from disclosure under the Legislative Open Records Act contained in Article 3.5 (commencing with Section 9070) of Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code.

(h) For purposes of paragraph (3) of subdivision (c), "litigation" includes any adjudicatory proceeding, including eminent domain,

before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator.

(i) For purposes of this rule, all expressions of the lawyer-client privilege other than those provided in this section are hereby abrogated. This section is the exclusive expression of the lawyer-client privilege for the purposes of conducting closed-session meetings pursuant to this rule.

(j) Disclosure of a memorandum required under this section shall not be deemed a waiver of the lawyer-client privilege provided for under Article 3 (commencing with Section 950) of Chapter 4 of Division 8 of the Evidence Code.

Conference Committee Meetings

11.4. No Member may ~~attend~~ *participate in* a meeting of a conference committee considering any bill that is not open to the public.

Assembly Investigating Committees

11.5. (a) The standing committees of the Assembly created pursuant to Rule 11, with the exception of the Committee on Rules, are hereby constituted Assembly investigating committees and are authorized and directed to ascertain, study, and analyze all facts relating to any subjects or matters which the Committee on Rules shall assign to them upon request of the Assembly or upon its own initiative.

(b) Each of the Assembly investigating committees shall consist of the members of the standing committee on the same subject as most recently constituted. The chairperson and vice chairperson shall be the chairperson and vice chairperson of the standing committee. Vacancies occurring in the membership of the committee shall be filled by the Committee on Rules.

(c) Each committee and any subcommittee, and its members, shall have and exercise all the rights, duties and powers conferred upon investigating committees and their members by law and by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the committee or subcommittee and their members.

(d) In order to prevent duplication and overlapping of studies between the various investigating committees herein created, no committee shall commence the study of any subject or matter not specifically authorized herein or assigned to it unless and until prior written approval thereof has been obtained from the Committee on Rules.

(e) The Committee on Rules shall provide for the expenses of the above committees and their members and for any charges, expenses, or claims they may incur under this resolution, to be paid from the Assembly Operating Fund and disbursed, after certification by the Chairperson of the Committee on Rules or his or her authorized representative, upon warrants drawn by the Controller upon the State Treasury.

Membership of Standing Committees

12. (a) All standing committees or subcommittees, except the Committee on Rules, shall be organized and the size, jurisdiction,

membership, and chairperson and vice chairperson thereof established by a majority of the membership of the Committee on Rules.

(b) The Committee on Rules shall provide for the necessary and reasonable expenses of all committees.

Committee on Rules

13. There is a Committee on Rules, which shall act as the executive committee of the Assembly. The committee shall consist of twelve members, seven, including the chairperson of the committee, to be elected by the registered political party having the largest number of Members in the Assembly, and five to be elected by the registered political party having the second largest number of Members. One alternate member of the Committee on Rules shall each be selected by the majority and minority caucuses. Members so elected shall remain in office until their successors are elected as provided for in these rules.

No member of the Committee on Rules shall simultaneously serve as a chairperson of any standing committee.

Organization of Party Caucuses

13.1. Within two days after the general election held in November of each even-numbered year, the minority and majority caucuses shall meet for the purposes of electing their officers and members of the Committee on Rules for the next regular session. The rules and procedures of each caucus shall be determined by each caucus, but in no way shall they be inconsistent with these rules.

Powers of the Committee on Rules

14. (a) The Committee on Rules shall have the following powers:

(1) To organize standing committees and subcommittees and to establish a schedule of the time and place for meetings of committees and subcommittees.

(2) To refer each bill and house resolution to a committee.

(3) To 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.

(4) To choose one Chief Administrative Officer.

(5) To allocate all funds, staffing, and other resources necessary for the effective operation of the Assembly.

(6) To appoint all employees of the Assembly not otherwise provided for by statute. It shall have authority to terminate, discipline, establish and modify the terms and conditions of employment of, or suspend, with or without pay, any employee of the Assembly.

(7) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of these rules.

(8) To adopt additional policies or requirements regarding the use of cameras and other recording equipment at committee hearings or Assembly floor sessions.

(b) The Committee on Rules may delegate powers to the Speaker by a majority vote of the membership of the committee.

Committee on Rules

15. The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular session and shall have the same powers and duties as while the Assembly is in session. In dealing with any matter within its jurisdiction, the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

Operating Fund Report

15.5. The Committee on Rules shall annually prepare a report to the public of expenditures as required by Section 9131 of the Government Code.

Independent Audit of Operating Funds

15.6. The Committee on Rules shall annually contract for an independent audit of the revenues and expenditures, for each fiscal year, from the Assembly Operating Fund. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The audit shall be prepared in a manner and form to be determined by the organization performing the audit and consistent with generally accepted accounting principles.

The audit shall be completed and made available to the public within 180 calendar days following the completion of the fiscal year for which the audit is performed.

Performance Audit

15.7. The Committee on Rules shall annually contract for a comprehensive performance audit of all Assembly finances and operations. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The audit shall be prepared in a manner and form to be determined by the organization performing the audit and consistent with generally accepted accounting principles.

All findings and recommendations reported by the auditing firm shall be made available to Members and to the public.

Rules Committee Resolutions

16. The Committee on Rules, acting unanimously by appropriate resolution, on behalf of and in the name of the Assembly, may extend congratulations, commendations, sympathy, or regret to any person, group, or organization, and may authorize the presentation of suitably prepared copies of these resolutions to the persons concerned and to their relatives.

Assembly Operating Fund

17. The Committee on Rules is the committee provided for in Section 9127 of the Government Code. The balance of all money in the Assembly Operating Fund, including money now or hereafter appropriated, except the sums that are specifically made available for the expense of designated committees or for other purposes, is hereby made available to the Committee on Rules for any charges or

claims it may incur in carrying out the duties imposed upon it by these rules or by Assembly or concurrent resolution. The money made available by this rule includes the unencumbered balances of all sums heretofore made available to any Assembly or joint committee by the Assembly, upon the expiration of the committee, and shall be expended as provided in these rules.

Expenditures

18. No Member or committee shall be permitted to incur any expense except as authorized pursuant to these rules or the Joint Rules of the Senate and Assembly, or as authorized by the Assembly or the Committee on Rules.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, and officers and employees of the Assembly, not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly. These rules and regulations shall incorporate a provision whereby construction, alteration, improvement, repair, or maintenance of real or personal property, and the purchase of supplies and equipment, shall be governed by competitive bidding. Further, the rules and regulations shall provide for the payment of expenditures, authorized by these rules and regulations, from the Assembly Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

No Member may be reimbursed for travel outside the State of California without prior approval of the Speaker or the Committee on Rules.

Rules and Regulations Governing Committees

20. All claims for expenses incurred by investigating committees of the Assembly shall be approved by the Committee on Rules, or its authorized representative, before the claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an investigating committee, shall be approved by the Committee on Rules or its authorized representative before the expenses are incurred, unless the expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules shall adopt rules and regulations governing the awarding of any contract by an investigating committee and shall also adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Assembly investigating committees or other Assembly committees.

These rules may provide for allowances to committee employees in lieu of actual expenses.

Mileage is an allowance to a committee employee in lieu of actual expenses of travel. When travel is by private conveyance, mileage shall be allowed only to the operator of, and not to passengers in, a private vehicle. Claims for mileage by private conveyance must be

accompanied by the license number of the vehicle and the names of state officers and employees riding as passengers.

Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairperson of every investigating committee and of any other Assembly committee that has employees.

Fees for Witnesses

21. Each witness summoned to appear before the Assembly or any of its committees shall be reimbursed at a rate set by the Committee on Rules.

Assembly General Research Committee

22. (a) The Assembly General Research Committee is hereby continued as a permanent factfinding committee pursuant to Section 11 of Article IV of the California Constitution. The committee is allocated all subjects within the scope of legislative regulation and control but shall not undertake any investigation which another committee has been specifically requested or directed to undertake. The Assembly General Research Committee may act through subcommittees appointed by the Committee on Rules and these subcommittees may act only on the particular study or investigation assigned by the Committee on Rules to the subcommittees. Each subcommittee shall be known and designated as a select committee. The Speaker is the Chairperson of the Assembly General Research Committee and may be a voting member of any subcommittee. Each member of the Assembly General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee. The Committee on Rules is authorized to allocate to any subcommittee from the Assembly Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Committee on Rules shall further allocate, from time to time, to the Assembly General Research Committee from the Assembly Operating Fund those sums as are necessary to permit the Assembly General Research Committee and the members thereof to carry out the duties imposed on them. The committee has continuous existence until the time that its existence is terminated by a resolution adopted by the Assembly, and the committee is authorized to act both during and between sessions of the Legislature, including any recess.

(b) The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to the committee and its members.

(c) The committee has the following additional powers and duties:

(1) To contract with other agencies, public or private, that it deems necessary for the rendition and affording of services, facilities, studies, and reports to the committee as will best assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(3) To report its findings and recommendations to the Legislature and to the people from time to time and at any time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

Assembly Legislative Ethics Committee

22.5. (a) The Assembly Legislative Ethics Committee is hereby created. The committee shall consist of six Members of the Assembly, appointed by the Speaker. Notwithstanding any other rule of the Assembly, three members of the committee shall be from the registered political party having the largest number of Members in the Assembly and three members shall be from the registered political party having the second largest number of Members. Any temporary or permanent vacancy on the committee shall be filled by a member from the same registered political party. All appointments, including appointments to fill permanent or temporary vacancies, of members from the registered political party having the second largest number of Members shall be made from a list of nominees that the Minority Floor Leader provides to the Speaker. The Speaker shall designate one member of the committee from the registered political party having the largest number of Members in the Assembly and one member of the committee from the registered political party having the second largest number of Members to serve as co-chairs of the committee. The Speaker shall designate one of the co-chairs to serve as the presiding officer at any meeting or hearing conducted by the committee.

(b) The provisions of this rule, and of Rule 11.5 related to investigating committees, shall apply to the committee and shall govern its proceedings.

Prior to the issuance of any subpoena by the committee with respect to any matter before the committee, it shall, by a resolution adopted by the committee pursuant to a vote in accordance with subdivision (n), define the nature and scope of its investigation in the matter before it.

(c) Funds for the support of the committee shall be provided from the Assembly Operating Fund in the same manner that those funds are made available to other committees of the Assembly.

(d) (1) The committee shall have the power, pursuant to this rule and Article 3 (commencing with Section 8940) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to investigate and make findings and recommendations concerning violations by Members of the Assembly of any provision of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code or of any other provision of law or legislative rule that governs the conduct of Members of the Assembly, hereafter collectively referred to as "standards of conduct."

(2) The committee may, on its own action pursuant to a vote in accordance with subdivision (n), initiate an investigation of a Member of the Assembly.

(e) Any person may file with the committee a verified complaint in writing which shall state the name of the Member of the Assembly alleged to have violated any standard of conduct, and which shall set forth the particulars thereof with sufficient clarity and detail to enable the committee to make a determination. The person filing the complaint thereafter shall be designated the complainant.

If a verified complaint is filed with the committee, the committee promptly shall send a copy of the complaint to the Member of the Assembly alleged to have committed the violation complained of, who thereafter shall be designated the respondent.

No complaint may be filed with the committee after the expiration of 12 months from the date upon which the violation allegedly occurred.

(f) (1) If the committee determines that the verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, it shall dismiss the complaint and so notify the complainant and respondent.

(2) (i) If the committee determines that the verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, the committee promptly shall investigate the alleged violation and if, after this preliminary investigation, the committee finds that reasonable cause exists for believing the allegations of the complaint, it shall fix a time for a hearing in the matter, which shall be not more than 30 days after that finding. The committee may, however, seek an extension of this period, not to exceed an additional 30 days, which may be granted by a majority vote of the Committee on Rules.

(ii) If, after preliminary investigation, the committee does not find that reasonable cause exists for believing the allegations of the complaint, the committee shall dismiss the complaint. In either event, the committee shall notify the complainant and the respondent of its determination.

(3) The committee shall make its determination under paragraph (1) or (2) of this subdivision, pursuant to a vote in accordance with subdivision (n), not later than 90 days after first receiving a complaint that satisfies subdivision (e). The committee may, however, seek an extension, not to exceed 30 days, which may be granted by a majority vote of the membership of the Committee on Rules. If the committee has requested a law enforcement agency to investigate the complaint or if the committee knows the complaint is being investigated by a law enforcement agency, the time limits set forth in this subdivision shall be tolled until the investigation is completed.

(4) The committee's determination under paragraph (1) or (2) of this subdivision shall be stated in writing, with reasons given therefor, and shall be provided to the Assembly, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall be provided to the Attorney General, the Fair Political Practices Commission, and the district attorney of the

county in which the violation allegedly occurred. This written determination is a public record and is open to public inspection.

(5) Any deliberations of the committee from the time of receipt of a complaint until it decides to dismiss the complaint or to set a hearing shall not be open to the public unless the respondent requests a public meeting.

(g) After the complaint has been filed, the respondent shall be entitled to examine and make copies of all evidence in the possession of the committee relating to the complaint.

(h) If a hearing is held pursuant to subdivision (f), the committee, before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party in accordance with Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code. All of the provisions of that chapter, except Section 9410 of the Government Code, shall apply to the committee and the witnesses before it.

(i) At any hearing held by the committee:

(1) Oral evidence shall be taken on oath or affirmation.

(2) Each party shall have these rights: to be represented by legal counsel; to call and examine witnesses; to introduce exhibits; and to cross-examine opposing witnesses.

(3) The hearing shall be open to the public.

(j) Any official or other person whose name is mentioned at any investigation or hearing of the committee, and who believes that testimony has been given that adversely affects him or her, shall have the right to testify or, at the discretion of the committee, to testify under oath relating solely to the material relevant to the testimony of which he or she complains.

(k) The committee shall have 15 days following the hearing within which to deliberate and reach its final determination on the matter as follows:

(1) If the committee finds that the respondent has not violated any standard of conduct, it shall order the action dismissed, shall notify the respondent and complainant thereof, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall transmit a copy of the complaint and the fact of dismissal to the Attorney General, the Fair Political Practices Commission, and to the district attorney of the appropriate county. The complaint and the fact of dismissal transmitted pursuant to this paragraph are public records and open to public inspection.

(2) If the committee finds that the respondent has violated any standard of conduct, it shall state its findings of fact and submit a report thereon to the Assembly. This report shall be accompanied by a House Resolution, authored by the committee, which shall be introduced at the Chief Clerk's desk and then referred by the Committee on Rules to the Ethics Committee. The House Resolution shall include a statement of the committee's findings and the committee's recommendation for disciplinary action. Within seven days, the committee shall adopt the final form of the House Resolution and report it to the Assembly for placement on the Daily File. The committee also shall send a copy of those findings and report to the complainant and respondent, and, in cases concerning alleged violations of Article 2 (commencing with Section 8920) of

Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall report thereon to the Attorney General, the Fair Political Practices Commission, and to the district attorney of the appropriate county. The report submitted pursuant to this paragraph is a public record and open to public inspection.

After the receipt of a copy of the committee's final report and House Resolution, the Assembly expeditiously shall take appropriate action with respect to the respondent.

(*l*) The filing of a complaint with the committee pursuant to this rule suspends the running of the statute of limitations applicable to any violation of any standard of conduct alleged in the substance of that complaint while the complaint is pending.

(m) The committee shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, reports filed with or submitted to or made by the committee, and all records and transcripts of any investigations, inquiries, or hearings of the committee under this rule shall be deemed confidential and shall not be open to inspection, without the express permission of the committee, by any person other than a member of the committee, or an employee of the committee or other state employee designated to assist the committee, except as otherwise specifically provided in this rule. The committee may, by adoption of a resolution, authorize the release to the Attorney General or a district attorney of the appropriate county of any information, records, complaints, documents, reports, and transcripts in its possession that are material to any matter pending before the Attorney General or that district attorney. All matters presented at a public hearing of the committee and all reports of the committee stating a final finding of fact pursuant to subdivision (k) shall be public records and open to public inspection. Any employee of the committee who divulges any matter that is deemed to be confidential by this subdivision shall be subject to discipline by the Committee on Rules.

(n) The committee may take any action authorized by this rule only upon the vote of not less than two members from the registered political party having the largest number of Members in the Assembly and two members from the registered political party having the second largest number of Members. Any vacancy on the committee shall not reduce the votes required to take action.

(o) The committee may render advisory opinions to Members of the Assembly with respect to the standards of conduct and their application and construction. The committee may secure an opinion from the Legislative Counsel for this purpose or issue its own opinion. Any committee advisory opinion shall be prepared by committee members or staff and shall be adopted by the committee pursuant to subdivision (n).

(p) The committee shall conduct, at least semiannually, an orientation course on the relevant statutes and regulations governing official conduct. The curriculum and presentation of the course shall be established by the Committee on Rules.

The committee, in consultation with the Fair Political Practices Commission, shall conduct, at least annually, an orientation course on

the relevant ethical issues and laws relating to lobbying. The committee shall impose fees on lobbyists for attending this course at an amount that will enable lobbyists' participation to the fullest extent possible.

At least once each biennial session, each Member of the Assembly and each designated employee of the Assembly shall attend one of these courses.

Printing of Committee Reports

23. All requests for the printing of reports of Assembly committees shall be referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed and whether or not the report shall be printed in the Journal. In no event shall more than 1,000 copies of any committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of an Assembly committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

No Assembly committee report shall contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.

Assembly Employees

24. Every employee who works for a committee of the Assembly or a subcommittee of a committee, for a Member of the Assembly, for the Chief Clerk's office, or for the Sergeant at Arms, is an employee of the Assembly. All employees of the Assembly serve at the pleasure of the Assembly and the terms and conditions of their employment may be modified, or their employment may be terminated at will, at any time and without notice, by the Committee on Rules.

Every applicant for employment by the Assembly shall prepare a formal application for employment on forms prescribed by the Committee on Rules. The application shall include a statement of his or her present employment, his or her employment during the preceding two years, and other pertinent information that the Committee on Rules may require. The application shall be certified under penalty of perjury, and any willful false statement or omission of a material fact shall be punishable as perjury. If the application discloses any fact that indicates that the applicant has a personal interest that would conflict with the faithful performance of his or her duties, the applicant shall not be employed. All applications shall be retained in the records of the committee.

Every employee shall complete the Assembly ethics course in the first six months of his or her employment. Thereafter, every employee shall take the course in the first six months of every legislative session.

No employee shall engage in any outside business activity or outside employment that is inconsistent, incompatible, or in conflict

with his or her functions or responsibilities as an employee of the Assembly. Any employee who engages in any outside business activity or employment that is in any way related to his or her functions or responsibilities as an employee shall promptly notify the Committee on Rules of that business activity or employment.

Press Representatives

25. Accredited press representatives may not be excluded from any public legislative meeting or hearing and may not be prohibited from taking photographs, televising, or recording the committee or house hearings, subject to the following conditions:

1. This rule shall extend to all public legislative meetings.
2. Lights shall be used only when cameras are filming, and, when possible, proceedings in hearing rooms and the Chamber will be filmed without lights.
3. Every effort should be made to set up filming equipment before hearings or sessions begin, whenever possible.
4. The committee chairperson or Speaker of the Assembly shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.
5. To the extent practical, flash cameras shall not be used.
6. Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the Chamber.

IV. ASSEMBLY FUNCTIONS

A. Duties of Assembly Officers

Duties of the Speaker

26. (a) The Speaker is responsible for the efficient conduct of the legislative and administrative affairs of the Assembly, so as to carry out the decisions and directives of the Committee on Rules. ~~The Speaker shall be elected upon the organization of the Assembly at the beginning of each regular session and shall serve until his or her successor is elected in accordance with the provisions of Section 9023 of the Government Code, unless removed earlier and a successor chosen pursuant to the rules of the Assembly.~~

(b) The Speaker shall possess the powers and perform the duties prescribed as follows:

(1) To preserve order and decorum; he or she may speak to points of order in preference to the other Members, rising from his or her chair for that purpose.

(2) To decide all questions of order subject to appeal to the Assembly by any Member. On every appeal, he or she shall have the right to assign his or her reason for his or her decision.

(3) To name any Member to perform the duties of the Speaker, but those substitutions shall not extend beyond adjournment.

(4) To approve special meetings of standing committees or subcommittees at a time different from the schedule established by the Committee on Rules.

(5) To have general control and direction over the Journals, papers, and bills of the Assembly.

(6) To act as Chairperson of the Committee of the Whole.

(7) To order the Lobby and Gallery cleared whenever he or she shall deem it necessary.

(8) To authenticate by his or her signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpoenas issued by order of the Assembly.

(9) The Speaker shall be ex officio member of all Assembly and joint committees with all of the rights and privileges of that membership, except the right to vote. In counting a quorum of any of those committees, the Speaker shall not be counted as a member.

(10) The Speaker shall, at each regular session, appoint a Member of the Assembly to serve on the Judicial Council pursuant to Section 6 of Article VI of the California Constitution.

Funerals and Other Ceremonies and Events

27. The Speaker may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals and other ceremonies and events in appropriate circumstances. The Members so designated shall receive their expenses as provided in Joint Rule 35.

Duties of the Speaker pro Tempore

28. The Speaker pro Tempore shall perform those duties assigned by the Speaker, including the responsibility of presiding over sessions of the Assembly and advising the Members on parliamentary procedures of the house.

Majority Floor Leader

29. The Majority Floor Leader shall be elected by the caucus of the registered political party having the largest number of Members in the Assembly.

It shall be his or her duty to make those appropriate motions, points of order, or other arrangements that may be necessary to expedite the proceedings of the Assembly and he or she shall be responsible for the presentation of all matters which relate to the order of business, and to the promotion of harmony among the membership.

Minority Floor Leader

30. The Minority Floor Leader shall be elected by the caucus of the registered party having the second largest number of Members in the Assembly.

Caucus Chairpersons

31. The chairperson of the caucus of the majority party and the chairperson of the caucus of the minority party shall perform those duties that are prescribed by their respective party caucuses.

Chief Clerk

32. The Chief Clerk of the Assembly shall have the following duties, powers, and responsibilities:

(a) To be charged with the responsibility of the keeping of the bills, papers, and records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto.

(b) To supervise Assembly employees engaged in duties related to subdivision (a) above.

(c) To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so.

(d) To prepare all bills, resolutions, histories, journals, and related publications for printing.

(e) To refuse to permit any bills, papers, or records to be removed from his or her office or out of his or her custody, except upon duly signed receipts from persons authorized.

(f) To mail, before the commencement of each regular session of the Legislature, to each Member a blank form on which the Member may indicate his or her committee preferences. Accompanying the blank form shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning the form. After their receipt, all those communications shall be held by the Chief Clerk of the Assembly and the information contained in the forms shall be forwarded to the Committee on Rules.

(g) To perform those other duties that are prescribed by law or the Committee on Rules.

(h) To make technical changes in measures and amendments pending before the Assembly. The Chief Clerk shall notify the speaker and the author of the measure of any such change.

(i) To compare all bills, ordered or considered engrossed by the Assembly, with the engrossed copies thereof; and, before they pass out of the possession of the Assembly, to see that the engrossed bill is a true copy of the original, with those amendments that may have been made thereto; and to see that all engrossed bills are reported back in the order in which they were ordered engrossed.

(j) To assist the Committee on Rules, upon its request, in recommending the reference of bills to the appropriate standing committee.

The Assistant Chief Clerk shall have the powers and perform the duties of the Chief Clerk during his or her absence.

Sergeant at Arms

33. The Sergeant at Arms shall have the following duties, powers, and responsibilities:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all process issued by authority of the Assembly and directed by the Speaker; he or she shall receive his or her actual expenses for himself or herself or for an assistant when executing any process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with the provisions of these rules.

(c) To have general supervision over the Assistant Sergeants at Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To execute all commands of the Speaker.

(e) To perform all other duties pertaining to his or her office as prescribed by law or Assembly rule.

The Chief Assistant Sergeant at Arms shall have the powers and perform the duties of the Sergeant at Arms during his or her absence.

Filling Interim Vacancies—Assembly Elected Officers

34. In the event a vacancy in any office, except Speaker, elected by the membership of the Assembly occurs during joint recesses, the Committee on Rules shall fill the office until the session reconvenes. If a vacancy occurs in the office of the Speaker during a joint recess, the Committee on Rules shall notify the membership within 15 days from the time the vacancy occurs and shall call a caucus of the membership of the Assembly for the purpose of filling the vacancy. This caucus shall be held at the State Capitol within 30 days from the time the vacancy occurs. Notice of the caucus shall be in writing and shall be mailed not less than 10 days prior to the meeting of the caucus. If the Committee on Rules fails to act within 15 days from the time the vacancy in the office of Speaker occurs, the Chief Clerk of the Assembly shall act in its place following the procedure set forth in this rule. Any person selected to fill any vacancy pursuant to this rule shall hold the office until the session reconvenes.

An affirmative recorded vote of a majority of the duly elected and qualified Members shall be required for the selection by the Assembly caucus of a person to fill a vacancy pursuant to this rule. The procedure for selecting the Speaker at the caucus shall be the same as the procedure required for the election of the Speaker at a session.

B. Printing

Authority for Printing

35. The State Printer shall not charge any printing or other work to the Assembly other than provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly. All invoices for printing furnished to the Assembly shall be itemized and rendered by the State Printer within 30 days after completion of the printing. When necessary, the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

Ordering of Printing

36. The Chief Clerk is authorized and shall have the responsibility for ordering printing of bills, resolutions, journals, daily files, histories, and related documents.

The Chief Clerk of the Assembly, or the Chief Administrative Officer of the Assembly, shall order other printing as directed or authorized by the Committee on Rules, and the written order for that printing shall be countersigned by the Speaker or a person designated by the Speaker. The Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly shall also order other printing as directed or authorized by resolution or motion of the Assembly.

Printing Assembly History and Legislative Handbook

37. During the session, the Chief Clerk shall cause to be printed and placed upon each Member's desk prior to convening on Monday of each week a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance

of the Weekly History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

The Chief Clerk of the Assembly shall, as soon as practicable, in each even-numbered year, commence to compile a legislative manual or handbook, pursuant to Section 9740 of the Government Code.

V. LEGISLATIVE PROCEDURE

Order of Business

40. The order of business of the Assembly shall be as follows:

1. Roll Call
2. Prayer by the Chaplain
3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Introduction and Reference of Bills
6. Reports of Committees
7. Messages From the Governor
8. Messages From the Senate
9. Motions and Resolutions
10. Business on the Daily File
11. Announcements
12. Adjournment

Pledging of Allegiance to the Flag

41. At each session, following the prayer by the Chaplain, the Members of the Assembly and its officers and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America. The Speaker shall invite guests present in the Assembly Chamber to join in the pledge of allegiance to the Flag of the United States of America.

Reading and Correcting Journals

42. (a) The reading of the Journal of the previous day may be dispensed with on motion by a majority vote of the Members present and voting.

(b) All journals of the Assembly shall be corrected by the Minute Clerk and delivered to the Chief Clerk.

(c) A motion to correct any day's Journal or to print a letter in the Journal shall always be in order and shall require a majority vote of the Members present and voting.

Presentation of Petitions

43. Whenever petitions, memorials, or other papers are presented by a Member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or be referred to a committee as the Speaker shall determine. Receipt of that presentation and its disposition shall be noted in the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer the petition to committee.

Messages From the Governor

44. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by an affirmative recorded vote of 54 or more Members.

Messages From the Senate

45. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal. The Committee on Rules shall refer each bill to a committee, unless upon a motion the Assembly by an affirmative recorded vote of 41 or more Members shall refer it to some other committee. The action to refer a bill shall not be debatable. The reference shall be entered in the Journal. Assembly bills that have been passed without amendment by the Senate shall be ordered to enrollment.

An Assembly bill amended by the Senate shall be placed upon the unfinished business file but shall not be eligible to be acted upon until it is on the unfinished business file for one legislative day, except that when the Assembly bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline as specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the joint rules, it may be acted upon immediately.

Guests of the Assembly

45.5. Nothing in these rules shall prevent the Speaker or Speaker pro Tempore from permitting the introduction of a special guest or guests.

A. Bills and Resolutions

Bills Defined

46. (a) Whenever the word "bill" is used in these rules, it includes a constitutional amendment, a concurrent resolution, and a joint resolution, except as otherwise specifically provided.

(b) A concurrent resolution and a joint resolution, other than a resolution ratifying proposed amendments to the United States Constitution and a resolution calling for a constitutional convention, shall be treated in all respects as a bill except as follows:

(1) It shall be given only one formal reading.

(2) It shall not be deemed a bill within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.

Introduction and Reference of Bills

47. Each bill shall be signed by each Member who is an author or coauthor of the bill before it is introduced. If any bill is introduced which does not contain the signature of its author or coauthor, the same, on motion of the Member whose name appears thereon without that signature, shall be stricken from the file by an affirmative recorded vote of 41 or more Members. In each legislative session, on the first day when bills are introduced under "Introduction and Reference of Bills," the roll shall be called from A to Z, and as each Member's name is called, the Member may

introduce one bill, constitutional amendment, concurrent or joint resolution. After this roll call, the preprint bills shall be introduced in numerical order.

After the introduction of preprinted bills, and subject to the provisions of the Joint Rules, any Member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Chief Clerk's desk.

When received at the Chief Clerk's desk it shall, under the proper order of business, be numbered, read the first time, be printed, referred to a standing committee, and a copy placed upon the desk of each Member before final passage.

All bills, constitutional amendments, concurrent and joint resolutions introduced before the standing committees of the Assembly are appointed, shall be referred to committees, references to take effect when the committees shall be appointed.

Any committee may introduce a bill germane to any subject within the proper consideration of the committee in the same manner as any Member. No committee bill may be introduced unless it contains the signatures of a majority of all the members, including the chairperson, of the committee. If all the members of a committee sign the bill, at the option of the committee chairperson, the committee members' names need not appear as authors in the heading of the printed bill.

Limitation on the Introduction of Bills

49. (a) A Member may introduce not more than 30 bills in the regular session.

(b) This rule shall not apply to a constitutional amendment, any type of resolution, or a bill introduced by a committee pursuant to Rule 47.

(c) This rule may be suspended with respect to a particular bill by approval of the Committee on Rules.

Reference of Bills to Committee

51. Except as otherwise provided in this rule, the Committee on Rules shall refer each bill to a committee by a majority vote of the membership of the committee, unless upon a motion the Assembly by an affirmative recorded vote of 41 or more Members shall refer it to some other committee. A motion to refer a bill shall not be debatable, except as to the propriety of the motion, and it shall not open the main question to debate.

The Committee on Rules may require that, if a bill is reported out of the committee to which it has been referred, it shall be re-referred to another committee that shares jurisdiction of the subject matter of the bill.

Spot Bills

51.5. A bill which upon introduction makes no substantive change in or addition to existing law and which would not otherwise affect the ongoing operations of state and local government, except a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, may not be referred to a committee by the Committee on Rules. If the author subsequently proposes to the Committee on Rules to make substantive changes in the bill as introduced, the Committee on Rules may refer the bill to a

committee, together with the proposed changes for consideration as author's amendments A vote on passage of the bill may not be taken, however, until the bill with its amendments, if adopted, has been in print for at least 15 days.

Delivery of Bills to State Printer

52. After introduction and first reading, all bills shall be delivered to the State Printer.

Introduction of House Resolutions

53. All house resolutions shall be numbered and shall be referred to the appropriate committee by the Committee on Rules.

Each house resolution shall be signed by each Member who is an author or coauthor of the house resolution before it is introduced.

Resolutions by Member

54. A concurrent resolution or a house resolution may be introduced relating to a present or former state or federal elected official or a member of their immediate families. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as a Rules Committee Resolution and presented to the committee for appropriate action.

The Committee on Rules may approve exceptions to this rule for house resolutions. The Chief Clerk shall not accept for introduction any house resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

B. Standing Committee Functions

Standing Committee Rules

55. Subject to the Joint Rules of the Senate and Assembly, the Rules of the Assembly shall govern the conduct of all committee and subcommittee meetings.

Meetings of Standing Committees and Subcommittees

56. All standing committees and subcommittees shall meet at the hour and place provided by the schedule established by the Committee on Rules, unless permission for a different hearing time is granted by the Speaker. No committee or subcommittee shall meet during any session of the Assembly, nor shall any Member of the Assembly attend a conference committee meeting on any bill during any session of the Assembly, without first obtaining permission from the Assembly.

When an unscheduled meeting of a standing committee or subcommittee has been so ordered, the meeting shall convene in an area which is readily accessible to the public and the Assembly shall take care that every effort is made to inform the public that a meeting has been called. An unscheduled meeting of a committee or subcommittee shall not be held in the Assembly Chamber.

No bills shall be set for hearing nor shall any notice thereof be published by any Assembly committee or subcommittee until that bill has been referred to the committee or subcommittee. Nothing in this paragraph shall prevent a committee or subcommittee from acting with regard to a bill referred to it where the only action taken

is to cause the bill to be reported to the Assembly with the recommendation that amendments be adopted and the bill be reprinted as amended and re-referred to the committee or subcommittee.

The several standing committees and subcommittees and their chairpersons are directed to adopt a procedure which assures that no committee or subcommittee shall commence the hearing of any bill after the hour of six o'clock p.m. at an afternoon meeting of the committee or subcommittee or after the hour of 11 o'clock p.m. at an evening meeting, but the hearings on a bill commenced prior thereto may be continued thereafter for that period of time that the committee or subcommittee deems necessary.

The several standing committees and subcommittees and their chairpersons may adopt a procedure under which bills are scheduled for hearing on the basis of like subject matter groupings.

Committee Analyses

56.5. Except as otherwise provided in this rule, each standing committee and subcommittee shall prepare an analysis of every bill it has set for hearing, which shall be available to the public in the office of the committee or subcommittee one working day prior to the date on which the hearing is to be held. In the case of special meetings, or in the case of meetings of the Committee on Appropriations or the Committee on Budget, or their subcommittees, the analysis shall be available to the public at the beginning of the hearing. No question concerning a committee's compliance with this rule with regard to any bill shall be in order following a vote on passage of the bill in that committee. As used in this rule, a "working day" is any day on which a house file is published.

A copy of each committee analysis shall be transmitted by the committee secretary to the Assembly Floor Analysis Unit at the same time it is made available to the public.

Committee Consultants: Floor Analyses

56.6. Except as otherwise provided in this rule, the consultants of a standing committee or subcommittee are responsible for monitoring bills assigned to their respective committee or subcommittee throughout the entire legislative process. Except for resolutions and bills on the Consent Calendar, a consultant of the appropriate standing committee shall prepare, in a timely fashion, an analysis of every bill on third reading or the unfinished business file, and of any amendment to a bill that is on the Assembly Floor, as directed by the Assembly Floor Analysis Unit.

The committee consultant who prepares the analysis shall transmit a copy of the completed analysis to the Assembly Floor Analysis Unit. The Assembly Floor Analysis Unit is responsible for final editing for grammar and format of all floor analyses.

Consent Calendar

56.7. If the chairperson of a committee or subcommittee, in advance of a hearing, proposes to recommend any bills for consideration on the Consent Calendar without hearing testimony

on those bills in committee, a list of those bills shall be made available to the public at the same time as the committee analysis required under Rule 56.5.

Committee Quorum

57. Except as otherwise provided in this rule, a majority of the membership of any standing committee shall constitute a quorum for the transaction of its business, including the decision to recommend the adoption of any amendments to any bill. A majority of the membership of the committee, or a subcommittee thereof, shall be required to report a bill out of the committee or subcommittee, respectively. Any vacancy on a standing committee shall not reduce the votes required to take action on a bill in that committee.

Whenever a member is disqualified pursuant to the provisions of Joint Rule 44 or the Political Reform Act of 1974, contained in Title 9 (commencing with Section 81000) of the Government Code, from voting or taking any other action related to the passage, defeat, or amendment of a bill in committee, that disqualification shall be treated the same as a vacancy. The member shall advise the chairperson of a disqualification and the chairperson shall announce which members are so disqualified at the commencement of the hearing on the bill.

Reconsideration

57.1. After a committee has voted on a bill, reconsideration may be granted only one time. Pursuant to subdivision (a) of Joint Rule 62, reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever occurs first. A vote on reconsideration may not be taken without the same notice required to set a bill for hearing unless that vote is taken at the same meeting at which the vote to be reconsidered was taken and the author is present. No action taken by a committee may be reconsidered except by a majority vote of the membership of the committee.

Bills Reported Back to Assembly

58. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairperson of each committee is charged with the observance of this rule. The chairperson of each committee shall, insofar as practicable, report back bills in the same order as they were acted upon by the committee.

Appropriations Suspense File

58.2. The Committee on Appropriations may maintain a suspense file, to which bills may be referred by vote of a majority of the members of the committee present and voting, pending further consideration by the committee. A bill may be taken off the suspense file and heard, upon two days' notice published in the file, by a vote of a majority of the members of the committee present and voting. A bill removed from the suspense file for the purpose of amendment only, pursuant to Rule 68, shall be re-referred to the committee and shall be placed on the suspense file pending further consideration by the committee.

Voting in Committee

58.5. When a standing committee or subcommittee takes action on a bill, including reconsideration, the vote shall be by roll call vote only. All roll call votes taken in a standing committee or subcommittee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly. The record of a roll call vote shall show for each proposal voted upon: all votes for and against, all members absent, and all members not voting. The chairperson of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly, who shall cause the votes to be published in an appendix to the Journal on a monthly basis.

The committee secretary of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Assembly Floor Analysis Unit.

A member may submit a written explanation of his or her vote, absence, or failure to vote on any bill or resolution, and shall have that explanation printed in the appendix to the Journal in the appropriate place, provided that explanation shall not exceed 50 words in length.

At the request of the author or any member of the committee, the committee shall hold the roll open on any Assembly bill until the adjournment of the committee meeting. At no time shall a bill be passed out by a committee without a quorum being present.

The provisions of this rule shall not apply to any of the following:

(a) Adoption of author's amendments to a bill.

(b) Withdrawal of a bill from a committee calendar at the request of an author.

(c) Return of bills to the house where the bills have not been voted on by the committee.

(d) Votes of subcommittees of the Committee on Budget when considering the Budget Bill.

(e) Votes of the Committee on Rules when referring bills to committees.

Subject Matter of Bill Recommended for Interim Study

59. Whenever it is the decision of a standing committee that a bill referred to that committee shall not be given a do-pass recommendation but that the subject matter of the bill should be referred for study, that standing committee shall retain the bill in its possession and report its recommendation to the Assembly that the subject matter of the bill be referred to the Committee on Rules for assignment by it of the subject matter to an appropriate committee.

Nothing in this rule shall be construed to prohibit a committee from subsequently reporting the bill to the Assembly with a do-pass or do-pass as amended recommendation or from reporting it out of committee without further action on the final day of the session.

Committee Chairperson as Author

60. No chairperson of a standing committee shall preside at a committee hearing to consider a bill of which he or she is the sole author or the lead author, except that the Chairperson of the Committee on Budget may preside at the hearing of the Budget Bill by the Committee on Budget.

Reports of Committees

61. Specially prepared reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the Members present and voting.

When a report of a joint legislative committee is delivered to the Assembly Desk, the Speaker shall refer it to a standing committee for review and appropriate action.

Constitutional Amendments

62.5. All constitutional amendments shall be referred to the policy standing committee having jurisdiction of that subject matter and, upon being reported out of that committee, shall be re-referred to the committee having constitutional amendments within its jurisdiction.

C. Passage of Bills

Daily File

63. There shall be printed an Assembly Daily File for each legislative day. The following listing shall constitute the order of business on the Daily File:

1. Special Orders of the Day
2. Second Reading, Assembly Bills
3. Second Reading, Senate Bills
4. Unfinished Business
5. Third Reading, Assembly Bills
6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration, provided compliance has been had with Rule 58 in the order of their listing, unless otherwise ordered by unanimous consent or an affirmative vote of two-thirds of the Members present. All scheduled committee hearings, together with the list of bills to be heard, shall be published in the Daily File.

Copies of Bills for Action Upon Bill on Floor

64. No bill may be considered or acted upon on the floor of the Assembly unless and until a copy of the printed bill as introduced and a printed copy of each amended form of the bill have been placed upon the desks of the Members.

Second Reading of Bills

66. All bills shall be read by title the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading. All bills reported out of committee shall be placed on the second reading file for the next legislative day and shall not be read a second time until the next legislative day under that order of business. As used in this rule, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

Bills Requiring General Fund Appropriation

66.6. Until the Budget Bill has been enacted, the Assembly shall not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the Budget bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

Passage of Budget Bill

66.7. The Committee on Budget shall set spending limits for each subcommittee prior to subcommittee hearings.

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 chairperson of the Committee on Budget shall provide regular written reports to the Members on the progress of the conference committee deliberations.

No Budget Bill shall be considered or acted upon on the floor of the Assembly unless it does all of the following:

(1) Balances expenditures with anticipated revenues.

(2) 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, or provides for a reserve of not less than 1 percent and a specific plan to phase in a reserve of at least 3 percent within three years.

(3) Is based upon no external borrowing by the state other than borrowing that the Budget Bill or another statute would require to be repaid during that fiscal year.

Committee Amendments

67. Committee amendments reported with bills shall be considered upon their second reading and the amendments may be adopted by majority vote of the Members present and voting. Assembly and Senate bills amended on second reading, whether by committee amendment or amendment from the floor, shall be ordered reprinted and returned to the second reading file. Assembly bills so amended shall be engrossed after printing.

Committee amendments reported with bills shall be prepared by, or approved as to form by, the Legislative Counsel. Five copies of the committee amendments to Assembly bills and five copies of the committee amendments to Senate bills must be delivered to the Chief Clerk's desk.

The Chief Clerk shall cause to be transmitted to the Assembly Floor Analysis Unit a copy of each committee report and committee amendment, unless the committee report or committee amendment is relative to a joint, concurrent, or house resolution.

Adoption of amendments to any bill in the Assembly prior to third reading, other than by a roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of those amendments, or any part thereof, by the Assembly.

Author's Amendments

68. Upon request of the author of a bill, the chairperson of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Assembly with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Notwithstanding the provisions of any other rule, that bill shall not be placed on the second reading file for the adoption of those amendments.

Vote on Passage of Bill as Amended

68.5. Except as otherwise provided in this rule, a vote on passage of any bill in a standing committee or subcommittee shall be taken only when the bill is in print, including any previously adopted amendments which may have been made to it. A vote on passage of an amended bill when the amended form of the bill is not in print may be taken only if the sole effect of the amendment is to add coauthors to the bill or if the committee determines that the amendment is of such a nature that its effect upon the bill can be readily understood by all the members and audience present at the hearing. In that circumstance, any member may require that the amendments be in writing at the time of their adoption.

Bill Analysis Prior to Third Reading

68.6. No bill may be considered on third reading unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

As used in this rule, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

Analysis of Conference Committee Amendments

68.7. No report of a conference committee on any bill, other than the Budget Bill, that recommends the substantive amendment of a bill may be considered unless and until an analysis of the proposed amendment has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

Printing of Conference Committee Reports

68.8. No conference report may be heard by the Assembly until it has been in print for two days prior to being taken up by the house.

Conference Committee: Substantial Policy Change

68.9. (a) No conference committee on any bill, other than the Budget Bill and the budget implementation bills, shall approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Assembly within the current legislative session. For purposes of this rule, the most recent action of a policy committee with regard to a substantial policy change shall be deemed the only action taken when the policy committee has taken inconsistent actions with respect to a substantial policy change.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term "heard" means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session; or that an amendment, which was drafted and given a request number or approved as to form by the Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

Amendments From the Floor

69. (a) Any Member may move to amend a bill during its second or third reading and that motion to amend may be adopted by a majority vote of the Members present and voting.

No amendments to a bill offered from the floor, except committee amendments reported with bills, amendments offered with a motion to amend and re-refer a bill to committee, amendments deleting any number of words, amendments adding a total of not more than 25 words, or amendments previously printed in the Journal, shall be in order unless and until a copy of the proposed amendments has been placed upon the desks of the Members. If a copy of amendments adding a total of 25 words or less is not placed on the desks of Members, it shall be made available to the author of the bill, and the amendments shall be read in their entirety by the Chief Clerk prior to debate.

Amendments offered from the floor during a bill's second or third reading shall be prepared by, or approved as to form by, the Legislative Counsel.

Before debate five copies of the proposed amendment to Assembly bills, and five copies of the proposed amendments to Senate bills, must be delivered to the Chief Clerk's desk. One copy of the proposed amendment shall be transmitted by the Chief Clerk to the Assembly Floor Analysis Unit. Bills so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed as many copies of all amended bills as he or she may determine to be necessary.

(b) Amendments from the floor during a bill's second or third reading that would make a substantive change in the bill shall be submitted to the Chief Clerk's desk prior to the scheduled start of session on that legislative day~~; unless otherwise ordered by a majority vote of the duly elected and qualified Members~~. Upon receipt of the proposed amendments by the Chief Clerk, an analysis shall be prepared by the committee of origin in conjunction with the Assembly Floor Analysis Unit and a copy of that analysis shall be distributed to each Member's desk prior to the beginning of debate on adoption of the proposed amendments, unless otherwise ordered by the Speaker. As used in this subdivision, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

(c) Any bill amended on the second or third reading file shall be ordered reprinted and returned to the third reading file, and shall not be acted on by the Assembly until the bill, as amended, has been on the Daily File for one legislative day.

(d) No motion to amend a bill on the second or third reading file, other than committee amendments reported pursuant to Rule 57,

shall be in order on the last two legislative days preceding (1) the January 31 bill passage deadline as specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the joint rules.

Consideration of Political Reform Act Bills

69.1. Pursuant to Section 81012 of the Government Code, any bill that would amend the Political Reform Act of 1974 contained in Title 9 (commencing with Section 81000) of the Government Code may not be passed until, 12 days prior to being considered for passage, the bill in its final form has been delivered by the Chief Clerk to the Fair Political Practices Commission for distribution to the news media and to every person who has requested the commission to send copies of such bills to him or her.

Electronic Distribution of Bills, Conference Reports, Amendments, and Analyses

69.5. Subject to the provisions of subdivision (b) of Section 8 of Article IV of the California Constitution, any requirement that bills, conference reports, amendments, or an analysis be placed on the desks of the Members shall also include electronic distribution of the same information to the desk of the Members through the Assembly Floor System, unless otherwise ordered by the Speaker.

Consideration of Bills Re-referred to Committee

70. Whenever a bill which has been amended and re-referred to committee is reported out by that committee, it shall be placed on the second reading file and shall not be transferred therefrom to the third reading file until the following day.

Uncontested Bills

71. No bill shall be placed on the Assembly Consent Calendar unless it has met the requirements of Joint Rule 22.1 with respect to each Assembly standing committee to which the bill has been referred.

Consideration of Concurrent and Joint Resolutions

73. Concurrent resolutions and joint resolutions may be amended by a majority vote of the Members present and voting. The ayes and noes shall not be called upon the adoption of concurrent resolutions, except those authorizing expenditures of money, unless regularly demanded, or required by statute, or required by the California Constitution.

Adoption of Resolutions

74. Any resolution upon which a roll call vote is demanded shall require an affirmative recorded vote of 41 or more Members for adoption.

The adoption of any resolution authorizing the expenditure of money shall require an affirmative recorded vote of 41 or more Members.

Printing of Resolutions

75. When any previously printed house resolution is before the Assembly for adoption it shall be printed in the Assembly Daily Journal only if amendments to it have been adopted, in which case it shall be printed as amended. In the absence of those amendments, house resolutions before the Assembly for adoption shall be referred to by day and page of the Journal as printed upon introduction. For the purposes of this rule, the adding of a coauthor shall not be deemed an amendment.

Concurrence in Senate Amendments

77. It shall require the same affirmative recorded vote to concur in any Senate amendment to an Assembly bill as the vote required by the California Constitution for the passage of the bill. A vote on concurrence may not be taken until the bill has been on the unfinished business file for one legislative day, except that when the bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline as specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the joint rules, it may be acted upon immediately. The vote on concurrence shall be deemed the vote upon final passage of the bill.

Senate amendments to Assembly bills may not be concurred in unless and until an analysis of the measure has been distributed the Assembly Floor Analysis Unit and a copy placed upon the desks of the Members, unless otherwise ordered by the Speaker. As used in this paragraph, "bill" does not include joint or concurrent resolutions, but does include constitutional amendments.

Digest of Bills Amended in Senate

77.1. Whenever the Senate amends and passes an Assembly bill, the Legislative Counsel shall, within one day after the bill is passed by the Senate, prepare and transmit to the Chief Clerk and the Speaker, a brief digest summarizing the effect of the Senate amendment. Upon receipt from the Legislative Counsel, the Chief Clerk shall cause the digest to be printed in the Daily File immediately following any reference in the file to the bill covered by the digest.

Substantially Amended Bills

77.2. If the analysis of an amendment adopted on the floor discloses that the amendment makes a substantial substantive change to a bill as passed by the last committee of reference, the bill, as amended, may be referred by the Speaker to the appropriate committee.

A bill that was previously reported from a policy or fiscal committee of reference in compliance with Joint Rule 61 shall not be subject to the deadlines in Joint Rule 61 if the bill is subsequently referred to a policy or fiscal committee pursuant to this rule.

If the digest to an Assembly Bill that has been returned to the Assembly by the Senate for concurrence in Senate amendments discloses that the Senate has made a substantial substantive change in the bill as first passed by the Assembly, the bill may be referred by the Speaker to the appropriate committee.

Inactive File

78. Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. A bill may also be placed on the inactive file at the request of the author. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author. Notice of the request to return the bill to the third reading file shall be published one day in advance in the Assembly File. The bill, when returned to the third reading file, shall then be placed at the foot of the third reading file.

When a bill, placed on the inactive file from the second reading file or the unfinished business file, is removed from the inactive file, it shall be returned to the foot of the second reading file or unfinished business file respectively, in the next published Daily File.

Engrossing and Enrolling Bills

79. The Engrossing and Enrolling Clerk shall engross and enroll all bills which shall come to his or her hands for that purpose, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

After final passage by both houses, any Assembly bill not amended by the Senate shall be forthwith ordered by the Speaker to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Chief Clerk shall report both the day and hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

VI. PARLIAMENTARY PROCEDURE

A. Motions and Questions

Precedence of Motions During Debate

80. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

First—To adjourn;
Second—To recess to a time certain;
Third—To lay on the table;
Fourth—For the previous question;
Fifth—To set as a special order;
Sixth—To postpone indefinitely;
Seventh—To refer to or to re-refer;
Eighth—To amend.

Questions of Order Decided Without Debate

81. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 80 and pending that motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

82. Any Member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another Member has the floor. No appeal is in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken. Upon the appeal being seconded, the Speaker may give his or her reasons for the decision, and the Member making the appeal may give his or her reasons for the appeal, and the Speaker shall forthwith put one of the following questions to the Assembly:

(1) "Shall the decision of the Speaker be sustained?"

(2) "Shall the decision of the Speaker be overruled?"

An appeal cannot be amended and yields only to a motion to recess or adjourn, to lay on the table, or a question of personal privilege. If an appeal be laid on the table, that action shall have no effect on the pending question.

An appeal cannot be debated when relating to indecorum, transgression of rules, or priority of business. A majority vote of the Members present and voting shall decide any appeal. In the event of a tie vote, the appeal is lost.

Speaker Explains Order of Business

83. The Speaker may, on his or her own motion or upon the motion of any Member, explain the order of business when the motion pending before the Assembly is not debatable. That explanation shall not consume more than two minutes.

To Adjourn

84. A motion to adjourn is not debatable and cannot be amended, and is always in order, except: (a) when another Member has the floor; (b) when the Assembly is voting; or (c) during a call of the Assembly. The name of any Member moving an adjournment and also the hour at which the motion was made and adjournment taken shall be entered in the Journal. A motion to adjourn must be adopted by a majority vote of the Members present and voting.

When a motion to adjourn is made and seconded, it shall be in order for the Speaker, before putting the question, to permit any Member to state to the Assembly any fact relating to the condition of the business of the Assembly which would seem to render it improper or inadvisable to adjourn. That statement shall not occupy more than two minutes and shall not be debatable.

An affirmative recorded vote of 41 or more Members is required to adjourn any session of the Assembly sine die.

To Recess to a Time Certain

85. A motion to recess to a time certain shall be treated the same as a motion to adjourn, except that the motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

To Lay on the Table

86. A motion to lay on the table is not debatable and cannot be amended.

A motion to table a bill, constitutional amendment, or concurrent or joint resolution requires an affirmative recorded vote of 41 or more Members.

Any motion to lay on the table, if carried by 41 or more votes, carries with it the main question and everything that adheres to it; provided, however, that a motion to lay an amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, or concurrent, joint, or house resolution.

A motion to lay an amendment on the table may be adopted by a majority vote of the Members present and voting.

A motion to lay on the table cannot be applied with respect to reconsideration.

The Previous Question

87. The previous question shall be put only when demanded by five Members and its effect, when sustained by a majority vote of the Members present and voting, shall be to put an end to all debate and bring the Assembly to a vote only on the question then pending; except that the proponent of the matter pending shall be allowed not to exceed five minutes to close the debate.

Motion to Set Special Order

88. A motion to set any matter before the Assembly as a special order of business must be adopted by an affirmative recorded vote of 54 or more Members. It is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

Motion to Postpone to a Time Certain

89. A motion to postpone to a time certain shall be deemed and treated as a motion to set as a special order.

Motion to Postpone Indefinitely

90. When a motion is made to postpone indefinitely any bill, motion, or amendment, it opens the main question to debate. Should the motion to postpone indefinitely prevail by an affirmative recorded vote of 41 or more Members, the main question shall not be acted upon again during the session.

Motion to Amend

91. A motion to amend may itself be amended, but no "amendment to an amendment" may be amended. A motion to substitute shall be deemed to be a motion to amend and shall be considered the same as an amendment.

Only one substitute is in order when an amendment is pending. A motion to amend or to substitute is debatable, except where the main question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the Members present and voting.

A motion to amend having been decided in the negative shall not again be in order on the same day, or at the same stage of proceeding. A motion to amend by striking out certain words having been decided in the negative, shall not preclude a motion to amend by

adding words, or a motion to amend by striking out and inserting words; but in no case shall a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this rule and the provisions of Rule 69, a motion to amend is in order during the second or third reading of any bill.

Amendment To Be Germane

92. No amendment to any bill, other than a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, whether reported by a committee or offered by a Member, shall be in order when the amendment relates to a different subject than, or is intended to accomplish a different purpose than, or requires a title essentially different than, the original bill.

No motion or proposition on a subject different from that under consideration shall be admitted as an amendment.

No amendment shall be in order that changes the original number of any bill.

No Member shall be added or deleted as an author or coauthor of a bill or resolution without his or her consent.

Consideration of Motions

93. No motion, whether oral or written, shall be adopted until it is seconded and distinctly stated to the Assembly by the Speaker.

Motions in Writing

94. Upon request of the Speaker, all motions shall be reduced to writing and shall be read to the Assembly by the Speaker before being acted upon.

Withdrawal of Motions

95. After a motion is stated by the Speaker, or a bill, resolution, or petition is read by the Chief Clerk, it is in the possession of the Assembly.

Motion to Withdraw or Re-refer Bills

96. A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee, may be made during the regular order of business. A motion to re-refer shall only be debated as to the propriety of the reference, and shall require an affirmative recorded vote of 41 or more Members.

No bill or resolution shall be withdrawn from committee and placed upon the file, except upon two days' notice thereof and except by an affirmative recorded vote of 41 or more Members.

A motion to continue a motion to withdraw a bill or resolution from committee shall require a majority of those members present and voting.

Re-reference of Measures on File

97. A motion to re-refer a bill or resolution that is on the Assembly Daily File to committee may be made during the regular order of business. The motion shall only be debatable as to the propriety of that reference and shall require an affirmative recorded vote of 41 or more Members.

Bills Stricken From File

98. A motion to strike from the file any bill or resolution requires an affirmative recorded vote of 41 or more Members. That bill or resolution shall not be acted upon again during the session.

Motion to Rescind Action or Expunge Record

99. Previous to the approval of the Journal by the Assembly any action may be rescinded and its record ordered expunged by an affirmative recorded vote sufficient to take that action originally; except that no action shall be rescinded and the record expunged by a vote less than an affirmative recorded vote of 41 or more Members. No motion to rescind the action and expunge the record shall be made twice on the same proposition.

A motion to rescind is not in order on any matter upon which a vote to reconsider has previously been taken in the Assembly.

Whenever any action of the Assembly is rescinded and its record ordered expunged, the record of the action expunged shall not appear in any form whatsoever, but the record of the proceedings on the motion to rescind and expunge shall appear in the Assembly Journal as and when printed.

Reconsideration of Vote

100. (a) A motion to reconsider a vote on the next legislative day must be made on the same day the vote to be reconsidered was taken. No motion to reconsider shall be adopted unless it receives an affirmative recorded vote of 41 or more Members, except that it shall require a vote of 54 or more Members or 60 or more Members, respectively, to reconsider the vote on any matter originally requiring 54 or more votes or 60 or more votes, as the case may be. A motion to reconsider may be voted on without a second.

A motion to reconsider a vote must be made by a Member voting on the question, and shall take precedence over all motions, except a motion to adjourn. Upon that motion being made, the matter to be reconsidered shall forthwith be placed upon the unfinished business file, and no further action shall be taken prior to the next legislative day. When a motion to reconsider has once been made, the same is the property of the Assembly. When reconsideration is granted, the matter to be reconsidered shall be before the Assembly in the same status as it was prior to the vote being reconsidered.

(b) (1) Interim Study Recess:

No motion to reconsider the vote whereby amendments are concurred in on Assembly bills, the vote whereby a Senate bill is passed and returned to the Senate or the vote whereby a conference committee report is adopted shall be in order on the last two legislative days preceding the interim study recess.

A motion to reconsider the vote whereby amendments are refused concurrence on Assembly bills, the vote whereby Senate bills are refused passage, or the vote whereby a conference committee report is refused adoption shall be in order on the last legislative day preceding the interim study recess.

The motion may be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include joint or concurrent resolutions.

(2) January 31—Even-numbered Year:

No motion to reconsider the vote whereby an Assembly bill is passed to the Senate shall be in order on the last two legislative days preceding January 31 of the even-numbered year.

A motion to reconsider the vote whereby an Assembly bill is refused passage on its third reading shall be in order on the last legislative day preceding January 31 of the even-numbered year.

The motion shall be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include Senate bills, constitutional amendments, or joint or concurrent resolutions.

(3) Easter or Summer Recess

No motion to reconsider the vote whereby a bill is passed shall be in order on the last two legislative days preceding the Easter or Summer Recess as defined by the Joint Rules of the Senate and Assembly.

(4) Final Recess:

No motion to reconsider the vote whereby a bill is passed shall be in order on the last two legislative days preceding the final recess.

A motion to reconsider the vote whereby a bill is defeated shall be in order on the day of the final recess.

The motion shall be taken up before the end of that legislative day.

(c) Any Member voting on any matter may move to take up on the same day the motion to reconsider the vote thereon, previously made by another Member. A motion to take up on the same day a motion to reconsider the vote on a bill shall require an affirmative recorded vote of two-thirds of the Members present and voting. A motion to take up on the same day a motion to reconsider the vote on any motion, amendment, Assembly resolution, or proposition other than a bill shall require an affirmative vote of a majority vote of the Members present and voting. The motion to take up the reconsideration on the same day shall take precedence over the motion to reconsider and upon demand of any Member the motion to take up the reconsideration on the same day shall be put to an immediate vote. If the motion to take up the reconsideration on the same day is adopted, the motion to reconsider shall be the next order of business before the Assembly.

(d) A second motion to reconsider the same question shall not be in order nor is a motion to reconsider reconsideration in order.

(e) A motion to continue a motion to reconsider shall require a majority vote of those Members present and voting.

Call of Assembly

101. After the roll has been called, and prior to the announcement of the vote, any Member may move a call of the Assembly. The Members present may order a call of the Assembly by a majority vote of the Members present and voting, and the Speaker shall immediately order the Sergeant at Arms to lock all doors and shall direct the Chief Clerk to prepare a list of absentees as disclosed by the last roll call. The list of absentees shall be furnished to the Sergeant at Arms. Thereupon no Members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker. No person shall be permitted to enter except Members, Senators, or officers, or employees of the Legislature in the official performance of their duties.

Those Members who are found to be absent, and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant at Arms or his or her assistants or any person designated by the Sergeant at Arms, including members of the California Highway Patrol, and sheriffs or their deputies, and brought to the Assembly Chamber.

No recess or adjournment shall be taken during a call of the Assembly. Additional business may be conducted and calls placed regardless of the number of calls in effect. A call of the Assembly may be dispensed with at any time upon a majority vote of the Members present, that action to become effective upon the completion of the roll call and the announcement of the vote upon the matter for which the call was ordered, unless prior to the announcement of the vote, the call is continued by a majority vote of the Members present.

Division of Question

102. Any Member may call for a division of the question, and the Speaker shall order the question divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Assembly. This rule shall not be applicable to an individual bill or resolution.

B. Voting

Members Voting

104. Every Member in the Assembly Chamber when a roll call is required shall record his or her vote openly and without debate, unless the Assembly shall, by a majority vote of the Members present and voting, excuse him or her.

No Member shall operate the voting switch of any other Member; except that a Member presiding at the time of a roll call, who is not the Speaker or the Speaker pro Tempore, may direct another Member on the floor to operate the presiding Member's voting switch, and any Member so presiding, including the Speaker and the Speaker pro Tempore, may also operate the voting switches at the rostrum, of the Speaker and the Speaker pro Tempore, at their direction.

The name of any Member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal of the Assembly, together with a statement that he or she was present and did so refuse to vote. Any Member who refuses so to vote may, if he or she so desires, and immediately after the announcement of the vote, submit a written explanation of the failure to vote and have the explanation printed in the Journal, provided no explanation shall exceed 50 words in length.

In addition to the entry of his or her name in the Journal, any Member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, at the discretion of the Speaker or upon demand of any Member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any Member designated by the Speaker. Censure of a Member as provided by this rule shall not constitute a bar to proceedings for his or her expulsion from the Assembly pursuant to Section 5 of Article IV of the California Constitution.

A Member may submit a written explanation of his or her vote on any bill or house resolution, and have the explanation printed in the

Journal immediately following the vote, provided no explanation shall exceed 50 words in length.

A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to add his or her vote to any previously announced vote which had been taken during his or her absence, as long as the outcome of the vote is not changed. The Chief Clerk shall record any vote additions.

Ayes and Noes

105. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, when an affirmative recorded vote of 41 Members or any vote above that number is required, when demanded by three Members, or when ordered by the Speaker. The names of the Members so voting shall be entered in the Journal.

Voting and Vote Changes

106. When once begun, voting shall not be interrupted, except that before the vote is announced, any Member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote, the presiding officer will instruct the Chief Clerk to record verbal votes from Members not at their desks. Any Member may move a call of the Assembly after the completion of the roll. A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to change his or her recorded vote after the vote is announced, as long as the outcome of the vote is not changed. The Chief Clerk shall record any vote change only after the Member making the change has announced it to the Assembly.

Tie Vote

107. In case of an equal division, or tie vote, the question shall be lost.

VII. MEMBERS' DECORUM AND PRIVILEGES

Order in Speaking to Questions

108. When a Member desires to address the Assembly, the Member shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madame Speaker." Upon being recognized, the Member may speak, confining himself or herself to the question under consideration. When two or more Members rise at the same time, the Speaker shall designate the Member who is entitled to the floor

No Member shall speak more than once during the consideration of any one question on the same day and at the same stage of proceeding, except that the author of a bill or resolution or the mover of a question shall have the right to open and close the debate thereon. No Member shall be allowed to speak more than five minutes to open and five minutes to close the debate on any question, including amendments, and no Member other than the author or the mover of the question shall be allowed to speak more than five minutes thereon. No Member shall yield to any other Member the time for which he or she is entitled to speak on any matter.

Motions

109. When a Member desires to make a motion, the Member shall obtain recognition as provided in Rule 108. Upon being recognized, the Member shall open by stating his or her motion, except in the case of a nomination, and in any other case shall not speak to the merits of the motion at that time and shall confine his or her remarks to those necessary to explain the motion. If the motion is in order and is seconded, it shall be stated to the Assembly by the Speaker. If the motion is debated, the Member who made it shall then be entitled to recognition to open the debate thereon.

When a Member obtains the floor during debate upon any question that is pending before the Assembly and addresses the Assembly regarding the merits of the pending question, the Member shall not be permitted to conclude his or her debate by making any motion or by demanding the previous question.

Leave of Absence

110. No Member shall absent himself or herself from attendance at any session of the Assembly without leave of the Assembly. No Member shall obtain that leave of absence or be excused for nonattendance except by a vote of 54 or more Members or by unanimous consent. A Member who obtains a leave of absence for personal business or is excused for nonattendance for personal business shall waive his or her per diem allowance for attendance upon any session of the Legislature for which he or she secures that leave of absence or excuse. A Member may not obtain a leave of absence for legislative business or be excused for nonattendance for legislative business unless the Member has filed with the Speaker a statement of the legislative business for which he or she seeks that leave of absence or excuse. That statement shall be printed in the Journal.

If a Member is not recorded on the attendance roll within one-half hour after the scheduled start of the session, the Member shall 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.

Personal Privilege

111. Any Member may rise to explain a matter of personal privilege. A matter of personal privilege is a matter involving the Member's integrity, dignity, or honor. Upon rising to explain such a matter, the Member shall forthwith be recognized by the Speaker, but shall not discuss a question in that explanation. Those matters of personal privilege yield only to a motion to recess or adjournment.

Objection to Reading of Any Paper

112. Any Member, upon recognition by the Speaker, may object to the reading of any paper before the Assembly. After that objection, the question of reading shall be determined without debate by a majority vote of the Members present and voting, upon a brief statement of its substance by the Speaker.

Members at Chief Clerk's Desk

113. No Member or other person shall be allowed at the Chief Clerk's desk while the ayes and noes are being recorded or the votes counted.

Members Called to Order for Transgressing Rules

114. If any Member transgresses the Rules of the Assembly, the Speaker shall, or any Member may, call the offending Member to order. The Member so called to order shall immediately take his or her seat, until the Speaker, without debate, shall have determined whether the Member is in order or not. That decision by the Speaker shall be subject to an appeal to the Assembly.

If any Member is called to order for offensive words spoken in debate, the person calling him or her to order shall state to the Assembly the words to which exception is taken. No Member shall be held to answer, or be subject to censure by the Assembly, for language used in debate, if other business has been transacted by the Assembly prior to exception being taken to the words spoken.

VIII. MISCELLANEOUS

Committee of the Whole

115. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the Members present and voting. While sitting as that committee, persons other than Members may address the committee. The Speaker of the Assembly, or any Member named by the Speaker, shall preside as Chairperson of the Committee of the Whole.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairperson, but shall not be entered in the Journal except upon motion and a majority vote of the Members present and voting.

Use of Assembly Chamber

116. The Assembly Chamber shall not be used for any public or private business, other than legislative matters during the sessions or joint recesses of the Legislature, except by consent of 41 or more Members or, during a joint recess, the Committee on Rules.

Use of Assembly Facilities: Smoking

117. Smoking of tobacco products is prohibited within any building or portion of a building occupied or used by Assembly Members or employees if the building or portion of the building is under the jurisdiction or control of the Assembly. The smoking prohibition shall apply to any outdoor area within five feet of an entrance or exit to any building or portion of a building subject to this rule. This smoking prohibition shall apply to the Assembly Chamber, Assembly hearing rooms, and Assembly offices, and to hallways, stairways, and bathrooms within any building or portion of a building subject to this rule.

Floor of the Assembly: Telephones

117.5. No cellular telephone may be used on the floor of the Assembly during any session of the Assembly.

Persons Admitted to Floor of the Assembly

118. No person other than Members of the Legislature, officers, employees of the Legislature, accredited members of the press, and guests shall be admitted to the floor of the Assembly during any session of the Assembly. A guest of any Member shall be admitted only upon presentation of a guest card of the Member countersigned by the Speaker. A guest card is valid only on the legislative day for which it is issued. No lobbyist, as defined by Section 82039 of the Government Code, shall, under any circumstances, be admitted to the Assembly Chamber while the Assembly is in session.

Persons admitted to the Assembly Chamber, other than Members, shall not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

All guests shall be seated only in the chairs in the back of the rail in the rear of the Assembly Chamber and shall not be permitted to sit at the desks of the Members. No person other than an accredited newspaper representative shall be permitted to sit at the press desks. A special section in the balcony may be reserved for those holding guest cards. Neither any person mentioned in this rule nor any other person, except Members of the Legislature, shall engage in influencing the passage or defeat of legislation in the Assembly Chamber.

No person other than a Member of the Legislature, the Sergeant at Arms or his or her assistants, the Chief Clerk or his or her assistants, or the Legislative Counsel or his or her representatives, shall be permitted in the area of the floor of the chamber which is occupied by the desks of the Members.

Qualifications and Elections of Members

119. An affirmative vote of 41 or more Members shall be required to determine the qualifications and election of any Member pursuant to Section 5 of Article IV of the California Constitution. No motion to disqualify a Member shall be in order at the convening of a legislative session until a Speaker has been elected in accordance with Section 9023 of the Government Code.

Compensation and Expenses of Member Convicted of Felony

120. If a Member of the Assembly is convicted of a felony by a superior court, his or her right to further compensation or expenses is thereupon suspended and his or her membership on any committee is suspended. If the conviction becomes final, the right of the Member to further compensation or expenses shall terminate and any compensation or expenses withheld shall be forfeited to the state. If the conviction is reversed by an appellate court or a motion for a new trial is granted and the Member is thereafter found not guilty or the charges against him or her are dismissed, the amounts of the withheld compensation or expenses shall be paid to the Member and the suspension of his or her committee membership shall terminate.

Whenever a Member is convicted of a felony in the superior court, the Committee on Rules shall give written notice to the Controller, directing him or her to discontinue any further payments to the Member unless and until the Committee on Rules notifies the Controller that the Member has been found not guilty or that the

charges against him or her are dismissed. The Controller shall not draw any warrant payable to that Member except as provided in this rule.

The Seal of the Assembly

121. The Seal of the Assembly shall be used only by or on behalf of a Member of the Assembly or when specifically authorized by the Committee on Rules.

House Resolution No. 36, as amended, ordered printed and ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 703—An act to augment Item 6870-101-001 of Section 2.00 of the Budget Act of 1995, relating to the California Community Colleges, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 862—An act to add Section 56132 to the Government Code, relating to governmental organization.

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. 86—An act to amend Section 355 of the Welfare and Institutions Code, relating to minors.

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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Wednesday, March 20, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 19, 1996

The following measures were amended in the Assembly on this day:

AB	RN
1991	9607899
1994	9608029
2020	9607764
2025	9607766
2022	9607854
2059	9607812
2125	9607826
2166	9607605

AJR	RN
48	9607820

HR	RN
36	9608040

SB	RN
86	9608009
862	9607831
1034	9607872

CALIFORNIA LEGISLATURE

1995–96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 20, 1996

ONE HUNDRED EIGHTY-NINTH SESSION DAY

FOUR HUNDRED SEVENTY-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, March 20, 1996

The Assembly met at 9:07 a.m.

Hon. Fred Aguiar, 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 Conroy moved a quorum call of the Assembly. Motion carried. Time, 9:07 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:23 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—72:

Ackerman	Bustamante	Hauser	Morrow
Aguiar	Caldera	Hawkins	Napolitano
Alby	Campbell	Hoge	Olberg
Alpert	Cannella	House	Poochigian
Archie-Hudson	Conroy	Isenberg	Rainey
Baca	Cortese	Kaloogian	Richter
Baldwin	Cunneen	Katz	Rogan
Bates	Davis	Knight	Setencich
Battin	Ducheny	Knowles	Sher
Baugh	Escutia	Knox	Speier
Boland	Figueroa	Kuykendall	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Margett	Thompson
Bowler	Gallegos	Martinez	Vasconcellos
Brewer	Goldsmith	Mazzoni	Villaraigosa
Brown	Granlund	McPherson	Weggeland
Brulte	Hannigan	Miller	Woods
Burton	Harvey	Morrissey	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, We are pilgrims on this earth, seeking the citizenship which is in heaven; gladden our hearts with Your presence. During our journey in this life, surround us with Your holy angels and keep us safe from seen and unseen dangers. Grant that we may carry out our plans and fulfill our expectations according to Your will. Help us to see the beauty of creation and to comprehend the wonder of Your truth in all things.

For You are the way, the truth and the life, and to You we give thanks, praise and glory, forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Caldera 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 Archie-Hudson, seconded by Assembly Member Rainey.

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 Friedman and Kevin Murray.

On legislative business, and waiving per diem: Assembly Member Tucker.

On personal business, and waiving per diem: Assembly Members Lee, McDonald, and Willard Murray.

Because of a death in her family: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 19, 1996

The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to respectfully request to be excused from Session on Wednesday, March 20, 1996, due to legislative business.

Thank you for your consideration of this request.

Sincerely,

BARBARA FRIEDMAN, Assembly Member
Fortieth District

March 20, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pringle: This letter is to request to be excused from Session on Wednesday, March 20, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

March 14, 1996

Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to legislative business, I would like to respectfully request that I be excused from session waiving per diem on Wednesday, March 20, 1996 and Thursday, March 21, 1996.

Thank you for your consideration to this matter.

Sincerely,

CURTIS R. TUCKER, JR., Assembly Member
Fifty-first District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 20, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised of the following appointments to policy committees for today:

Assemblyman House is appointed to the Education Committee to replace Assemblywoman Boland.

Assemblywoman Bowen is appointed to the Revenue and Taxation Committee to replace Assemblywoman Kuehl.

Assemblyman Kuykendall is appointed to the Appropriations Committee to fill the vacancy.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

March 20, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson, Please be advised that Assemblyman Harvey has been appointed to replace Assemblyman Knowles on Budget Sub-Committee 1, for the purposes of today's hearing.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 20, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1994
Assembly Bill No. 2022
Assembly Bill No. 2059

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, March 20, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 48

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, March 20, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

House Resolution No. 36

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, March 20, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1991
Assembly Bill No. 2020
Assembly Bill No. 2025
Assembly Bill No. 2125
Assembly Bill No. 2166

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

CAUCUS ANNOUNCEMENTS

At 9:27 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 9:28 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 10:40 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

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 Fain, of Fremont.

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 Patricia Jackson, of San Francisco.

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 John Marshall Faylor, of Santa Cruz.

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 Pablo Casas, of Fillmore.

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 the 150 victims of the recent fire at a discotheque in Manila, Philippines.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 2003, on request of Assembly Member Goldsmith.

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 Arthur J. Kuehl, father of Assembly Member Sheila James Kuehl.

Moment of Silence Observed

Speaker pro Tempore Aguiar was joined by the Members of the Assembly in observing a moment of silence out of respect to the memory of Arthur J. Kuehl.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 38—Burton and Escutia. Relative to Medi-Cal program expenses.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO. 38

Assembly Member Burton requested unanimous consent to take up House Resolution No. 38, without reference to committee, print, or file.

Assembly Member Pringle withheld unanimous consent.

Point of Order

Assembly Member Burton arose to the following point of order:

That House Resolution No. 38 is before the Body and has not been referred to the Committee on Rules.

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that consideration of House Resolution No. 38 at this time would require a temporary suspension of the Rules.

Motion to Temporarily Suspend the Rules

Assembly Member Burton moved that the Rules be temporarily suspended for the purpose of permitting consideration of House Resolution No. 38, without reference to committee, print, or file.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—28

Archie-Hudson	Caldera	Gallegos	Martinez
Baca	Campbell	Hannigan	Mazzoni
Bates	Cunneen	Hauser	McPherson
Bowen	Davis	Isenberg	Napolitano
Brown	Ducheny	Katz	Speier
Burton	Escutia	Knox	Sweeney
Bustamante	Figueroa	Machado	Vasconcellos

NOES—36

Ackerman	Brewer	House	Poochigian
Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	Miller	Thompson
Boland	Granlund	Morrissey	Weggeland
Bordonaro	Harvey	Morrow	Woods
Bowler	Hawkins	Olberg	Mr. Speaker

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 57 BY UNANIMOUS CONSENT

Assembly Member Thompson was granted unanimous consent to take up Assembly Joint Resolution No. 57, out of order.

ASSEMBLY JOINT RESOLUTION NO. 57 (Thompson)—Relative to the defense of Taiwan.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 57

Assembly Member Thompson was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 57 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Baca, Battin, Baugh, Boland, Bordonaro, Bowen, Brewer, Brulte, Bustamante, Cortese, Cunneen, Frusetta, Goldsmith, Granlund, Kaloogian, Knowles, Knox, Margett, Martinez, Miller, Morrissey, Napolitano, Olberg, Pringle, Rainey, Rogan, Takasugi, Vasconcellos, and Weggeland.

Request for Unanimous Consent

Assembly Member Thompson was granted unanimous consent to take up Assembly Joint Resolution No. 57, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 57, as Amended

ASSEMBLY JOINT RESOLUTION NO. 57—Relative to the defense of Taiwan.

Resolution read, as amended, and adopted by the following vote:

AYES—62

Ackerman	Burton	House	Olberg
Aguiar	Bustamante	Kaloogian	Poochigian
Alby	Caldera	Katz	Rainey
Alpert	Cannella	Knight	Richter
Archie-Hudson	Conroy	Knowles	Rogan
Baca	Cortese	Knox	Setencich
Bates	Cunneen	Kuykendall	Speier
Battin	Davis	Machado	Sweeney
Baugh	Ducheny	Margett	Takasugi
Boland	Figueroa	Martinez	Thompson
Bordonaro	Frusetta	Mazzoni	Vasconcellos
Bowen	Gallegos	McPherson	Weggeland
Bowler	Goldsmith	Miller	Woods
Brewer	Granlund	Morrissey	Mr. Speaker
Brown	Harvey	Morrow	
Brulte	Hoge	Napolitano	

NOES—1

Villaraigosa

Resolution ordered transmitted to the Senate.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Rainey was granted unanimous consent that Assembly Bill No. 2260 be withdrawn from the Committee on Local Government and re-referred to the Committee on Banking and Finance.

ORDERS OF DAY DEMANDED

Assembly Member Burton demanded the Orders of the Day and announced that he would withhold unanimous consent on any requests to return to Motions and Resolutions.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Brewer was granted unanimous consent to take up Assembly Bill No. 1770, out of order for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1770 (Brewer)—An act to amend Sections 10009.6, 10016, 12811.1, 12811.5, and 12822.6 of the Public Utilities Code, relating to public utilities, 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 Brewer 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 DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 242 (Sher)—An act to amend Sections 41787.1 and 42512 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—69

Ackerman	Caldera	Hawkins	Olberg
Aguiar	Campbell	Hoge	Poochigian
Alpert	Cannella	House	Rainey
Archie-Hudson	Conroy	Isenberg	Rogan
Baca	Cortese	Kaloogian	Setencich
Baldwin	Cunneen	Katz	Sher
Bates	Davis	Knowles	Speier
Battin	Ducheny	Knox	Sweeney
Baugh	Escutia	Kuykendall	Takasugi
Boland	Figueroa	Machado	Thompson
Bordonaro	Firestone	Margett	Vasconcellos
Bowen	Frusetta	Martinez	Villaraigosa
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Hannigan	Morrissey	
Burton	Harvey	Morrow	
Bustamante	Hauser	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 423 (Olberg)—An act to add Section 21080.27 to the Public Resources Code, relating to environmental quality.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—7

Bates	Hauser	Olberg	Vasconcellos
Bowen	Martinez	Sher	

NOES—61

Ackerman	Caldera	House	Poochigian
Aguiar	Campbell	Isenberg	Rainey
Alby	Cannella	Kaloogian	Richter
Archie-Hudson	Conroy	Katz	Rogan
Baca	Cortese	Knight	Setencich
Baldwin	Cunneen	Knowles	Speier
Battin	Davis	Knox	Sweeney
Baugh	Ducheny	Kuykendall	Takasugi
Boland	Escutia	Machado	Thompson
Bordonaro	Figueroa	Margett	Villaraigosa
Bowler	Frusetta	Mazzoni	Weggeland
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	
Burton	Hawkins	Morrow	
Bustamante	Hoge	Napolitano	

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2082 (Conroy)—An act to amend Section 3604 of the Penal Code, relating to the death penalty.

Bill read third time, and passed by the following vote:

AYES—59

Ackerman	Bustamante	Hauser	Morrow
Aguiar	Caldera	Hawkins	Napolitano
Alby	Conroy	Hoge	Olberg
Alpert	Cortese	House	Poochigian
Baca	Cunneen	Isenberg	Rainey
Baldwin	Davis	Kaloogian	Richter
Battin	Ducheny	Knight	Rogan
Baugh	Escutia	Knowles	Setencich
Boland	Figueroa	Knox	Sweeney
Bordonaro	Firestone	Kuykendall	Takasugi
Bowen	Frusetta	Machado	Thompson
Bowler	Gallegos	Margett	Weggeland
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	

NOES—5

Bates	Campbell	Villaraigosa
Burton	Vasconcellos	

Bill ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 36 (Thompson)—Relative to the Standing Rules of the Assembly for the 1995–96 Regular Session.

(NOTE: The full text of House Resolution No. 36, as amended, appears at page 5329 of the Assembly Daily Journal for March 19, 1996.)

Resolution read.

Motion to Amend by Assembly Member Speier—Set 1

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Can the House not, by unanimous consent, take up numerous sets of amendments to a bill, prior to the reprinting of the bill?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Motion to Table Speier Amendments to House Resolution No. 36—Set 1

Assembly Member Battin moved that the amendments offered by Assembly Member Speier to House Resolution No. 36—Set 1 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brewer	Kaloogian	Rainey
Aguiar	Brulte	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Goldsmith	Kuykendall	Takasugi
Battin	Granlund	Margett	Thompson
Baugh	Harvey	Miller	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	

NOES—32

Alpert	Caldera	Gallegos	Mazzoni
Archie-Hudson	Campbell	Hannigan	Napolitano
Baca	Cannella	Hauser	Setencich
Bates	Davis	Isenberg	Sher
Bowen	Ducheny	Katz	Speier
Brown	Escutia	Knox	Sweeney
Burton	Figueroa	Machado	Vasconcellos
Bustamante	Frusetta	Martinez	Villaraigosa

Objection to Vote Adds

Assembly Member Burton withheld unanimous consent on any requests for vote adds or vote changes on the roll call votes taken on this day on all amendments offered on House Resolution No. 36.

Motion to Amend by Assembly Member Speier—Set 2

Assembly Member Speier moved the adoption of amendments.

Amendments read.

Motion to Table Speier Amendments to House Resolution No. 36—Set 2

Assembly Member Battin moved that the amendments offered by Assembly Member Speier to House Resolution No. 36—Set 2 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—33

Ackerman	Brewer	Knowles	Rogan
Aguiar	Firestone	Kuykendall	Takasugi
Alby	Granlund	Margett	Thompson
Baldwin	Harvey	Miller	Weggeland
Battin	Hawkins	Morrow	Woods
Baugh	Hoge	Olberg	Mr. Speaker
Boland	House	Poochigian	
Bordonaro	Kaloogian	Rainey	
Bowler	Knight	Richter	

NOES—30

Alpert	Caldera	Hauser	Setencich
Archie-Hudson	Campbell	Isenberg	Sher
Baca	Cannella	Katz	Speier
Bates	Davis	Knox	Sweeney
Bowen	Ducheny	Machado	Vasconcellos
Brown	Escutia	Martinez	Villaraigosa
Burton	Figueroa	Mazzoni	
Bustamante	Gallegos	Napolitano	

Motion to Amend by Assembly Member Isenberg—Set 3

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to House Resolution No. 36—Set 3

Assembly Member Battin moved that the amendments offered by Assembly Member Isenberg to House Resolution No. 36—Set 3 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brewer	Kaloogian	Rainey
Aguiar	Brulte	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Goldsmith	Kuykendall	Takasugi
Battin	Granlund	Margett	Thompson
Baugh	Harvey	Miller	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	

NOES—31

Alpert	Campbell	Hannigan	Napolitano
Archie-Hudson	Cannella	Hauser	Setencich
Baca	Davis	Isenberg	Sher
Bates	Ducheny	Katz	Speier
Bowen	Escutia	Knox	Sweeney
Brown	Figueroa	Machado	Vasconcellos
Bustamante	Frusetta	Martinez	Villaraigosa
Caldera	Gallegos	Mazzoni	

Motion to Amend by Assembly Member Knox—Set 4

Assembly Member Knox moved the adoption of amendments.

Amendments read.

Point of Personal Privilege

Assembly Member Knox arose to a point of personal privilege.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled that Assembly Member Knox's point of personal privilege was not in order, under the Rules.

Motion to Appeal from the Decision of the Chair

Assembly Member Knox moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that Assembly Member Knox's point of personal privilege is not in order under the Rules be sustained?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—27

Alpert	Bustamante	Hannigan	Mazzoni
Archie-Hudson	Caldera	Hauser	Napolitano
Baca	Campbell	Isenberg	Sher
Bates	Davis	Katz	Speier
Bowen	Escutia	Knox	Sweeney
Brown	Figueroa	Machado	Villaraigosa
Burton	Gallegos	Martinez	

Motion To Table Knox Amendments to House Resolution No. 36—Set 4

Assembly Member Battin moved that the amendments offered by Assembly Member Knox to House Resolution No. 36—Set 4 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Goldsmith	Kuykendall	Rogan
Battin	Granlund	Margett	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mr. Speaker

NOES—33

Alpert	Cannella	Hauser	Setencich
Archie-Hudson	Cunneen	Isenberg	Sher
Baca	Davis	Katz	Speier
Bates	Ducheny	Knox	Sweeney
Bowen	Escutia	Machado	Vasconcellos
Brown	Figueroa	Martinez	Villaraigosa
Bustamante	Frusetta	Mazzoni	
Caldera	Gallegos	McPherson	
Campbell	Hannigan	Napolitano	

Motion to Amend by Assembly Member Martinez—Set 5

Assembly Member Martinez moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Rogan arose to the following point of order:

1.) That Assembly Member Martinez limit debate to the amendments before the Body, and

2.) That the motion to table is not debatable.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled point of order 1.) well-taken and point of order 2.) not well-taken as a motion to table amendments is not before the Body at this time.

Motion to Table Amendments to House Resolution No. 36—Set 5

Assembly Member Battin moved that the amendments offered by Assembly Member Martinez to House Resolution No. 36—Set 5 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Goldsmith	Margett	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Harvey	Morrissey	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—31

Alpert	Caldera	Gallegos	Mazzoni
Archie-Hudson	Campbell	Hannigan	Napolitano
Baca	Cannella	Hauser	Sher
Bates	Davis	Isenberg	Speier
Bowen	Ducheny	Katz	Sweeney
Brown	Escutia	Knox	Vasconcellos
Burton	Figueroa	Machado	Villaraigosa
Bustamante	Frusetta	Martinez	

Motion to Amend by Assembly Member Bowen—Set 6

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to House Resolution No. 36—Set 6

Assembly Member Battin moved that the amendments offered by Assembly Member Bowen to House Resolution No. 36—Set 6 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Goldsmith	Kuykendall	Rogan
Battin	Granlund	Margett	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mr. Speaker

NOES—32

Alpert	Campbell	Gallegos	McPherson
Archie-Hudson	Cannella	Hannigan	Napolitano
Baca	Cunneen	Hauser	Setencich
Bates	Davis	Isenberg	Sher
Bowen	Ducheny	Katz	Speier
Brown	Escutia	Knox	Sweeney
Bustamante	Figueroa	Martinez	Vasconcellos
Caldera	Frusetta	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Bowen—Set 7

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to House Resolution No. 36—Set 7

Assembly Member Battin moved that the amendments offered by Assembly Member Bowen to House Resolution No. 36—Set 7 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Firestone	Knowles	Richter
Baldwin	Goldsmith	Kuykendall	Rogan
Battin	Granlund	Margett	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mr. Speaker

NOES—32

Alpert	Campbell	Hannigan	McPherson
Archie-Hudson	Cannella	Hauser	Napolitano
Baca	Davis	Isenberg	Setencich
Bates	Ducheny	Katz	Sher
Bowen	Escutia	Knox	Speier
Brown	Figueroa	Machado	Sweeney
Bustamante	Frusetta	Martinez	Vasconcellos
Caldera	Gallegos	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Isenberg—Set 8

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to House Resolution No. 36—Set 8

Assembly Member Rogan moved that the amendments offered by Assembly Member Isenberg to House Resolution No. 36—Set 8 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brewer	Kaloogian	Poochigian
Aguiar	Brulte	Knight	Rainey
Alby	Conroy	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Granlund	Margett	Thompson
Baugh	Harvey	Miller	Weggeland
Boland	Hawkins	Morrissey	Woods
Bordonaro	Hoge	Morrow	Mr. Speaker
Bowler	House	Olberg	

NOES—31

Alpert	Campbell	Gallegos	Napolitano
Archie-Hudson	Cannella	Hannigan	Setencich
Baca	Cortese	Hauser	Sher
Bates	Davis	Isenberg	Speier
Brown	Ducheny	Katz	Sweeney
Burton	Escutia	Knox	Vasconcellos
Bustamante	Figueroa	Machado	Villaraigosa
Caldera	Frusetta	Mazzoni	

Motion to Amend by Assembly Member Isenberg—Set 9

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to House Resolution No. 36—Set 9

Assembly Member Olberg moved that the amendments offered by Assembly Member Isenberg to House Resolution No. 36—Set 9 be laid upon the table.

Assembly Member Battin seconded the motion.

Motion carried by the following vote:

AYES—33

Ackerman	Brewer	House	Richter
Aguiar	Brulte	Knight	Rogan
Alby	Conroy	Kuykendall	Takasugi
Baldwin	Firestone	Margett	Thompson
Battin	Frusetta	Miller	Weggeland
Baugh	Goldsmith	Morrissey	Mr. Speaker
Boland	Harvey	Morrow	
Bordonaro	Hawkins	Poochigian	
Bowler	Hoge	Rainey	

NOES—32

Alpert	Caldera	Gallegos	Mazzoni
Archie-Hudson	Campbell	Hannigan	Napolitano
Baca	Cannella	Hauser	Setencich
Bates	Cunneen	Isenberg	Sher
Bowen	Davis	Katz	Speier
Brown	Ducheny	Knox	Sweeney
Burton	Escutia	Machado	Vasconcellos
Bustamante	Figueroa	Martinez	Villaraigosa

Motion to Amend by Assembly Member Isenberg—Set 10

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to House Resolution No. 36—Set 10

Assembly Member Battin moved that the amendments offered by Assembly Member Isenberg to House Resolution No. 36—Set 10 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Takasugi
Battin	Goldsmith	Margett	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—30

Alpert	Caldera	Hannigan	Napolitano
Archie-Hudson	Campbell	Hauser	Setencich
Baca	Cannella	Isenberg	Speier
Bates	Davis	Katz	Sweeney
Bowen	Ducheny	Knox	Vasconcellos
Brown	Escutia	Machado	Villaraigosa
Burton	Figueroa	Martinez	
Bustamante	Gallegos	Mazzoni	

Motion to Amend by Assembly Member Isenberg—Set 11

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to House Resolution No. 36—Set 11

Assembly Member Battin moved that the amendments offered by Assembly Member Isenberg to House Resolution No. 36—Set 11 be laid upon the table.

Assembly Member Olberg seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brewer	House	Poochigian
Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Goldsmith	Kuykendall	Thompson
Baugh	Granlund	Margett	Weggeland
Boland	Harvey	Miller	Woods
Bordonaro	Hawkins	Morrissey	Mr. Speaker
Bowler	Hoge	Olberg	

NOES—32

Alpert	Caldera	Hannigan	Morrow
Archie-Hudson	Campbell	Hauser	Napolitano
Baca	Cannella	Isenberg	Setencich
Bates	Davis	Katz	Sher
Bowen	Ducheny	Knox	Speier
Brown	Escutia	Machado	Sweeney
Burton	Figueroa	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Bowen—Set 12

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to House Resolution No. 36—Set 12

Assembly Member Battin moved that the amendments offered by Assembly Member Bowen to House Resolution No. 36—Set 12 be laid upon the table.

Assembly Member Goldsmith seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	House	Poochigian
Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Goldsmith	Kuykendall	Takasugi
Baugh	Granlund	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker

NOES—26

Archie-Hudson	Campbell	Katz	Sher
Baca	Cannella	Knox	Speier
Bates	Davis	Machado	Sweeney
Bowen	Escutia	Martinez	Vasconcellos
Brown	Figueroa	Mazzoni	Villaraigosa
Bustamante	Gallegos	Napolitano	
Caldera	Hannigan	Setencich	

Motion to Amend by Assembly Member Davis—Set 13

Assembly Member Davis moved the adoption of amendments.

Amendments read.

Motion to Table Davis Amendments to House Resolution No. 36—Set 13

Assembly Member Battin moved that the amendments offered by Assembly Member Davis to House Resolution No. 36—Set 13 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Goldsmith	Kuykendall	Takasugi
Battin	Granlund	Margett	Thompson
Baugh	Harvey	Miller	Weggeland
Boland	Hawkins	Morrow	Woods
Bordonaro	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	

NOES—30

Alpert	Campbell	Hauser	Setencich
Archie-Hudson	Cannella	Isenberg	Sher
Baca	Davis	Katz	Speier
Bates	Ducheny	Knox	Sweeney
Bowen	Escutia	Machado	Vasconcellos
Brown	Figueroa	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	
Caldera	Hannigan	Napolitano	

Amendments Withdrawn

Without objection, Assembly Member Bowen withdrew her amendments to House Resolution No. 36—Sets 14, 15, and 16.

Motion to Amend by Assembly Member Isenberg—Set 17

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to House Resolution No. 36—Set 17

Assembly Member Battin moved that the amendments offered by Assembly Member Isenberg to House Resolution No. 36—Set 17 be laid upon the table.

Assembly Member Knight seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	Kaloogian	Poochigian
Aguiar	Brulte	Knight	Rainey
Alby	Conroy	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker

NOES—28

Alpert	Caldera	Hannigan	Napolitano
Archie-Hudson	Campbell	Hauser	Setencich
Baca	Davis	Isenberg	Sher
Bates	Escutia	Katz	Speier
Bowen	Figueroa	Knox	Sweeney
Brown	Frusetta	Machado	Vasconcellos
Bustamante	Gallegos	Martinez	Villaraigosa

Motion to Amend by Assembly Member Speier—Set 18 As Presented by Assembly Member Machado

Assembly Member Machado moved the adoption of amendments.

Amendments read.

Motion to Table Speier Amendments to House Resolution No. 36—Set 18

Assembly Member Battin moved that the amendments offered by Assembly Member Speier (presented by Assembly Member Machado) to House Resolution No. 36—Set 18 be laid upon the table.

Assembly Member Goldsmith seconded the motion.

Motion carried by the following vote:

AYES—38

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Goldsmith	Margett	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—32

Alpert	Caldera	Gallegos	Mazzoni
Archie-Hudson	Campbell	Hannigan	Napolitano
Baca	Cannella	Hauser	Setencich
Bates	Davis	Isenberg	Sher
Bowen	Ducheny	Katz	Speier
Brown	Escutia	Knox	Sweeney
Burton	Figueroa	Machado	Vasconcellos
Bustamante	Frusetta	Martinez	Villaraigosa

Motion to Amend by Assembly Member Bowen—Set 19

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to House Resolution No. 36—Set 19

Assembly Member Battin moved that the amendments offered by Assembly Member Bowen to House Resolution No. 36—Set 19 be laid upon the table.

Assembly Member Weggeland seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	House	Poochigian
Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Goldsmith	Kuykendall	Takasugi
Baugh	Granlund	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker

NOES—32

Alpert	Caldera	Gallegos	Mazzoni
Archie-Hudson	Campbell	Hannigan	Napolitano
Baca	Cannella	Hauser	Setencich
Bates	Davis	Isenberg	Sher
Bowen	Ducheny	Katz	Speier
Brown	Escutia	Knox	Sweeney
Burton	Figueroa	Machado	Vasconcellos
Bustamante	Frusetta	Martinez	Villaraigosa

Motion to Amend by Assembly Member Bowen—Set 20

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to House Resolution No. 36—Set 20

Assembly Member Battin moved that the amendments offered by Assembly Member Bowen to House Resolution No. 36—Set 20 be laid upon the table.

Assembly Member Richter seconded the motion.

Motion carried by the following vote:

AYES—35

Ackerman	Brewer	Kaloogian	Rainey
Aguiar	Brulte	Knight	Richter
Alby	Conroy	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Goldsmith	Margett	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrow	Woods
Bordonaro	Hawkins	Olberg	Mr. Speaker
Bowler	Hoge	Poochigian	

NOES—33

Alpert	Campbell	Hauser	Setencich
Archie-Hudson	Cannella	Isenberg	Sher
Baca	Davis	Katz	Speier
Bates	Ducheny	Knox	Sweeney
Bowen	Escutia	Machado	Vasconcellos
Brown	Figueroa	Martinez	Villaraigosa
Burton	Frusetta	Mazzoni	
Bustamante	Gallegos	McPherson	
Caldera	Hannigan	Napolitano	

Motion to Amend by Assembly Member Bowen—Set 21

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Motion to Table Bowen Amendments to House Resolution No. 36—Set 21

Assembly Member Battin moved that the amendments offered by Assembly Member Bowen to House Resolution No. 36—Set 21 be laid upon the table.

Assembly Member Weggeland seconded the motion.

Motion carried by the following vote:

AYES—36

Ackerman	Brewer	House	Poochigian
Aguiar	Brulte	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Goldsmith	Kuykendall	Takasugi
Baugh	Granlund	Margett	Thompson
Boland	Harvey	Miller	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker

NOES—34

Alpert	Campbell	Hannigan	Napolitano
Archie-Hudson	Cannella	Hauser	Setencich
Baca	Cunneen	Isenberg	Sher
Bates	Davis	Katz	Speier
Bowen	Ducheny	Knox	Sweeney
Brown	Escutia	Machado	Vasconcellos
Burton	Figueroa	Martinez	Villaraigosa
Bustamante	Frusetta	Mazzoni	
Caldera	Gallegos	McPherson	

Debate Limited

Speaker pro Tempore Aguiar announced that leadership of both Caucuses agreed that debate be limited to three Members in support of and three Members in opposition to House Resolution No. 36.

Point of Order

Assembly Member Archie-Hudson arose to the following point of order:

That Assembly Member Battin limit debate to the merits of House Resolution No. 36.

The question being on the adoption of House Resolution No. 36.

Resolution adopted by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—31

Alpert	Caldera	Hannigan	Napolitano
Archie-Hudson	Campbell	Hauser	Setencich
Baca	Cannella	Isenberg	Sher
Bates	Davis	Katz	Speier
Bowen	Ducheny	Knox	Sweeney
Brown	Escutia	Machado	Vasconcellos
Burton	Figueroa	Martinez	Villaraigosa
Bustamante	Gallegos	Mazzoni	

CONSIDERATION OF SENATE BILL NO. 1155 BY UNANIMOUS CONSENT

Assembly Member Olberg was granted unanimous consent to take up Senate Bill No. 1155, out of order.

SENATE BILL NO. 1155 (Maddy)—An act to repeal and add Chapter 5.5 (commencing with Section 42300) of Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

Bill read third time, and presented by Assembly Member Olberg.

Point of Order

Assembly Member Bowen arose to the following point of order:

That there may be an error in the Legislative Counsel's digest on Senate Bill No. 1155 which reflects a majority vote, rather than a ⅔ vote requirement.

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the Clerk is instructed to obtain clarification from the Legislative Counsel.

Demand for Previous Question

Assembly Members Morrissey, Battin, Knight, Ackerman, and Thompson demanded the previous question. Demand sustained.

Senate Bill No. 1155 Passed Temporarily

By unanimous consent Senate Bill No. 1155 was passed temporarily on file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 1106, OUT OF ORDER

Assembly Member Goldsmith requested unanimous consent to take up Senate Bill No. 1106, out of order.

Assembly Member Bates withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 848 (Kopp)—An act to amend Section 22349 of, and to add and repeal Section 22349.5 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 Bowler.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Bustamante	Harvey	Morrow
Aguiar	Caldera	Hauser	Napolitano
Alby	Campbell	Hawkins	Poochigian
Alpert	Cannella	Hoge	Rainey
Archie-Hudson	Conroy	House	Richter
Baca	Cortese	Isenberg	Rogan
Baldwin	Cunneen	Kaloogian	Setencich
Bates	Davis	Katz	Sher
Battin	Ducheny	Knight	Sweeney
Baugh	Escutia	Knowles	Takasugi
Boland	Figueroa	Kuykendall	Thompson
Bordonaro	Firestone	Machado	Vasconcellos
Bowen	Frusetta	Margett	Villaraigosa
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Hannigan	Morrissey	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Ackerman	Bustamante	Harvey	Morrow
Aguiar	Caldera	Hauser	Napolitano
Alby	Campbell	Hawkins	Poochigian
Alpert	Cannella	Hoge	Rainey
Archie-Hudson	Conroy	House	Richter
Baca	Cortese	Isenberg	Rogan
Baldwin	Cunneen	Kaloogian	Setencich
Bates	Davis	Katz	Sher
Battin	Ducheny	Knight	Sweeney
Baugh	Escutia	Knowles	Takasugi
Boland	Figueroa	Kuykendall	Thompson
Bordonaro	Firestone	Machado	Vasconcellos
Bowen	Frusetta	Margett	Villaraigosa
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Hannigan	Morrissey	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1106 (Leslie)—An act to add Section 2954.11 to the Civil Code, relating to mortgages.

Bill read third time.

Motion to Amend by Assembly Member Isenberg—Set 1

Assembly Member Isenberg moved the adoption of amendments.

Amendments read.

Motion to Table Isenberg Amendments to Senate Bill No. 1106—Set 1

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Senate Bill No. 1106—Set 1 be laid upon the table.

Assembly Member Battin seconded the motion.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	House	Olberg	Mr. Speaker

NOES—28

Alpert	Bustamante	Frusetta	Machado
Archie-Hudson	Caldera	Gallegos	Martinez
Baca	Campbell	Hannigan	Mazzoni
Bates	Cannella	Hauser	Napolitano
Bowen	Davis	Isenberg	Sher
Brown	Ducheny	Katz	Sweeney
Burton	Figueroa	Knox	Villaraigosa

Motion to Amend by Assembly Member Villaraigosa—Set 2 As Presented by Assembly Member Escutia

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

Motion to Table Villaraigosa Amendments to Senate Bill No. 1106—Set 2

Assembly Member Thompson moved that the amendments offered by Assembly Member Villaraigosa to Senate Bill No. 1106—Set 2 be laid upon the table.

Assembly Member Battin seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	Mr. Speaker
Brewer	House	Olberg	

NOES—28

Alpert	Bustamante	Figueroa	Knox
Archie-Hudson	Caldera	Frusetta	Machado
Baca	Campbell	Gallegos	Martinez
Bates	Cannella	Hannigan	Mazzoni
Bowen	Davis	Hauser	Napolitano
Brown	Ducheny	Isenberg	Sweeney
Burton	Escutia	Katz	Villaraigosa

Further Consideration of Senate Bill No. 1106

Bill presented by Assembly Member Goldsmith.

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 Kuykendall 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.

FURTHER CONSIDERATION OF SENATE BILL NO. 1155

SENATE BILL NO. 1155 (Maddy)—An act to repeal and add Chapter 5.5 (commending with Section 42300) of Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

Legislative Counsel Opinion

Speaker pro Tempore Aguiar stated that the Legislative Counsel has opined that Senate Bill No. 1155 requires a majority vote for passage.

The question being on the passage of the bill.

~~Bill passed by the following vote:~~

~~AYES—41~~

~~Ackerman~~	~~Brulte~~	~~Knight~~	~~Richter~~
~~Aguiar~~	~~Cannella~~	~~Knowles~~	~~Rogan~~
~~Alby~~	~~Conroy~~	~~Kuykendall~~	~~Seteneich~~
~~Baca~~	~~Cortese~~	~~Machado~~	~~Takasugi~~
~~Baldwin~~	~~Firestone~~	~~Margett~~	~~Thompson~~
~~Battin~~	~~Goldsmith~~	~~Miller~~	~~Weggeland~~
~~Baugh~~	~~Granlund~~	~~Morrissey~~	~~Woods~~
~~Boland~~	~~Harvey~~	~~Morrow~~	~~Mr. Speaker~~
~~Bordonaro~~	~~Hoge~~	~~Olberg~~	
~~Bowler~~	~~House~~	~~Poochigian~~	
~~Brewer~~	~~Kaloogian~~	~~Rainey~~	

~~NOES—17~~

~~Archie-Hudson~~	~~Ducheny~~	~~Isenberg~~	~~Sweeney~~
~~Bates~~	~~Escutia~~	~~Katz~~	~~Villaraigosa~~
~~Bowen~~	~~Figueroa~~	~~Knox~~	
~~Burton~~	~~Gallegos~~	~~Mazzoni~~	
~~Campbell~~	~~Hannigan~~	~~Napolitano~~	

~~Bill ordered transmitted to the Senate.~~

(NOTE: On June 20, 1996, the action was rescinded whereby Senate Bill No. 1155 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7484.)

ASSEMBLY CONCURRENT RESOLUTION NO. 72 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Concurrent Resolution No. 72, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Relative to proclaiming the Week of the Community College Administrator.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 72

Assembly Member Ducheny was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 72 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Alpert, Archie-Hudson, Baca, Bates, Boland, Bowen, Brewer, Burton, Bustamante, Cannella, Conroy, Cortese, Cunneen, Davis, Escutia, Figueroa, Frusetta, Gallegos, Hannigan, Harvey, Hawkins, Isenberg, Katz, Knox, Kuykendall, Machado, Margett, Martinez, Mazzoni, Miller, Morrissey, Morrow, Napolitano, Rainey, Sher, Sweeney, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up Assembly Concurrent Resolution No. 72, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 72, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Relative to proclaiming the Week of the Community College Administrator.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 207 (Polanco)—An act to amend Section 739.3 of the Public Utilities Code, relating to telephones, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Conroy.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Caldera	Hauser	Morrow
Aguiar	Campbell	Hawkins	Napolitano
Alby	Cannella	Hoge	Olberg
Alpert	Conroy	House	Poochigian
Archie-Hudson	Cortese	Isenberg	Rainey
Baca	Cunneen	Kaloogian	Richter
Baldwin	Davis	Katz	Rogan
Bates	Ducheny	Knight	Setencich
Battin	Escutia	Knowles	Sher
Baugh	Figueroa	Knox	Sweeney
Boland	Firestone	Kuykendall	Takasugi
Bordonaro	Frusetta	Machado	Thompson
Bowen	Gallegos	Margett	Villaraigosa
Bowler	Goldsmith	Mazzoni	Weggeland
Brewer	Granlund	McPherson	Woods
Brown	Hannigan	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Ackerman	Caldera	Hauser	Morrow
Aguiar	Campbell	Hawkins	Napolitano
Alby	Cannella	Hoge	Olberg
Alpert	Conroy	House	Poochigian
Archie-Hudson	Cortese	Isenberg	Rainey
Baca	Cunneen	Kaloogian	Richter
Baldwin	Davis	Katz	Rogan
Bates	Ducheny	Knight	Setencich
Battin	Escutia	Knowles	Sher
Baugh	Figueroa	Knox	Sweeney
Boland	Firestone	Kuykendall	Takasugi
Bordonaro	Frusetta	Machado	Thompson
Bowen	Gallegos	Margett	Villaraigosa
Bowler	Goldsmith	Mazzoni	Weggeland
Brewer	Granlund	McPherson	Woods
Brown	Hannigan	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 524 BY UNANIMOUS CONSENT

Assembly Member Kaloogian was granted unanimous consent to take up Senate Bill No. 524, out of order.

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.

REQUEST TO RETURN TO MOTIONS AND RESOLUTIONS

Assembly Member Caldera requested unanimous consent to return to Motions and Resolutions.

Unanimous Consent Withheld

Speaker pro Tempore Aguiar announced that unanimous consent was withheld earlier this day by Assembly Member Burton on any requests to return to Motions and Resolutions.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 2050 (Alby)—An act to amend Section 1596.871 of the Health and Safety Code, relating to child day care 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.)

Consent Calendar—Senate Bills

SENATE BILL NO. 998 (Committee on Local Government)—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, 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. 999 (Committee on Local Government)—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, 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. 1001 (Committee on Local Government)—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

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

Ackerman	Bustamante	Hauser	Morrow
Aguiar	Caldera	Hawkins	Napolitano
Alby	Campbell	Hoge	Olberg
Alpert	Cannella	House	Poochigian
Archie-Hudson	Conroy	Isenberg	Rainey
Baca	Cortese	Kaloogian	Richter
Baldwin	Cunneen	Katz	Rogan
Bates	Davis	Knight	Setencich
Battin	Ducheny	Knowles	Sher
Baugh	Escutia	Knox	Sweeney
Boland	Figueroa	Kuykendall	Takasugi
Bordonaro	Firestone	Machado	Thompson
Bowen	Frusetta	Margett	Vasconcellos
Bowler	Gallegos	Martinez	Villaraigosa
Brewer	Goldsmith	Mazzoni	Weggeland
Brown	Granlund	McPherson	Woods
Brulte	Hannigan	Miller	Mr. Speaker
Burton	Harvey	Morrissey	

NOES—None

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 13 BY UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent to take up Senate Joint Resolution No. 13, out of order.

SENATE JOINT RESOLUTION NO. 13 (Kelley)—Relative to public lands.

Resolution read, presented by Assembly Member Woods, and adopted by the following vote:

AYES—42

Ackerman	Brulte	Knight	Rainey
Aguiar	Cannella	Knowles	Richter
Alby	Conroy	Kuykendall	Rogan
Baca	Cortese	Machado	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Granlund	McPherson	Thompson
Baugh	Harvey	Miller	Weggeland
Boland	Hawkins	Morrissey	Woods
Bordonaro	Hoge	Morrow	Mr. Speaker
Bowler	House	Olberg	
Brewer	Kaloogian	Poochigian	

NOES—10

Archie-Hudson	Figueroa	Knox	Villaraigosa
Bowen	Firestone	Mazzoni	
Cunneen	Katz	Sweeney	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Joint Resolution No. 13: Assembly Member Aguiar, from "No" to "Aye".

Resolution ordered transmitted to the Senate.

REQUEST TO RETURN TO MOTIONS AND RESOLUTIONS

Assembly Member Morrissey requested unanimous consent to return to Motions and Resolutions.

Unanimous Consent Withheld

Speaker pro Tempore Aguiar announced that unanimous consent was withheld earlier this day by Assembly Member Burton on any requests to return to Motions and Resolutions.

CONSIDERATION OF DAILY FILE (RESUMED)
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. 2022, 2059, and **1994,** ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2036—An act to add Sections 11453.02 and 12201.01 to 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 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. 862 and **86,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 274—An act to amend Section 120102.5 of, and to amend, repeal, and add Section 120051 of, 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 returned to the second reading file, and to be placed upon the Consent Calendar.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1770

At 1:06 p.m., on motion of Assembly Member Brewer, 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 Brewer moved to continue the call of the Assembly.

Motion carried. Time, 1:07 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. 1106

At 1:08 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 Goldsmith 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.

At 1:09 p.m., Speaker Curt Pringle, 68th District, presiding

COMMITTEE MEETING ANNOUNCEMENTS

Speaker Pringle announced the following committee schedule for this day:

Revenue and Taxation, at 1:30 p.m., in Room 447;
Budget Subcommittee No. 1, upon adjournment, in Room 437;
Education, at 1:30 p.m., in Room 4202; and
Appropriations, upon adjournment, in Room 4202.

CHANGES IN CONFEREES—CONFERENCE COMMITTEE ON SENATE BILL NO. 58

The Speaker made the following change in the Conference Committee on Senate Bill No. 58:

Assembly Member Ducheny, in place of Assembly Member McDonald.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1770

At 1:09 p.m., on motion of Assembly Member Brewer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Senate amendments, which add an urgency clause to Assembly Bill No. 1770, refused concurrence by the following vote:

AYES—48

Ackerman	Brulte	Hoge	Poochigian
Aguiar	Bustamante	House	Rainey
Alby	Cannella	Kaloogian	Richter
Alpert	Conroy	Knight	Rogan
Baldwin	Cortese	Knowles	Setencich
Battin	Cunneen	Kuykendall	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	McPherson	Vasconcellos
Bordonaro	Goldsmith	Miller	Villaraigosa
Bowen	Granlund	Morrissey	Weggeland
Bowler	Harvey	Morrow	Woods
Brewer	Hawkins	Olberg	Mr. Speaker

NOES—6

Burton	Isenberg	Napolitano
Ducheny	Martinez	Sweeney

Motion to Reconsider Assembly Bill No. 1770 on Next Legislative Day

Assembly Member Brewer moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 1770 were this day refused concurrence.

Assembly Bill No. 1770 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1106

At 1:10 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 Bill No. 1106 refused passage by the following vote:

AYES—38

Ackerman	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Goldsmith	Margett	Setencich
Baugh	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrissey	Weggeland
Brulte	Hoge	Morrow	Woods
Cannella	House	Olberg	Mr. Speaker
Conroy	Kaloogian	Poochigian	
Cortese	Knight	Rainey	

NOES—22

Aguiar	Boland	Ducheny	Mazzoni
Alby	Bowen	Escutia	Napolitano
Alpert	Brown	Gallegos	Sweeney
Archie-Hudson	Caldera	Hannigan	Villaraigosa
Baca	Campbell	Isenberg	
Bates	Davis	Katz	

Motion to Reconsider Senate Bill No. 1106 on Next Legislative Day

Assembly Member Goldsmith moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1106 was this day refused passage.

Senate Bill No. 1106 ordered to the unfinished business file.

COMMITTEE MEETING CANCELED

Speaker Pringle announced that the meeting of the Committee on Insurance scheduled for today has been canceled.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 57, Coauthors: Cortese—Aye; Villaraigosa—No.

Assembly Joint Resolution No. 57: Alpert, Cannella, Cortese, and Hoge—Aye; Villaraigosa—No.

Assembly Bill No. 242, Concurrence: Alpert, Cortese, and Villaraigosa—Aye.

Assembly Bill No. 423, Concurrence: Sher—Aye; Cortese and Villaraigosa—No.

Assembly Bill No. 2082: Cortese—Aye.

House Resolution No. 36: Morrow—Aye.

Senate Bill No. 1155: Katz—No.

Senate Bill No. 207 and Urgency: Olberg—Aye.

Senate Joint Resolution No. 13: Firestone and Villaraigosa—No.

MOTION TO ADJOURN

At 1:10 p.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Brulte seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:11 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 75—Burton. Relative to reimbursement of costs incurred due to tobacco-related diseases.

ASSEMBLY CONCURRENT RESOLUTION NO. 76—Frusetta. Relative to the billing procedures of health facilities.

AUTHOR'S AMENDMENTS

Committee on Public Safety

March 20, 1996

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2122
Assembly Bill No. 2331

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOLAND, Chairwoman

ASSEMBLY BILL NO. 2122—An act to amend Section 1377 of the Penal Code, relating to criminal 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.

ASSEMBLY BILL NO. 2331—An act to amend Section 594 of the Penal Code, relating to crime.

Bill read second time; author's amendments, 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

March 20, 1996

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 1987

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HOGE, Chairman

ASSEMBLY BILL NO. 1987—An act to amend Sections 1500 and 1547 of, and to add Article 4 (commencing with Section 1550) to Chapter 1 of Part 6 of Division 1 of, the Labor Code, relating to athlete agents.

Bill read second time; author's amendments, 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

March 20, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 2087

With author's amendments with the recommendation: Amend, and re-refer to the committee.

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 2087—An act to amend Section 2933.6 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.

AUTHOR'S AMENDMENTS
Committee on Education

March 20, 1996

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 2136

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BALDWIN, Chairman

ASSEMBLY BILL NO. 2136—An act to amend Section 47616 of the Education Code, relating to charter 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 Higher Education

March 20, 1996

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 2186

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIRESTONE, Chairman

ASSEMBLY BILL NO. 2186—An act to add Part 40.3 (commencing with Section 67450) to 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 Judiciary

March 20, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 2303

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MORROW, Chairman

ASSEMBLY BILL NO. 2303—An act to add Section 26860 to the Government Code, relating to mediation.

Bill read second time; author's amendments, 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

March 20, 1996

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 794

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOWLES, Chairman

SENATE BILL NO. 794—An act to amend Sections 11019.6, 11400.20, 11415.60, and 11435.15 of, to add and repeal Section 11400.21 of, and to repeal Section 11346.14 of, the Government Code, and to amend Section 1861.08 of the Insurance Code, relating to administrative procedure, 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 Higher Education

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 2306

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FIRESTONE, Chairman

Above bill ordered to second reading.

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 2307

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIRESTONE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 2226

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

GRANLUND, Chairman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 2138

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.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 2056

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.

GRANLUND, Chairman

Above bill ordered to second reading.

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 890

With amendments with the recommendation: Amend, and do pass, as amended.

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 277

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIRESTONE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: March 20, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 836

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: March 19, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2000
Assembly Bill No. 2001
Assembly Bill No. 2010
Assembly Bill No. 2112
Assembly Bill No. 2140
Assembly Bill No. 2144
Assembly Bill No. 2240
Assembly Bill No. 2287

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.

Date of Hearing: March 19, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2116
Assembly Bill No. 2145

With the recommendation: Do pass.

BOLAND, Chairwoman

Above bills ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Thompson, of the 66th Assembly District, introduced his wife Donna Thompson.

Assembly Member Aguiar, of the 61st Assembly District, introduced James Fortson, of Sacramento; and Pat Urena, of Sacramento, who was accompanied by representatives from the State Board of Guide Dogs for the Blind.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Rogan, the Assembly adjourned until 9 a.m., Thursday, March 21, 1996, out of respect to the memory of John Fain, on motion of Assembly Member Rogan; out of respect to the memory of Patricia Jackson, on motion of Assembly Member Burton; out of respect to the memory of Pablo Casas, on motion of Assembly Member Gallegos; out of respect to the memory of Arthur J. Kuehl, on motion of Assembly Member Katz; out of respect to the memory of the 150 victims of a fire in Manila, Philippines, on motion of Assembly Member Ducheny; and out of respect to the memory of John Marshall Faylor, on motion of Assembly Member McPherson.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 20, 1996

The following measures were amended in the Assembly on this day:

AB	RN
1987	9607730
2036	9607949
2087	9607990
2122	9607256
2136	9607464
2186	9607774
2303	9608023
2331	9607483

SB	RN
274	9607023
524	9607638
794	9607598

Amendments were considered by the Assembly, but not adopted, to the following measures:

House Resolution

36 (Speier amendments—Set 1, RN 9608174, laid upon the table)
(Speier amendments—Set 2, RN 9608079, laid upon the table)
(Isenberg amendments—Set 3, RN 9608141, laid upon the table)
(Knox amendments—Set 4, RN 9608073, laid upon the table)
(Martinez amendments—Set 5, RN 9608089, laid upon the table)
(Bowen amendments—Set 6, RN 9608069, laid upon the table)
(Bowen amendments—Set 7, RN 9608093, laid upon the table)
(Isenberg amendments—Set 8, RN 9608149, laid upon the table)
(Isenberg amendments—Set 9, RN 9608148, laid upon the table)
(Isenberg amendments—Set 10, RN 9608146, laid upon the table)
(Isenberg amendments—Set 11, RN 9608144, laid upon the table)
(Bowen amendments—Set 12, RN 9608066, laid upon the table)
(Davis amendments—Set 13, RN 9608084, laid upon the table)

(Isenberg amendments—Set 17, RN 9608143, laid upon the table)
(Speier amendments—Set 18, RN 9608156, laid upon the table)
(Bowen amendments—Set 19, RN 9608176, laid upon the table)
(Bowen amendments—Set 20, RN 9608185, laid upon the table)
(Bowen amendments—Set 21, RN 9608187, laid upon the table)

Senate Bill

1106 (Isenberg amendments—Set 1, RN 9607547, laid upon the table)
(Villaraigosa amendments—Set 2, RN 9607370, laid upon the table)